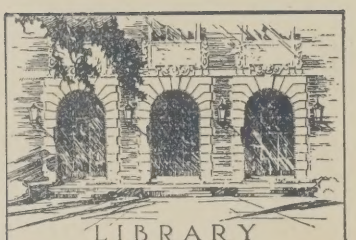

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COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., MONDAY, APRIL 16, 1945. No. 45.

SENATE

MONDAY, April 16, 1945.

The Senate met at 4:00 o'clock, p. m., Eastern War Time.

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D. D., offered the following prayer:

Our God and Father in whose hands are the destinies of all nations and all men, nations and men must bow to the sovereignty of Thy will.

As individuals and as representatives of all the people of our state we bow in submission to that divine decree that called our President from a life of great activity and achievement to the "place prepared" for those who love and serve Thee. Keep us from indulging in futile questionings as to what Thou hast done. "The Lord gave and the Lord hath taken away, blessed be the name of the Lord." The worker rests but the work must go on. And so, may our faith in the mercy and goodness of God be unshaken and fear for the future be cast out. God reigns.

We pray that the God of comfort, as only He can, will comfort the mourning family of our departed leader.

We pray for President Truman. His task is a hard one. He needs wisdom beyond that his human advisers can supply. May he turn to Thee and follow the leadings of Thy Spirit. Hold Thou him up and he will be safe.

In this critical period of our nation's life keep us all from "the fear of fear." Strengthen the hearts and the hands of the men and women fighting for the right. Hasten the coming of V-Day for the world. May all be convinced that "their labor is not in vain in the Lord."

In the name of Him who said "I am the resurrection and the life." Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. SCARLETT, the further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

PROCLAMATION ON THE DEATH OF THE LATE PRESIDENT, FRANKLIN DELANO ROOSEVELT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the General Assembly of the Commonwealth of Pennsylvania:

I transmit herewith a copy of my Proclamation issued Friday, April 13, 1945, on the tragic death of our late President, Franklin Delano Roosevelt.

It is suggested that this Proclamation be read in open session of both the Senate and the House of Representatives, and that the full text be printed in the Legislative Journal, as a matter of permanent record.

EDWARD MARTIN.

In the Name and by Authority of the
COMMONWEALTH OF PENNSYLVANIA
Governor's Office, Harrisburg, Pa.

PROCLAMATION

Whereas, The tragic death of Franklin Delano Roosevelt, thirty-first President of the United States, has plunged the liberty-loving people of all the world into deepest sorrow, and

Whereas, We stand on the eve of our Nation's greatest victory to which the inspiring leadership of our beloved President contributed so much, and

Whereas, His name is inscribed forever among the illustrious heroes of America as one who gave his life in the service of his country fighting to preserve and safeguard the ideals and principles which we hold sacred.

Now, Therefore, I, Edward Martin, Governor of the Commonwealth of Pennsylvania, do hereby proclaim and designate a period of mourning in the Commonwealth of Pennsylvania, from Friday, April 13, 1945, to Sunday, May 13, 1945, inclusive, in tribute to the greatness of Franklin Delano Roosevelt. I direct that the Flag be displayed during that period at half-staff from all public buildings, schools, homes, industrial establishments and other appropriate places.

I direct, also, that the State liquor stores and all offices of the State Government, with the exception of the protective services, remain closed on Saturday, April 14th.

Furthermore, I suggest and earnestly request that all business establishments, except those engaged in the war effort, be closed during the hours of the funeral services beginning at four p. m., Saturday, April 14th. I suggest, also, that all citizens pause in their accustomed activities and that all vehicular and all other traffic be stopped on the stroke of four o'clock, Saturday, April 14th, that we may all stand for one minute in silent prayer. It would be appropriate, also, and I now suggest, that memorial services be held in our churches and other places of worship and in public assemblies on Sunday, April 15th.

As we mourn the untimely loss which has befallen our Nation and the world, it is fitting that we give earnest thought to the future of our beloved land and re-dedicate ourselves anew to patriotic service. I am confident all citizens of Pennsylvania will continue to stand firm in their allegiance to our country's cause. The memory of

Franklin Delano Roosevelt calls upon every one to remain at his post of duty and demands that our war industries continue to work unceasingly and with redoubled vigor until decisive and final victory is achieved. I know that would be the wish of the great leader who guided our Nation through the darkest hours in our history.

Given under my hand and the Great Seal of the State, at the City of Harrisburg, this thirteenth day of April, in the year of our Lord one thousand nine hundred and forty-five, and of the Commonwealth the one hundred and sixty-ninth.

EDWARD MARTIN.

By the Governor:
C. M. MORRISON,
Secretary of the Commonwealth.

The PRESIDENT. The Chair now recognizes the Senator from Westmoreland, Mr. Dent.

Mr. DENT. Mr. President and Members of the Senate, as we meet here today in solemn session assembled, a picture of life's uncertainty and solemnity comes to my mind.

High upon the steep slopes of Mt. Surabahi, on the Island of Iwo Jima, a young Marine Private, in the full strength of life, lies in the glory of death; the sacrifice supreme that we may live our lives in peace.

Deep in the silent depths of the troubled Pacific a young Navy Lieutenant rests in the undisturbed slumbers of death; the sacrifice supreme that we may live our lives in peace.

High in the serene blue skies, above our troubled earth, a young pilot starts his long fateful flight earthward; the sacrifice supreme that we may live our lives in peace.

Knee deep in mud, chilled to the marrow by the wintry blasts, baked in the unmerciful heat of the noonday sun, the weary foot soldier plods his troubled way, as the sun sinks and the afterglow lights the evening sky with a promise of more tomorrows, a sniper's bullet finds its easy mark and life slowly ebbs from the fallen warrior as the blood of our youth blends with the green of the earth to form the clay from which the life of tomorrow must be molded; the supreme sacrifice that we may live our lives in peace.

High above the peacefully flowing waters of the mighty Hudson, the last mortal remains of another gallant soldier have been laid to rest. As the echoes of taps resound through the valley he loved so much, our late President, Franklin Delano Roosevelt, returns to the cool, green earth of Hyde Park from whence he came; a casualty of this war he fought so hard to prevent. His life of courageous service to his fellow men ended all too soon; his death a pledge of this generation to continue the fight that the future generations of civilization may live their lives in peace.

"Under this wooden cross there lies a Christian
killed in battle.
You who read remember that this stranger died
in pain,
And passing here, if you can lift your eyes upon
a peace kept by the human creed,
Know that one soldier has not died in vain."

Mr. President, I move that the Senate of the Commonwealth of Pennsylvania do now adjourn until tomorrow, April 17th, at one o'clock, out of respect and in memory of our beloved late Commander-in-Chief and President, Franklin Delano Roosevelt.

Mr. HEYBURN. Mr. President, Franklin D. Roosevelt, our great leader, has been taken from our midst and our sympathies go out to all peoples everywhere. Able, strong and courageous, he lived up to the best traditions of American manhood and served his country well. With deep appreciation of his great service to mankind and out of respect to his memory, I second the motion to adjourn.

The PRESIDENT. Senator Dent has moved and Senator Heyburn has seconded the motion that the Senate adjourn, out of memory and respect for President Roosevelt, until Tuesday, April 17, 1945, at one o'clock p. m. E.W.T.

Before that motion is voted on I am sure every member of this Senate is glad to join in this tribute to a leader who has inspired countless millions of people not only in America but throughout the entire world.

I think it would be very appropriate at this time to ask Senator Frank Ruth to offer, in behalf of the Senate, a prayer in memory of President Franklin D. Roosevelt.

MEMORIAL PRAYER

Mr. RUTH. Our God and Father, Father of all mankind, in deep grief we meet today to remember him whom Thou hast given to us, whom Thou hast saved from the adversity of a great physical handicap and prepared for that great day when our nation was in dire distress and through Thy Holy Spirit Thou didst guide him to inspire our people to rise from calamity unto the heights of usefulness.

We thank Thee for his life, for the courage he gave to his people, for the spirit of neighborhood he inspired among nations.

In his whole philosophy of life, unity in essentials, liberty in non-essentials and in all things charity, Thou hast given us a new hope for tomorrow. Thou has taken him away from us but we know through the faith which Thou hast taught us on a mother's knee that some day we shall see him again; until that day it has become our lot in our time to carry a torch, a torch of friendliness and kindness not only to our peoples but to all the peoples of the world, a world that is down in darkness and despair, destroyed and desolate.

May the inspiration of his life, the faith which has been instilled into us by our Lord and Savior, enable us to rise to the great opportunity as a people to establish a spirit of unity and brotherhood throughout all the world.

We know that the secret thoughts of his life were perhaps best expressed by the poet when he said:

"Let me live in a house by the side of the road
Where the race of men go by;
The men that are good and the men that are bad,
As good and as bad as I.
I would not sit in the scorner's seat
Nor hurl the cynic's ban;
Let me live in a house by the side of the road
And be a friend to man."

We pray that Thou wilt bless him whom Thou hast chosen to follow in his footsteps. May he too be guided by Thy Spirit and may we, his people, follow in close ranks, hands and hearts joined together, to bring the great boon and blessing unto them which Thou didst send into the world first in the life of Thy Son, our Saviour. As he was laid amongst the roses in the home he loved, may that shrine inspire us and unborn generations to rise to

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that great glory which Thou hast given for all men, that we should be brothers.

We ask it in His Holy Name. Amen.

The PRESIDENT. The Senate will now vote on the motion made by Senator Dent and seconded by Senator Heyburn, that the Senate in memory of President Roosevelt, adjourn until tomorrow, Tuesday, April 17, 1945, at one o'clock p. m., E.W.T.

The motion was unanimously agreed to.

Whereupon,

The Senate adjourned at 4:37 o'clock p. m., Eastern War Time, until Tuesday, April 17, 1945, at 1:00 o'clock p. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 16, 1945.

The House met at 9 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the following prayer:

Dear Lord we come to Thee for Thy strength at a time when our nation and the nations of the world mourn the departure of our late President, Franklin Delano Roosevelt. We thank Thee for the unselfish service and supreme sacrifice which he has rendered for us and for all mankind. Give unto his successor, our President, Harry S. Truman, Thy divine grace, wisdom and guidance so that he may faithfully discharge the tremendous responsibilities placed upon his life. May he be assured of our prayers and cooperation.

And [illegible] Lord, we would breathe the words which Frankl[illegible]no Roosevelt prayed upon the occasion of his first [illegible]esidential inauguration:

"O God, our Father, make us worthy of the trust which Thou hast placed in us. May we have bravery and devotion which b[illegible] these times. As a nation may we have the warm courage of unity and the clear consciousness of seeking tried and precious moral values. As citizens may we have the clean satisfaction that comes from the stern performance of our duty. As Allies may we have faith in the future of democracy, and may we build for a world of lasting brotherhood and peace." Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Thursday, April 12, 1945.

The Clerk proceeded to read the Journal of Thursday, April 12, 1945, when, on motion of Mr. Ray L. Riley, unanimously agreed to, the further reading was dispensed with and the Journal approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

PROCLAMATION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the General Assembly of the Commonwealth of Pennsylvania:

I transmit herewith a copy of my Proclamation issued Friday, April 13, 1945, on the tragic death of our late President, Franklin Delano Roosevelt.

It is suggested that this Proclamation be read in open session of both the Senate and the House of Representatives, and that the full text be printed in the Legislative Journal, as a matter of permanent record.

EDWARD MARTIN.

In the Name and by Authority of the
COMMONWEALTH OF PENNSYLVANIA
Governor's Office, Harrisburg, Pa.

PROCLAMATION

Whereas, The tragic death of Franklin Delano Roosevelt, thirty-first President of the United States, has plunged the liberty-loving people of all the world into deepest sorrow, and

Whereas, We stand on the eve of our Nation's greatest victory to which the inspiring leadership of our beloved President contributed so much, and

Whereas, His name is inscribed forever among the illustrious heroes of America as one who gave his life in the service of his country fighting to preserve and safeguard the ideals and principles which we hold sacred.

Now, Therefore, I, Edward Martin, Governor of the Commonwealth of Pennsylvania, do hereby proclaim and designate a period of mourning in the Commonwealth of Pennsylvavnia, from Friday, April 13, 1945, to Sunday, May 13, 1945, inclusive, in tribute to the greatness of Franklin Delano Roosevelt. I direct that the Flag be displayed during that period at half-staff from all public buildings, schools, homes, industrial establishments and other appropriate places.

I direct, also, that the State liquor stores and all offices of the State Governorment, with the exception of the protective services, remain closed on Saturday, April 14th.

Furthermore, I suggest and earnestly request that all business establishments, except those engaged in the war effort, be closed during the hours of the funeral services beginning at four p. m., Saturday, April 14th. I suggest, also, that all citizens pause in their accustomed activities and that all vehicular and all other traffic be stopped on the stroke of four o'clock, Saturday, April 14th, that we may all stand for one minute in silent prayer. It would be appropriate, also, and I now suggest, that memorial services be held in our churches and other places of worship and in public assemblies on Sunday, April 15th.

As we mourn the untimely loss which has befallen our Nation and the world, it is fitting that we give earnest thought to the future of our beloved land and re-dedicate ourselves anew to patriotic service. I am confident all citizens of Pennsylvania will continue to stand firm in their allegiance to our country's cause. The memory of Franklin Delano Roosevelt calls upon every one to remain at his post of duty and demands that our war industries continue to work unceasingly and with redoubled vigor until decisive and final victory is achieved. I know that would be the wish of the great leader who guided our Nation through the darkest hours in our history.

Given under my hand and the Great Seal of the State, at the City of Harrisburg this thirteenth day of April, in the year of our Lord one thousand nine hundred and forty-five, and of the Commonwealth the one hundred and sixty-ninth.

EDWARD MARTIN.

By the Governor:

C. M. Morrison,
Secretary of the Commonwealth.

ADJOURNMENT IN MEMORIAM

Mr. ANDREWS. Mr. Speaker, Franklin Delano Roosevelt, the man, is no longer with us. His weak flesh has broken, but his spirit remains. That spirit is as a shining cloud to guide us and the nations of the world by day, and a pillar of fire by night that will illume the dark places of the future.

Mr. Speaker, I now move as a tribute to our great leader and in memoriam, that this House do now adjourn till Tuesday, April 17, at 1:00 p. m.

Mr. LICHTENWALTER. Mr. Speaker, I wish to concur in the remarks made by the gentleman from Cambria regarding our President, Franklin Delano Roosevelt, and rise to second the motion that this House do now adjourn till Tuesday, April 17, at 1:00 o'clock p. m.

The motion was unanimously agreed to by a rising vote, in respectful silence, until the gavel fell.

And (at 9:17 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., TUESDAY, APRIL 17, 1945. No. 46.

SENATE

TUESDAY, April 17, 1945.

The Senate met at 1:00 o'clock, p. m., Eastern War Time.

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D. D. offered the following prayer:

"God be merciful to us and bless us, and cause His face to shine upon us; that Thy way may be known upon earth, Thy saving health among the nations." So sang Thine ancient worshipper and to-day we make his song our prayer.

Be merciful, O God, to our nation. In the new and testing times that are upon us may we trust in the Lord and in the power of His might. Thou hast made us strong in numbers, rich in natural resources; our good earth yields her increase, our capacity for production is unlimited. These are God's gifts to us. May we never forget the Giver. "O God, let all the people praise Thee".

We thank Thee that we are a united people. May no sinister power, at home or abroad, cause dissension among us. United we can go forward to complete victory over all enemies. With Thee we are invincible.

We pray that all our leaders follow Thy leadership. Especially do we pray for President Truman. Endow him with wisdom, courage and strength adequate to meet successfully the great issues that press upon him. For this a moral and spiritual endowment that can come only from Thee must be his. Grant this to him, O Lord.

And may Thy Spirit inspire us all to walk in the way of righteousness, for in that way lies peace.

In the name of Him who tells us "Be of good cheer, I have overcome the world". Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. LETZLER, the further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. Stiefel asked and obtained leave of absence for Mr. DiSILVESTRO, due to illness.

Mr. Holland asked and obtained leave of absence for Mr. KLEIN, due to illness.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 386, PRINTER'S No. 142

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 386, Printer's No. 142, entitled "An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' by permitting departments boards or commissions to make transfers of surplus products of the soil meats livestock timber or other materials raised or grown upon or taken from property of the Commonwealth or their by-products to other state agencies and receive credit to their appropriation under certain conditions."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 221, PRINTER'S No. 251

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 221, Printer's No. 251, entitled "An Act authorizing the Commonwealth and

any administrative department boards and commissions thereof acting through the Department of Property and Supplies and political subdivisions of the Commonwealth including municipal authorities to enter into contracts with the United States of America or any agency thereof for the purchase lease or other acquisition of property real or personal offered for sale pursuant to the Surplus Property Act of one thousand nine hundred forty-four without complying with any requirement of existing law as to specifications advertising award of contract and approval of purchases by a State agency receiving competitive bids or the delivery of property purchased before payment therefor."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 303, PRINTER'S No. 98

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 303, Printer's No. 98, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Allentown State Hospital to acquire a certain tract of land for the use of said hospital and making an appropriation therefor."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 314, PRINTER'S No. 252

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 314, Printer's No. 252, entitled "An Act relating to officers and employes of the Senate and House of Representatives providing for and fixing the compensation of an additional employe changing the compensation of certain existing employes and making an appropriation therefor and for contingent expenses."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 406, PRINTER'S No. 144

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 406, Printer's No. 144, entitled "An Act to regulate the sale of second-hand watches and providing penalties."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 63, PRINTER'S No. 134

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 63, Printer's No. 134, entitled 'An Act to further amend section one of the act approved the thirteenth day of June one thousand eight hundred eighty-three (P. L. 118) entitled 'An act ceding concurrent jurisdiction of this State over certain lands owned or hereafter acquired by the United States' by further regulating cession of jurisdiction by the Commonwealth of Pennsylvania to the United States of America.'"

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 84, PRINTER'S No. 89

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 84, Printer's No. 89, entitled "An Act concerning the powers and duties of policemen appointed by the Delaware River Joint Toll Bridge Commission."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 113, PRINTER'S No. 124

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 113, Printer's No. 124, entitled "An Act to empower political subdivisions to promulgate administer and enforce airport zoning regulations limiting the height of structures and objects of natural growth and otherwise regulating the use of property in the vicinity of airports and to acquire by purchase grant or condemnation air rights and other interests in land to authorize penalties and remedies for violations of this act or of any ordinances or regulations made under the authority conferred herein and to authorize appropriations."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 250, PRINTER'S No. 95

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 250, Printer's No. 95, entitled "An Act to further amend section two thousand three hundred nineteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined,' by changing the name 'Western State Psychiatric Hospital' to 'Western State Psychiatric Institute and Clinic.'"

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 251, PRINTER'S No. 96

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 251, Printer's No. 96, entitled "An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 1199 No. 324) entitled 'An act for the acceptance of a site from the University of Pittsburgh and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital providing for the erection construction and equipment of said hospital when appropriations are made available and for its management by the Department of Welfare' by changing the name 'Western State Psychiatric Hospital' to 'Western State Psychiatric Institute and Clinic.'"

EDWARD MARTIN.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

ALDERMAN, THIRD WARD, DUQUESNE, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Robert K. Grieser, Sr., 614 Crawford Street, Duquesne, Allegheny County, for appointment as Alderman in and for the Third Ward of the City of Duquesne, Allegheny County, until the first Monday in January, 1946, vice William Bedont, deceased.

EDWARD MARTIN.

MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following persons for appointment as Members of the Crawford County Board of Assistance:

Mrs. Gladys Harrison Roeder (Republican), 121 West Walnut Street, Titusville, Crawford County, to serve until December 31, 1946, and until her successor is duly appointed and qualified. (Reappointment)

Edward I. Bates (Republican), Meadville, Crawford County, to serve until December 31, 1946. (Reappointment)

John H. Bozic (Republican), Meadville, Crawford County, to serve until December 31, 1947, and until his successor is duly appointed and qualified. (Reappointment)

Joseph Kingsley (Republican), 208 Beach Avenue, Cambridge Springs, Crawford County, to serve until December 31, 1947, and until his successor is duly appointed and qualified, vice R. L. Whipple, Cambridge Springs, whose term expired.

EDWARD MARTIN.

JUSTICE OF THE PEACE, NORTH FAYETTE TOWNSHIP, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John H. Wade, Noblestown, Allegheny County, for appointment as Justice of the Peace in and for the Township of North Fayette, Allegheny County, until the first Monday in January, 1946, vice Joseph G. Voye, deceased.

EDWARD MARTIN.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 62, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one, (P. L. 149) entitled "Liquid Fuels Tax Law," as last amended, by imposing an additional tax on liquid fuels and providing for the payment thereof into the Motor License Fund.

Which was committed to the Committee on Highways.

House Bill No. 78, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred and thirty-five (P. L. 414), as reenacted and amended, entitled "State Personal Property Tax Act," by excepting and excluding therefrom the obligations of municipal corporations.

Which was committed to the Committee on Municipal Government.

House Bill No. 715, entitled:

An Act to further amend the title and the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled, as amended, "Transfer Inheritance Tax Law," by adding a new section; changing the provisions imposing inheritance taxes on transfers intended to take effect in possession or enjoyment at or after death; imposing additional duties on banks, safe deposit companies, trust companies, corporations, institutions or depositories, surviving depositors or joint accounts, persons, registers of wills and the Department of Revenue, and providing penalties; changing the provisions of debts and deductions, the computation of tax on life estates or estates for years, the assessment of tax on future estates, the lien of taxes and commissions to be retained by registers of wills.

Which was committed to the Committee on Judiciary Special.

House Bill No. 807, entitled:

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," as amended; by further regulating the procedure and the jurisdiction of the Board of Finance and Revenue relative to certain claims for refund; changing and restricting the right of the Commonwealth to impose interest on certain unpaid taxes and bonus when such taxes and bonus are not settled within a prescribed period of time, further providing for the report settlement and resettlement of taxes bonus and other accounts due the Commonwealth and for the furnishing of receipts for transfer inheritance and estate taxes; emilinating provisions for an Attorney General a commission and further regulating the procedure for filing petitions for resettlement, petitions for review, appeals to court.

Which was committed to the Committee on Finance.

House Bill No. 1017, entitled:

An Act to protect the public health and safety by requiring registration with and the securing of permits from the State Board of Pharmacy by persons copartnerships associations and corporations engaged in the manufacture or production of drugs and medical supplies regulating the manufacture of drugs and medical supplies as herein defined prohibiting the manufacture possession or sale of adulterated or misbranded drugs and medical supplies prescribing permits providing for inspections and the suspension and revocation of permits conferring powers on the State Board of Pharmacy and courts and providing penalties

Which was committed to the Committee on Public Health.

HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

GOVERNOR URGED TO ISSUE PROCLAMATION SETTING MAY FIRST AS AMERICANISM DAY

In the Senate, March 14, 1945.

For many years this country and the world at large has observed May first as May Day, and at different places the observance has been marked by various kinds of celebrations.

At times these celebrations have resulted in demonstrations against organized government.

In 1932 the American Legion in Fayette County inaugurated a new kind of observance of the day by staging a parade of Americanism which has grown each year into an event of first importance.

The participation in the celebration of this day by patriotic societies, veterans' organizations, and other organizations cannot help but make it throughout the Commonwealth a day to awaken new pride in our American institutions; therefore be it

Resolved (if the House of Representatives concurs), That the General Assembly of the Commonwealth of Pennsylvania urges the setting aside of May first as Americanism Day, and urges upon all patriotic veteran, fraternal and civic organizations the planning of its celebration in such a manner as will bring to the people of the Commonwealth a full realization of the benefits and privileges and blessings that come to them through the continuance of our American form of government; and be it further

Resolved, That the Governor of the Commonwealth is hereby urged to issue his proclamation further urging the people of the Commonwealth to join in a real American celebration of Americanism Day.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) announced that the Acting Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 421, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section

AUTHORIZING INDEBTEDNESS FOR CERTAIN PROJECTS

Whereupon,

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the presence of the Senate signed the same.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 850

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 850, entitled:

An Act to further amend sections five hundred twenty-two and five hundred twenty-four, and to repeal section five hundred twenty-three of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," by providing regulations relating to standard fire insurance policies.

AMENDMENT TO HOUSE BILL No. 719 RECALLED FROM THE GOVERNOR

He also presented for concurrence House Bill No. 719, entitled:

An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 558) entitled "An act authorizing the Department of Property and Supplies to sell and convey a lot or piece of land in Delaware County" correcting an erroneous measurement

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 527 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 527, entitled:

An Act to amend section four thousand three hundred one of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further regulating the administration of the police pension fund.

and has appointed Messrs. McCLESTER, RAY RILEY and READINGER as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE CONFERENCE COMMITTEE, HOUSE BILL No. 527, DISCHARGED

Mr. WALKER. Mr. President, last week through inadvertence I made a motion to have a conference committee appointed; at the time I was under the impression we were discussing Senate Bill No. 527 and inadvertently a conference committee was appointed consisting of Senators Tallman, Gourley and Walker.

However, Mr. President, the bill before the Senate at the time was House Bill No. 527.

Therefore, Mr. President, I move that the conference committee appointed by the President pro tempore last week, in error, consisting of Senators Tallman, Gourley

and Walker, be discharged, so that the President pro tempore may then be in a position to appoint a new conference committee on House Bill No. 527, which is now before the Senate.

Mr. BOWERS. I second the motion, Mr. President.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 527

The PRESIDENT. The Chair announces the President pro tempore has appointed Messrs. BLASS, EALY and WOODRING as a committee of conference on the part of the Senate to confer with a similar committee of the House (previously appointed) to consider the differences existing between the two houses in relation to House Bill No. 527.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 52

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 52, entitled:

An Act relating to the practice, procedure, regulations and adjudications of departments, departmental administartive boards and commissions, independent administrative boards and commissions, officers and other administrative agencies of this Commonwealth, and judicial review thereof; and preserving equitable jurisdiction in certain cases.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 52

Mr. WALKER. Mr. President, I move that the Senate insist upon its non-concurrence in amendments made by the House to Senate Bill No. 52, and that a conference committee be appointed to confer with a similar committee on the part of the House (if the House shall appoint such a committee).

Mr. JAMES. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 52

The PRESIDENT. The Chair announces the President pro tempore has appointed Messrs. WALKER, TALLMAN and GOURLEY as a committee of conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such a committee) to consider the differences existing between the two houses in relation to Senate Bill No. 52.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1 AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1, entitled

An Act to amend the title and certain sections, and to add certain new sections to the act approved the twenty-second day of June, one thousand nine hundred thirty-seven (P. L. 1987), entitled "An act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health, animal and aquatic life, and for industrial consumption, and recreation; empowering and directing the creation of indebtedness or the issuing of non-debt revenue bonds by political subdivisions to provide works to abate pollution; providing protection of water supply; providing for the jurisdiction of courts, magistrates, aldermen and justices of the peace in the enforcement thereof; and providing additional remedies for abating pollution of waters; imposing certain penalties; and repealing certain acts," by changing the definitions of "establishment" and "industrial waste," by eliminating requirement of notice to discontinue discharges of industrial waste, by changing penalties for violations, by prohibiting the discharge of silt into any waters of the Commonwealth and the discharge of acid mine drainage into clean waters thereof, by authorizing the purchase or condemnation by the Sanitary Water Board and certain persons of easements or right of ways, and providing for the payment of a portion of the costs thereof by the Commonwealth in certain cases

and has appointed Messrs. CHARLES BRUNNER, Jr., SORG, and COHEN as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 1

The PRESIDENT. The Chair announces the President pro tempore has appointed Messrs. HEYBURN, THOMAS and RUTH as a committee of conference on the part of the Senate to confer with a similar committee of the House (previously appointed) to consider the differences existing between the two houses in relation to House Bill No. 1.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORTS FROM COMMITTEES

Mr. THOMAS, from the Committee on Mines and Mining, reported as amended, House Bill No. 135, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisdiction of the Department of Mines in this Commonwealth and the expenses incident to this office

Mr. JONES, from the Committee on Public Health, reported as amended, Senate Bill No. 162, entitled.

An Act to protect the people from tuberculosis; to provide for the care, treatment, isolation and hospitalization of persons afflicted therewith; to provide for the commitment of certain persons afflicted with tuberculosis; to provide for their care, custody and discharge; and to prescribe penalties for the violation of this act.

He also, from the Committee on Public Health, reported as amended, House Bill No. 536, entitled:

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation

Mr. WAGNER, from the Committee on Public Health, reported as amended, Senate Bill No. 355, entitled:

An Act for the prevention, control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests; providing for the treatment of certain persons; requiring reports to be made to the State Department of Health; imposing duties upon, and authorizing and directing the Secretary of Health to make rules and regulations, and to disseminate certain information; regulating the advertisement and restricting the sale of certain drugs and remedies; and imposing penalties.

Mr. KEPHART, from the Committee on Judiciary General, reported as amended, House Bill No. 660, entitled:

An Act to add section thirty-one point one, to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207) entitled, "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lightning rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of assembly," further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens, mortgages, ground rents, estates and claims against such property by such sale and eliminating the right of redemption after such sales.

Mr. BERGER, from the Committee on Public Health, reported as amended, Senate Bill No. 580, entitled:

An Act to further amend section three of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 912), entitled "An act to protect the public health; defining and providing for the licensing of bakeries, and regulating the inspection, maintenance, and operation of bakeries and premises, stores and shops connected therewith; defining and regulating the manufacture, sale, and offering for sale of bakery products; conferring powers on the Department of Agriculture; and providing penalties," by eliminating certain requirements concerning wrappers.

BILLS INTRODUCED AND COMMITTED

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 715, entitled:

An Act providing for a Legislative Auditor and for his election by the General Assembly; defining his powers and duties; authorizing the employment of assistants; imposing certain duties and responsibilities upon the executive and administrative departments and agencies of the State government and upon agencies receiving State appropriations; and making an appropriation.

Which was committed to the Committee on State Government.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 716, entitled:

An Act to amend section eight of the act approved the twenty-first day of June, one thousand nine hundred and thirty-seven (P. L. 1969), entitled "An act relating to nonprofit cooperative corporations organized to engage in rural electrification, providing for the organization, consolidation and dissolution of such corporations; prescribing the qualification for membership therein; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing cooperative or nonprofit corporations and associations within the provisions of this act; conferring powers, and imposing duties on certain State departments, commissions and officers; fixing fees; conferring the right of eminent domain; prohibiting the use of certain terms in the corporate names of other corporations; exempting such corporations from excise taxes; imposing on them a license fee; and exempting such corporations from the jurisdiction of the Pennsylvania Public Utility Commission, and from the provisions of the Securities Act", by providing that before a certificate of incorporation shall issue to an electric cooperative corporation the Pennsylvania Public Utility Commission shall find and determine certain facts and approve the articles of incorporation.

Which was committed to the Committee on Public Utilities.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 717, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties; and repealing inconsistent laws.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 718, entitled:

An Act to add section three hundred six and one-tenth to the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 520), entitled "An act to further reenact and amend the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended, 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' changing maximum and minimum rates, periods, total amounts and aggregate of compensation; changing the system of computation of wages for compensation purposes; changing practice and rules of evidence; defining earning power after accident; authorizing the board to terminate compensation in certain cases; changing the classes of dependents entitled to compensation in case of death; increasing powers and duties of the board; and imposing additional penalties; authorizing the depart-

ment, the board and the referees to approve compromise agreements in certain cases, and generally amending, clarifying and changing the provisions of said act," providing for payment in second injury cases.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair Sénate Bill No. 719, entitled:

An Act to reenact and further amend the title and the act, approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. fifty-three) entitled, as amended, "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer of such institutions to the Commonwealth; providing for the management and operation or closing and abandonment thereof, and the maintenance of mental patients therein, including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws", providing for the transfer to the Commonwealth of all grounds, lands, buildings and personal property used for the care and maintenance of indigent persons in conjunction with institutions for the care of mental patients heretofore transferred to the Commonwealth, and for payment therefor by the Commonwealth to the political subdivisions; and further regulating the procedure relating to property of such institutions abandoned by the Commonwealth, and to institutions closed.

Which was committed to the Committee on State Government.

Mr. FARRELL (by request) read in his place and presented to the Chair Senate Bill No. 720, entitled:

An Act providing for the adjustment and settlement by the Department of Public Assistance of certain legal and moral claims against the Commonwealth arising out of contracts with the former State Emergency Relief Board, for the slaughter of drought cattle; and making an appropriation.

Which was committed to the Committee on Welfare, Public Assistance and Pensions.

Mr. TALLMAN read in his place and presented to the Chair Senate Bill No. 721, entitled:

An Act to further amend section two hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," further regulating when a director may be elected solicitor to the board.

Which was committed to the Committee on Education.

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 722, entitled:

An Act to amend the act approved the fifteenth day of March, one thousand eight hundred ninety-nine (P. L. 8) entitled, "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid," by further regulating appropriations made to land grant colleges.

Which was committed to the Committee on State Government.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 723, entitled

An Act to amend subsection (a) and further amend subsection (b) of section nine, of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a minority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further regulating judicial review.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair Senate Bill No. 724, entitled:

An Act to further amend subsection (b) of section seven of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the re-

view of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties"; by making further provisions for designation and selection of representatives for purposes of collective bargaining.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair Senate Bill No. 725, entitled:

An Act to amend clause (f) of subsection (1) of section six of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and processs of the board; prescribing certain penalties," by further defining and limiting unfair labor practices.

Which was committed to the Committee on Labor and Industry.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 726, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor.

Which was committed to the Committee on Education.

PERMISSION TO ADDRESS SENATE

Mr. TROUTMAN. Mr. President, the series of bills I am about to introduce, when enacted into law, will provide Pennsylvania with the most modern penal and correctional system in the United States.

BILLS INTRODUCED AND COMMITTED

Mr. TROUTMAN read in his place and presented to the Chair Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes, the commitment of defective delinquents and repealing certain laws.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Welfare the Pennsylvania Correctional, Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution"; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them; abolishing certain penal and correctional institutions; imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare, the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents; creating a board of trustees to supervise and manage such institution; regulating the admission and cost of care and maintenance of such juvenile delinquents.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 731, entitled:

An Act authorizing a State training school for female juvenile delinquents; creating a board of trustees to supervise and manage such institution; making the admission and cost of care and maintenance of such juvenile delinquents.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 732, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments,

boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Welfare boards of trustees for certain penal, correctional and delinquent defective institutions, defining their powers and duties and changing the powers and duties of certain other penal, correctional and defective delinquent institutions.

Which was committed to the Committee on State Government.

Mr. ROSENFELD read in his place and presented to the Chair Senate Bill No. 733, entitled:

An Act requiring registers of wills to issue letters testamentary or of administration on the estates of persons dying during time of war, while members of the armed forces of the United States or of any women's organization officially connected therewith, without charging or collecting a fee therefor in certain cases; and prescribing a penalty.

Which was committed to the Committee on Judiciary Special.

RESOLUTION MEMORIALIZING FRANKLIN D. ROOSEVELT

Mr. COLEMAN asked and obtained unanimous consent to address the Senate.

Mr. COLEMAN. Mr. President and Members of the Senate last Thursday an inexpressible emotion gripped the hearts of all the liberty-loving peoples of the world when the news of the death of Franklin D. Roosevelt was made known. It was difficult to believe that the angels had turned down his eyelids forever and that the heroic champion of freedom was no more.

I sat in a restaurant in Scranton when the news was flashed over the radio through the same instrument where his matchless appeal had fascinated millions of people many times before—it was shocking, unbelievable news that stunned all of us into inaction. When we began to realize it was true, the uncontrollable grief made many of us with tear-dimmed eyes sick in mind and body and soul. I saw men and women in all walks of life weeping unashamedly—these tears are not the sign of weakness but rather are they the marks of power even when seen on the cheeks of a strong man. It seemed as though the bottom fell out of everything. His passing means that a light has gone out toward which all of us looked with hope on the eve of the San Francisco Conference to lay the foundation for world peace and security.

And as I sat there with a heavy heart, my mind went back reverently to his unforgettable utterance when he delivered his Inaugural Address in 1933—"The only thing we have to fear is fear itself." And hardly had he taken the oath of office when he took the people into his confidence in explaining the bank holiday. What he said that night bucked up the spirit of the people of America. This is not the occasion to discuss in detail his achievements as our President, but we cannot help but ask the question—"Without Roosevelt what would have happened to the world?"

I shall never forget the first and only time I saw the President—that was in Shibe Park, Philadelphia, last October—to hear him deliver an address seeking re-election for the fourth time. It was a raw, cold evening, and the chilly wind was most uncomfortable for many of us who had waited two hours to see and hear the President. At the appointed hour the gates of the ball park opened and a lusty yell came from the crowd. It was the President entering in his car. He wore the familiar Navy cape and we could see his bare head tossing to and fro in the fashion so characteristic of him during his years of the Presidency. After his usual brilliant address, his car encircled the park through a mass of humanity to enable all of us to get a close-up of him. I shall always remember his warm, friendly smile as though he had spoken to each and every one of us personally. He was a friendly, patient, supremely tolerant man.

I remembered too, another visit to Philadelphia. It was to deliver his acceptance speech at Franklin Field in 1936. It is a story about his little mentioned handicap which can now be told. A crowd of fifty thousand people had gathered to hear him speak. As he approached the broadcast hour he started to walk toward the platform when the braces on his legs snapped. He fell to the ground and the papers of his manuscript were tossed over the field. Friendly hands helped him to his feet and hastily picked up his papers—several of them soiled by mud and dirt. He rearranged them and then stood before the microphone to speak to a listening world. He never knew whether or not the brace would snap and he would collapse again, but if there was any anxiety in his heart he concealed it as he gave utterance to the statement which historians will record forever—"This generation of Americans have a rendezvous with destiny."

Even people who disagree with him, and there were many, will concede that he was a master at Government. He was like a chess champion who took on forty contestants and beat them all. He took on a hundred at one time—Hitler, the Japs, the House and the Senate, Churchill, Stalin—and always he emerged victorious.

Roosevelt spoke for the little people. He loved them. Sometimes he was goaded by his enemies beyond the limits of human endurance, but he was a great man and these things bothered him little. He knew that was the price of being great. He took things in his stride. He took the depression in his stride; he took Pearl Harbor in his stride—yes, he took death in his stride.

He was more responsible for the social awakening of the American people than any man in its history. He awakened the consciousness of the Nation. He developed a new hatred of hatred. He was a man of great courage who carried the torch of human liberty for the people of the world, and I am sure we are better, more competent citizens of the world for his having lived.

His loss will be felt more poignantly by the mothers of the servicemen. He was spiritually in the front line with the men who fought. He died in the service of his country—a service grown too great for a single man to bear. Like his fallen comrades, he gave his life to preserve an ideal.

Were my soul inspired with the prophetic breath of Heaven, were my tongue the same as the one that rested on the head of the Prince of the Apostles, I scarce could describe his loss to the world at a time when it could almost see the fruition of his work. Roosevelt rescued this land—God will preserve it.

He saved America at a time when the world was crumbling. I know of no greater memorial to Franklin D. Roosevelt than to finish the task he started.

Some poet caught the spirit of America in these lines—

"'Tis truly said of God indeed, he finds the man to suit the need.
He saw our plight in thirty-two, when things looked black for men and you.
And so he sent us a man to reign, tried in his crucible of pain;
A smiling man, one unafraid, to face the crisis undismayed;
A man who spoke in homey terms, and thought of us as men not worms;
A man who didn't know it all, and never said he did at all;
But said instead, 'I'll try my best, and then to God leave all the rest'.
His best was good, he kept his vow, we'll miss him more than ever now."

It can be truly said of him as it was said of another great President—"Now he belongs to the Ages."

In the death of President Roosevelt, Mr. President, we saw a practical application of democracy at work. Within twelve minutes after Vice-president Truman had been advised of the death of the President, this nation had a new President, and he needs our aid and with that in view, Mr. President, in behalf of my friend, Senator Dent, and myself, I offer the following resolution and ask its immediate adoption.

SUPPORT OF THE COMMONWEALTH OF PENNSYLVANIA EXTENDED TO HARRY S. TRUMAN

Messrs. COLEMAN and DENT offered the following resolution which was twice read, considered and agreed to:

In the Senate of Pennsylvania, April 17, 1945.

Whereas, An all wise Providence, the Father of Nations, has decreed that Franklin Delano Roosevelt should lay aside his earthly tasks, and that the responsibilities imposed upon National and International leadership should pass to Harry S. Truman, the nation's new President, and

Whereas, The successful succession of Harry S. Truman, without the impairment of National prestige, and with no interruption in the orderly processes of our domestic government, or the functioning of our far flung military forces, or the prosecution of our projects designed to achieve for ourselves and for the world an enduring peace, represents one of the supreme triumphs of our democracy, therefore be it

Resolved, By the Senate of the Commonwealth of Pennsylvania, that it extend to Harry S. Truman it's support and the support of the constituencies it represents in the immediate tasks of preserving the domestic tranquility, the winning of the war and the achievements of a lasting peace.

PERMISSION TO ADDRESS SENATE

Mr. JASPAN asked and obtained unanimous consent to address the Senate.

Mr. JASPAN. Mr. President and members of the Senate, at the present time I am safe in saying that conditions at the Eastern Penitentiary are becoming progressively worse. About five or six weeks ago three trustees resigned and we still do not know the reason. About two weeks ago twelve prisoners escaped. Fortunately, ten of them were captured.

I read today from an article by Warden Smith that concerns us very much, particularly in Philadelphia and especially in view of the outbreak there. The article reads as follows:

WARDEN AT PEN BLAMES STATE FOR CONDITIONS

"Not a Problem of Local Administration, Smith Declares.

"Warden Herbert Smith, of the Eastern State Penitentiary where 12 inmates recently tunneled their way to freedom, yesterday laid the blame for conditions at the prison in the lap of the State Department of Welfare.

"The institution's facilities are antiquated," he declared, "and it's up to the Department of Welfare, the parent organization, to do something about it. This is not a problem of local administration.

"A change of administration at the prison will not change the situation," re said. "The physical facts are here, and the same conditions will remain under any administration until something is done to correct them. Anybody who replaced me would have my utmost sympathy, as he faced the confusion and disorder which now exists in the whole State set-up."

I understand, Mr. President, that an investigation is going on now, a committee having been appointed by the Governor, but it appears to me this committee is more or less packed, consisting of members of the cabinet, and I feel the only way we can have an honest and true investigation is by an impartial committee.

URGING AN INVESTIGATION OF THE CONDITIONS OF THE EASTERN STATE PENITENTIARY

Messrs. JASPAN and STIEFEL offered the following resolution which was twice read as follows:

In the Senate, April 17, 1945.

Three members of the Board of Trustees of the Eastern State Penitentiary have recently resigned from membership on the board because of existing conditions at the penitentiary which they did not approve.

What the actual conditions are at the Eastern State Penitentiary, the public up to this time have had to be content with small fragments of news.

However, before the matter of the resignation of the three members of the board had been forgotten, twelve hardened criminals had made their escape from that institution. An escape of this nature is so serious a matter of public concern that it behooves those responsible for its operation to give a full account of the prevailing circumstances that would make such an escape possible.

The Governor of Pennsylvania, realizing his responsibility in the matter, appointed a committee to investigate the institution, but as this committee is made up of persons under his direct control, such committee is working under a cloud of partiality.

In a Philadelphia newspaper of today, Warden Herbert Smith of the Eastern State Penitentiary, is quoted as stating in part that:

"The institution's facilities are antiquated, and it's up to the Department of Welfare, the parent organization, to do something about it. This is not a problem of local administration."

"A change in the administration at the prison will not change the situation . . .."

"It is a housing problem, not the prison administration, which fosters conditions such as permitted the re-

cent break of 12 prisoners—two of whom are still at large," he said.

From another source of information, the statement has been made that some of the prisoners are amassing a fortune doing certain types of prison work. To what extent is this responsible for conflict among the prisoners?

The public is still confronted with the question—What are the true facts?

Only an impartial committee can ascertain the true facts; therefore be it

Resolved, That the President Pro Tempore of the Senate, appoint a committee of five members of the Senate to make an impartial investigation into the conditions of the Eastern State Penitentiary, with the power of subpoena as to witnesses and documents and to report back to the Senate, at the earliest possible date, its recommendations and suggestions.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. JASPAN. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. HEYBURN. Mr. President, the warden of the Eastern State Penitentiary is exactly right—the facilities there are antiquated, it is largely a housing problem. Everybody agrees with that and everybody knows it, and for that reason the Senator from Northumberland, Mr. Troutman, has introduced a series of bills this afternoon, Mr. President, which, if passed, will provide the most modern penal system of the world in Pennsylvania.

The session is about to close and there is not too much time for an investigation. I suggest that we bend our efforts to passing the Troutman bills and in that event the whole Eastern State Penitentiary problem will be solved.

In order that this resolution may be properly studied, Mr. President, I object to immediate consideration.

Mr. JASPAN. Mr. President, before any action is taken on the resolution I would like to speak in terms of the present and not of the future.

Much has been promised to us, in 1943, and similarly today much has been promised to us, during the present administration, but nothing has been done. Time and time again the Department of Welfare has been criticized for being lax and negligent in taking care of the different institutions throughout the state. There have been many promises made that some time in the future, after the war, something will be done, an elaborate program is set up, but what can you expect? It is just a question of shifting responsibility to another administration.

As I said before, Mr. President, twelve prisoners escaped from the Eastern State Penitentiary only two weeks ago. Every Philadelphian's life was at stake. It is dangerous to everyone, not only in Philadelphia but in every community throughout the state.

Therefore action should be taken now and not tomorrow.

The PRESIDENT. There has been objection to immediate consideration and the resolution is accordingly referred to the Committee on Welfare, Public Assistance and Pensions.

TIME OF NEXT MEETING

Mr. LETZLER, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 17, 1945.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, April 23, 1945, at four o'clock, p. m.; and when the House of Representatives adjourns this week it reconvene on Monday, April 23, 1945, at nine o'clock, p. m.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

MEMORIAL SERVICES FOR EX-SENATOR HENRY E. LANIUS

To be Held by Pennsylvania Federation of the Blind

Mr. LEADER offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 17, 1945.

On May 30, 1943, the Hon. Henry E. Lanius, Senator from the 28th Senatorial District comprising the County of York, passed away.

Senator Lanius was born in York on February 13, 1882, and was educated in the York County schools. In 1903 the gravest affliction that comes to any man befell Senator Lanius; he was stricken with blindness. Undaunted by the misfortune, however, he underwent a comprehensive course of lectures at the hands of the best educators of the blind, thereby preparing himself for a public career.

Senator Lanius served as a member of the Pennsylvania House of Representatives from 1912 to 1920, was elected to the Senate in 1922 and served as a member of this body until his death, May 30, 1943.

He won the admiration and love of all who knew him. His efficient counsel was sought and he served his district with fidelity and distinction for over thirty years.

He was ever interested and concerned in the welfare of his fellow blind throughout the State and he counselled and guided his colleagues in the Senate.

The State Council for the Blind, Department of Welfare was created by legislation introduced by Senator Lanius and through his influence the laws of this Commonwealth for the welfare of the blind became the most liberal in the union. The blind of this State who have all benefited so greatly because of the understanding and zeal of Henry E. Lanius hold his memory in reverence and through The Pennsylvania Federation of the Blind wish to present a plaque to the Senate of Pennsylvania in memory of Henry E. Lanius who so well understood their problems, recognized their needs and protected their interests.

It is Therefore Resolved, That the plaque so presented to the Senate of Pennsylvania by the blind of this Commonwealth be accepted and unveiled in the Senate Chamber at 3:00 P. M. Tuesday, April 17, 1945, and that appropriate ceremonies be held at that time in the Senate Chamber.

And Be It Further Resolved, That these resolutions and the minutes of the proceedings held hereunder in connection with the presentation and acceptance of the plaque memorializing Senator Lanius be printed in and made a part of the Memorial Booklet authorized to be printed in his honor.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of

the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 16 and 17, 1945.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BUTLER COUNTY

Paul H. Croll, Butler.

CHESTER COUNTY

Mrs. Eleanor C. Davidson, West Grove.

LACKAWANNA COUNTY

Mrs. Belle S. Estroff, Scranton.
Clayton E. Sebring, Scranton.

LEBANON COUNTY

George E. Yiengst, Swatara Twp., R. D. No. 3 Lebanon.

PHILADELPHIA COUNTY

Mrs. Dora L. Barson, Phila., 3 S. 20th St. (3).
Lewis J. Burns, Phila., 321 S. 12th St. (7).
Mrs. Alba F. Dupont, Phila., 2635 Fidelity-Phila Trust Bldg. (9).
Miss Catharine Lee, Phila., Commonwealth Bldg., 1201 Chestnut St.
Mrs. E. Finch Morris, Phila., 1815 Christian St. (46).
James J. Powers, Phila., 1347 Jerome St.

SCHUYLKILL COUNTY

Miss Mary C. Dauck, Ashland.

SULLIVAN COUNTY

Chas. E. Moran, Davidson Twp., Moran Garage, Muncy Valley.

YORK COUNTY

Henry J. Williams, New Freedom.

EDWARD MARTIN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

MERCER COUNTY

Miss Helen Guyton, Stoneboro, April 18, 1945.

ALLEGHENY COUNTY

Floyd Bixler, Pittsburgh, Fulton Bldg., 107-6th St. April 22, 1945.

MERCER COUNTY

Donovan H. Henry, Greenville, April 25, 1945.

ALLEGHENY COUNTY

John Badovinac, Pittsburgh, 3441 Forbes St. (13) April 27, 1945.

BUCKS COUNTY

Miss Annie Heller, Riegelsville, April 27, 1945.

DELAWARE COUNTY

H. Eugene Bowerman, Upper Darby Twp., 1400 Bywood Ave., Upper Darby, April 27, 1945.

INDIANA COUNTY

Miss Martha Daugherty, Indiana, April 27, 1945.

LUZERNE COUNTY

T. G. Wadzinski, Wilkes-Barre, April 27, 1945.

McKEAN COUNTY

F. M. Nash, Bradford, April 27, 1945.

PHILADELPHIA COUNTY

P. Di Benedetto, Phila., 500 N. 65th St., April 27, 1945.
Michael L. O'Neill, Philadelphia., 1429 S. 55th St, April 27, 1945.
Mrs. L. M. Scheetz, Phila., 5036 Chestnut St., April 27, 1945.

SCHUYLKILL COUNTY

Richard L. Jones, Pottsville, April 27, 1945.

ALLEGHENY COUNTY

Dan S. Earnest, Pittsburgh, Peoples Natural Gas Bldg., 545 Wm. Penn Place, April 28, 1945.
Miss Agnes Schrey, Pittsburgh, 1306 Berger Bldg., April 28, 1945.

BEAVER COUNTY

W. E. Mengel, Rochester, April 28, 1945.

JEFFERSON COUNTY

Horace A. Brown, Punxsutawney, April 28, 1945.

LACKAWANNA, COUNTY

Frank S. Kearney, Scranton, April 28, 1945.

PHILADELPHIA COUNTY

Frank M. Dowler, Phila., 2715 S. 16th St., April 28, 1945.

WASHINGTON COUNTY

Miss Fern M. Munnell, Washington, April 28, 1945.

WESTMORELAND COUNTY

Harry Berger, Mount Pleasant, April 28, 1945.

EDWARD MARTIN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Margaret M. Butler, Pittsburgh, 1421 Beaver Ave.
Phillip Jacobson, Pittsburgh, 2417 E. Carcon St. (3).
Rae V. Parrott, Churchill.
Miss Mildred R. Straka, Pittsburgh, 218-220 Forty-Third St.

CHESTER COUNTY

Mrs. Ida N. Stoltzfus, Phoenixville.

DELAWARE COUNTY

John E. Smalling, Darby.

FAYETTE COUNTY

M. F. Smeach, Brownsville.

LEHIGH COUNTY

Miss Elizabeth F. Campbell, Allentown.

LYCOMING COUNTY

Miss Wilma A. Worthington, Williamsport.

MONTGOMERY COUNTY

James A. Lynch, Conshohocken.

WARREN COUNTY

Mrs. Myrtle M. Mader, Warren.

WESTMORELAND COUNTY

J. F. Pushkar, Monessen.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas an dnays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

CALENDAR

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 44, on concurrence in House amendments, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating and changing the provisions of the act relating to suspension of registration upon the failure to vote within two years and providing for the reinstatement of electors' registrations after failing to vote during two calendar years

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 46, on concurrence in House amendments, entitled:

An Act to further amend the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries. and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspector of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating and changing the provisions of the act relating to suspension of registration upon failure to vote within two years and providing for the reinstatement of electors' registrations after failure to vote during two calendar years

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 48, on concurrence in House amendments, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure

for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties" by further regulating and changing the provisions of the act relating to suspension of registration upon the failure to vote within two years and providing for the reinstatement of electors registrations after failing to vote during two calendar years

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

RECONSIDERATION OF SENATE BILL No. 577

Mr. HEYBURN. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 577, passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye".

Mr. JAMES. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. JAMES. Mr. President, I voted "aye".

The motion was agreed to.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 577, entitled:

An Act to amend section seven hundred eighth and to further amend clause (f) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by controlling the removal and transportation of big game requiring report of such killing and providing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. JAMES. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend title, page 1, fourth from last line of title, by inserting after the word "by" "changing the time limitation for tagging big game"; Amend Sec. 1 (Sec. 708), page 2, line 6, by inserting a light face bracket before the word "within" and after the word "hours" and inserting immediately thereafter: "immediately after removing the entrails but in any event within one hour and before transporting or removing the carcass in any manner from where it was killed"; Amend Sec. 1 (Sec. 708), page 2, line 12, by striking out the word "fifteen" and inserting in lieu thereof: "five"; Amend Sec. 1 (Sec. 708), page 2, line 12, by striking out the words "such killing" and inserting in lieu thereof: "the close of the season"; Amend Sec. 1 (Sec. 708), page 2, line 19, by inserting a light face bracket before the word "four" and after the word "hours" and inserting immediately thereafter: "the time specified"; Amend Sec. 1 (Sec. 708), page 2, line 22, by inserting after the word "date" "township if known"; Amend Sec. 1 (Sec. 708), page 2, line 24, by striking out the words "or post card"; Amend Sec. 1 (Sec. 708), page 2, line 24, by inserting after the word "license" "or on a post card"; Amend Sec. 1 (Sec. 708), page 2, line 25, by striking out the word "fifteen" and inserting in lieu thereof: "five"; Amend Sec. 1 (Sec. 708), page 2, line 25, by striking out the words "said killing" and inserting in lieu thereof: "the close of the season"; Amend Sec. 2, page 3, line 21, by inserting after the word "for" "failing to tag and for".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS ON FINAL PASSAGE

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 577, on third reading go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 696, on final passage, entitled:

An Act to further amend sections one two three and four of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 787) entitled as amended "An act authorizing subject to approval of the court of common pleas the compromise or reduction of tax and municipal claims on real property purchased by any county city borough town school district or poor district at any sale for the nonpayment of taxes or municipal claims and the reconveyance or private sale of such property" requiring such reconveyance and private sale to have the approval of a majority of the municipality or municipalities having a majority interest therein

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 805, on final passage, entitled:

An Act to amend Article VIII of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

RECONSIDERATION OF SENATE BILL No. 18

Mr. CARR. Mr. President, I move that the Senate do

now reconsider the vote by which Senate Bill No. 18, passed second reading.

The PRESIDENT. How did the Senator vote?

Mr. CARR. Mr. President, I voted "aye".

Mr. BERGER. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BERGER. Mr. President, I voted "aye".

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 18, entitled

An Act to amend sections one and two of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1303) entitled "An act to regulate the sale of certain hypnotic analgesic and body-weight reduction drugs in the interest of public health" by redefining the meaning of "other hypnotic drug or analygesic drug or body-weight reducing drug" and adding "inhalers" to the remedies permitted to be sold at retail

The first and second sections were read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. CARR offered the following amendments

Amend page 1, line 8 of the title by striking out after the word "and" and before the word "remedies" the following: "[adding 'inhalers' to the]" and inserting in lieu thereof, the following: "naming certain"; Amend page 1, last line of the title, by inserting after the word "retail" the following: "under certain conditions".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

GOVERNOR EDWARD E. MARTIN INTRODUCED TO SENATE

The PRESIDENT. The Chair announces that the Governor of Pennsylvania is now present in the Senate Chamber and suggests that the Senate rise in honor of our Governor.

Will Governor Martin come to the rostrum?

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess for thirty minutes, in order that the Memorial Services to be conducted by the State Council of the Blind in honor of the late Senator Henry E. Lanius may be held.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

(During recess services memorializing the late Senator from the Twenty-eighth Senatorial District, Henry E. Lanius, were held under the auspices of the State Council of the Blind. In pursuance of resolution passed by the Senate April 17, 1945, transcript of said proceedings will subsequently be published, in Memorial Booklet, by the Senate.)

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 22, as follows:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-seven and prior sessions and at its regular sessions of one thousand nine hundred and thirty-nine and one thousand nine hundred and forty-one and the Special Sessions of one thousand nine hundred and thirty-eight and one thousand nine hundred and forty

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All unexpended balances of appropriations made from all funds of the State Treasury by the General Assembly at its session of one thousand nine hundred and thirty-seven or at any session prior thereto which shall remain unexpended on the effective date of this act shall lapse on that date

Section 2 All unexpended and unencumbered balances of appropriations made from all funds of the State Treasury by the General Assembly at its regular session of one thousand and nine hundred and thirty-nine and one thousand nine hundred and forty-one and the Special Sessions of one thousand nine hundred and thirty-eight and one thousand nine hundred and forty which shall remain unexpended and unencumbered on the effective date of this act shall lapse on that date

Section 3 The provisions of this act shall not apply to any balance remaining of the appropriation of June 5 1937 Appropriation Acts Page thirty-nine making an appropriation into the Flood Control Fund nor to the appropriation made by the Act of August 6 1941 Pamphlet Laws page eight hundred forty-nine relating to the acquisition of Robert Fulton's Birthplace or to the unexpended balance remaining of the appropriation made by the act approved the first day of August one thousand nine hundred forty-one (P. L. 609) entitled "An Act providing for the acquisition by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Luzerne Sullivan and Wyoming Counties for use as a State Park making an appropriation for said acquisition providing for the management of said property by said department and defining the uses to which the property shall be put"

Section 4 This act shall be effective upon the date of its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,

Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 40 on third reading, entitled:

An Act to amend or further amend the title and sections one five seven nine and ten of the act approved the eighth day of June one thousand nine hundred seven (P. L. 496) entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefor" excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 45, as follows:

An Act to further amend section two hundred one of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of cetain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" exempting from registration tractors and trailers used by farmers in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred one of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of th act conferring powers and imposing duties upon the De partment of Revenue the Department of Highways peac officers mayors burgesses magistrates aldermen justice of the peace the courts and the clerks thereof owners o tractors and trailers providing that records are admissibl as evidence imposing upon owners counties cities bor oughs incorporated towns and townships within the Com monwealth liability for damages caused by the negligen operation of tractors and trailers imposing penalties im posing certain costs upon counties providing for the dis position of fines forfeitures fees and miscellaneous re ceipts making an appropriation and providing for refunds as last amended by the act approved the twenty-fifth da of June one thousand nine hundred thirty-seven (P. L 2318) is hereby further amended to read as follows

Section 201 Registration of Tractors and Trailers Required Except as hereinafter provided no tractor or traile shall be operated or driven upon any highway of thi Commonwealth until the said tractor or trailer shall have been registered with the department as hereinafter provided and the registration plate that has been issued fo the vehicle for the current year is received and displayed as required by this act

Tractors and trailers including farm wagons and agricultural equipment drawn by tractors with or without a trailer used exclusively by any person upon the farm or farms he owns or operates or upon highways connecting by [the most] a direct route any farms or portions of farms under the [single] ownership or operation of such person to any other farm or to any garage for the purpose of having the same repaired shall be exempt from registration

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 51, as follows:

An Act providing for the health and safety of persons employed in and about the coal mines of the Commonwealth of Pennsylvania the protection and preservation

of property connected therewith the appointment of electrical inspectors by the Secretary of Mines with the consent and approval of the Governor the fixing of their salaries and necessary expenses incurred in the performance of their duties and the fixing of the qualifications which shall be possessed by persons appointed to the position of Electrical Inspector

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 On and after the effective date of this act the Secretary of Mines with the consent and approval of the Governor shall appoint such electrical inspectors as he may deem necessary to inspect at least twice a year all electrical equipment used in gaseous mines and to perform such other inspections of electrical equipment in and around the coal mines of the Commonwealth of Pennsylvania as may be deemed necessary by the Secretary of Mines

Section 2 The persons appointed to the position of Electrical Inspector shall not be under 30 or over 50 years of age on the date of their appointment They shall be citizens of this Commonwealth and shall devote their whole time and attention to the duties of their office They shall have had five years' experience in gaseous mines of this Commonwealth as electrician or electrical engineer and shall be conversant with the laws and regulations governing the installation and operation of electrical equipment in and around coal mines The electrical inspector shall receive a salary of four thousand eight hundred dollars ($4,800.00) per annum together with the necessary expenses incidental to the performance of his duties under the law Such salaries and expenses shall be paid from the appropriation made for the payment of the salaries and expenses of the mine inspectors

Section 3 In order that the electrical inspector may properly perform the duties required of him he shall have the right to enter any coal mine for the purpose of inspecting electrical equipment and if he finds during his inspection any defects in the electrical equipment which may be detrimental to the lives or health of the workmen he shall have the authority to order such defects remedied within such time as he shall prescribe and to prohibit the continued operation of such electrical equipment after such time unless such defects have been corrected

Section 4 The Secretary of Mines through the Department of Property and Supplies shall purchase for the electrical inspectors such instruments and equipment as he deems necessary to assist them in carrying out the duties imposed upon them by this act

Section 5 This act shall become effective on the first day of June one thousand nine hundred and forty-five

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 54, as follows:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university the purchase of apparatus and equipment therefor and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million six hundred fifty-one thousand two hundred dollars ($1,651,200) or so much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pittsburgh for the two fiscal years beginning June first one thousand nine hundred and forty-five for the general maintenance of the University of Pittsburgh the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the university including maintenance of teaching facilities in hospitals for students of the School of Medicine of the university including the Maternity Dispensary and other dispensaries

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 65, as follows:

An Act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for medical education

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred eighty-one thousand five hundred dollars ($181,500) or so much thereof as may be necessary is hereby specifically appropriated to the Jefferson Medical College of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-five for the support and promotion of medical education

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 67, as follows:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred thousand dollars ($200,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Wharves Docks and Ferries of the City of Philadelphia for the maintenance repair and improvement of the Port of Philadelphia including the purchase of new units for the dredging plant and for the purchase or condemnation of sites upon which to erect piers bulkheads or other harbor structures

The moneys so appropriated shall only be expended as authorized and directed by the Council of the City of Philadelphia and shall be drawn from the State Treasury upon warrants drawn by the Auditor General upon requisition by the Director of the Department of Wharves Docks and Ferries of said city

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 85, as follows:

An Act requiring owners operators and superintendents of anthracite coal mines in which from two to five persons are employed or engaged in work to prepare maps and plans of such mines and deposit the same with the proper mines inspector and to enter extensions made in such mines thereon including all extensions to the date of abandonment of the mine imposing duties on mine inspectors and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of more efficiently protecting the public safety and the safety of persons employed in the anthracite mines of this Commonwealth the owner operator or superintendent of every anthracite coal mine where from two to five persons are employed or engaged in work shall within thirty days after the effective date of this act make or cause to be made an accurate map or plan of the workings or excavations of such coal mine on a scale of one hundred feet to the inch showing the extent of the excavation the tidal elevations at the opening of the mine and at the working face and the location of such mine with respect to highways railroads streams dams and reservoirs in the vicinity thereof A true copy of such map or plan shall be deposited by the owner operator or superintendent with the inspector of mines for the district in which the coal mine is located

The owner operator or superintendent shall as often as once in six months place or cause to be placed on the said inspector's map or plan of said coal mine the extensions made in such mine during the preceding six months The said extensions shall be placed on the inspector's map or plan and the map or plan returned to the inspector within thirty days after the last survey

Section 2 When any coal mine to which this is applicable is to be abandoned the owner operator or superintendent of such coal mine shall have the map or plan required by this act to be kept with the mine inspector extended to include all excavations in such mine and shall notify the inspector of the abandonment of such mine Thereupon the inspector of mines upon being satisfied that such mine has been abandoned shall forward such map or plan to the Department of Mines at Harrisburg for safe keeping and for future record

Section 3 Every owner operator or superintendent of any anthracite coal mine who shall fail neglect or refuse to comply with any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or suffer imprisonment not exceeding three months or both at the discretion of the court

Section 4 This act shall become effective on the first day of June one thousand nine hundred and forty-five

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,

Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 101, as follows:

An Act relating to the use of trailing cables on portable electric machinery in coal mines providing for the health and safety of persons employed therein and for the protection and preservation of property connected therewith and for the inspection of such equipment by the Department of Mines

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall apply to all coal mines operating in the Commonwealth of Pennsylvania in which five (5) or more persons are employed at any one time

Section 2 It shall be unlawful to operate any portable electrical machine by means of a trailing cable unless such cable is safely and efficiently insulated by flame resisting material and approved by the Secretary of Mines

Section 3 This act shall become effective one year following its final passage and it sprovisions shall be enforced by the Department of Mines provided however on written request from an operator the time may be extended by the Secretary of Mines for a period of not more than six (6) months

Section 4 Any operator or other person violating the provisions of this act shall upon conviction in a summary proceeding be sentenced to pay a fine of not less than twenty-five dollars ($25) and costs nor more than one hundred dollars ($100) and costs and in default of the payment of such fine and costs be imprisoned in the county jail for a period of ten (10) days

Section 5 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 122, entitled:

An Act to amend sections one and two and to further amend section three of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344 No. 284) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" authorizing a married woman to mortgage or convey her real property to the same extent as a married man to make contracts as if unmarried and to become surety on any bond bail or recognizance.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WALKER. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection?

Mr. COX. Mr. President, I would like to have the amendments read before any action is taken, so that we will know what they contain.

The PRESIDENT. The Chair suggests that the amendments be read and then the bill will be printed and put on the Calendar tomorrow.

Mr. COX. I would like the Clerk to read the amendments before any action is taken.

The PRESIDENT. Is there objection.

Mr. WALKER. Mr. President, I have no objection to this trial heat, by having the Clerk read the amendments. After the gentleman from Allegheny, Senator Cox, has had a chance to see what they are, then the reading clerk will read them officially and after they are read officially and, if adopted by the Senate, I will request that the bill go over in its order so that it will appear on the third reading Calendar for tomorrow, as amended, so that the gentleman from Allegheny will see as well as hear the amendments.

The PRESIDENT. Is that satisfactory to the gentleman from Allegheny, Senator Cox?

Mr. COX. Certainly, Mr. President, that is all I am asking.

The Clerk read the amendments as follows:

Amend Bill, Section 2, page 2, line 23, by striking out the light face bracket before the word "which"; Amend Section 2, page 2, line 28, by striking out the word "and" together with the bracket following the word "and"; Amend Section 3, page 3, line 9, by striking out the words "become surety" on said line; Amend Section 3, page 3, line 10, by striking out the words "on any bond, bail, or recognizance and any"; Amend title, page 1, line 11, by striking out the words "and to be-"; Amend title, page 1, line 12, by striking out all of said line.

On the question,

Will the Senate agree to the amendments?

The PRESIDENT. What is the pleasure of the Senate.

Mr. WALKER. Mr. President, following the wishes of the gentleman from Allegheny, who is the sponsor of the bill, I do not know whether he wants to consider this as an official reading of the amendments or just as a trial run; if the Senator so desires we will have the amend-

ments again read officially before any action is taken. As I stated previously, if the amendments are accepted, I propose to ask unanimous consent that the bill go over in its order, as amended, so that the amended bill will appear on the third reading Calendar tomorrow.

Mr. COX. Mr. President, I think the horse has been so badly crippled that it would be better to send it back to the hospital. Speaking for myself—I do not know what the rest of the members of the Senate desire—it is not necessary to read the amendments again.

POINT OF INFORMATION

Mr. COX. Mr. President, I rise on a point of information.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. COX. Did the gentleman from Allegheny, Senator Walker, move for immediate consideration of the amendments?

Mr. WALKER. I did, Mr. President.

The PRESIDENT. Apparently he did.

Mr. COX. Mr. President, has the motion been seconded?

The PRESIDENT. It has not. As the gentleman from Allegheny knows, the procedure in having the amendments read all at one time was different from the usual procedure of the Senate.

What is the pleasure of the Senate?

Mr. WALKER. Mr. President, may I respectfully suggest to the Chair that when amendments were offered there was a motion to adopt the amendments, which has been seconded by the gentleman from Bucks and also by the gentleman from Somerset. Mr. President, the only question to be considered at this point, I submit, is that the amendments be adopted.

Mr. COX. We are now in the position of about to vote on the amendments, is that correct?

The PRESIDENT. That is correct.

Mr. COX. Mr. President, I wish to speak on the amendments.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. COX. Mr. President, when this bill was introduced by Senator Stiefel, Senator Gourley and myself, we represented the wishes of the Democratic Party of Pennsylvania, which believes in equal rights for women. This was a method by which the Democratic Party expressed its belief in its philosophy. I have before me a peculiar document of a peculiar nature. It is the Republican platform of 1944, adopted by the Republican National Convention, June 27, 1944, in Chicago, Illinois; on page nine of that platform is the following:

"EQUAL RIGHTS"

"We favor submission by Congress to the States of an amendment to the Constitution providing for equal rights for men and women. We favor job opportunities in the postwar world open to men and women alike without discrimination in rate of pay because of sex."

When this bill was introduced, and in the few remarks that I have made prior to this time, nothing was said about politics, because politics have not had any part in discussions on this bill up until this time, but I believe this, when political parties take a stand on an issue of this kind, when a political party adopts as a part of its national platform a plank such as I have read from the 1944 platform of the Republican Party, it should make good on its promises, but as far as I am concerned, that is just another of the timbers in that platform which has rotted and fallen away.

The amendments introduced by the gentleman from Allegheny, Senator Walker, destroy completely the specific purpose of this bill. Very frankly, every man in Pennsylvania would be very happy if the law said that he could not be an accommodation party or he could not be a surety. As a matter of fact, the legal profession is protected because we are not permitted to be sureties.

Yet, Mr. President, there is a particular principle involved here, and that is this: should there be equality in this Commonwealth between men and women when it comes to the use of their own property? This is a strange, peculiar situation. By a legal hocus-pocus we give strange attributes to married women which we do not give to single women. A single woman in Pennsylvania today, in the handling of her own property, has identical rights that a man has, and yet the day she becomes married we say to her "you no longer are a person of discretion, we must protect you, and for that reason you can not be an accommodation party, you can not be a surety, you can not mortgage your own property, which you hold in your own name, without the consent of your lord and master," which is indicated by his joining in a mortgage.

The amendments introduced by my colleague from Allegheny, Senator Walker, do this: it means continuing the present restrictions against a married woman being an accommodation party or surety. The bill is emasculated, so that now, as amended, a married woman may not mortgage her own real estate without a joinder by her husband.

If the husband dies, or if the woman once again becomes single, by divorce or otherwise, again we say to that woman: "now you have sufficient ability so that you can handle your own property in your own way and you do not need the supervision of the male sex."

When this bill was first discussed in the Committee on Judiciary General, these objections were raised, and they were raised by men whose judgment I respect, and if the evils they pointed out were truly evils, the bill would have been a bad bill, so for that reason I went back to Allegheny county and I made an attempt to acquaint myself not only with the opinion of the women of Pennsylvania with respect to this matter but also the men. I have not received one letter, one telephone call or one dissent as to the merits of this bill from anyone I have heard nothing except from just a few members of this Senate.

In Allegheny county the Cooperative Club of Pittsburgh was interested enough in equal rights for women to pass a resolution endorsing this bill, which they sent to me. The Cooperative Club is a service club; among its members are many great leaders of industry in Pitts

burgh. The Kiwanis Club of Homestead, Pennsylvania, is sufficiently interested in equal rights for women so as to pass a resolution, which they sent to me. The Civic Club of Pittsburgh is on record as favoring this bill. The Bar Association of Pennsylvania has approved this bill. The League of Women Voters of Allegheny County, and also of Pennsylvania, has endorsed the bill. The State Federation of Women's Clubs has endorsed this bill. The Congress of Women's Clubs of Allegheny County has endorsed this bill. On my desk I have hundreds of letters from women's organizations all over the state, in which they give their approval. Since this is a matter affecting women, and since they have expressed themselves as desiring that this legislation pass in the form that it now is, certainly we members of the Senate, if we are fair, if we believe in representative government, will pass the bill.

The Democratic Party, too, is committed to the principles involved in this bill, and I am proud that the Democratic Party of Pennsylvania stands shoulder to shoulder today with me.

Mr. President, I ask that the roll be called on these amendments and I ask my colleagues to vote no.

Mr. WALKER. Mr. President, I am somewhat amused at the role I am playing on these amendments. Since the bill was introduced I have been its champion in the Committee on Judiciary General. This is not the first time this proposition has been up on the floor of this Senate; I brought it out on the floor of the Senate, I managed to get it out of committee, the Caucus managed to get it back, and I have worked hard—I think I have worked harder on this bill than the sponsor of the bill—he has gotten more letters than I have and he has mentioned quite a number of organizations that are for the bill but he forgot to mention one—my wife has endorsed this bill—and yet I now find myself in the position of defending the amendments to this bill.

Mr. President, I want to say this, so that the members of the Senate will be fully informed as to just why these amendments are presented.

The gentleman from Allegheny mentioned a very real reason when he said that most of the men who are concerned with the affairs of business would appreciate it very much if the law prohibited them from going on bail bonds, becoming surety, because repeatedly you are in a position where you make an enemy out of a friend or you become financially involved because, in order to come to the relief of a friend or in-law, you become bailor or you become surety on a promissory note or you go bail to get somebody out of jail, and then you are in the embarrassing position of having to pay. Members of the Bar, of course, are prohibited, fortunately, from becoming bailors for their clients, and that is interesting, because right here among members of the Senate there are one or two who have told me of personal experiences they have had where they are still paying off notes where they became sureties for friends or for relatives and were made to pay those obligations.

All that these amendments do in the final analysis is just—and I use this expression advisedly, because when I have used it in discussing this with members of the opposite sex who are vitally interested in the bill, the minute you speak about throwing equal protection around them they become very indignant, they do not want any protection, they do not want a thing, they do not want any advantages, they do not want anything that it is possible to achieve in the business world except equality with men.

Mr. President, all that these amendments do is to prohibit married women from becoming sureties or from going on bail bonds for other individuals. That is a protection that a majority of the members of this Senate felt should be contained in the bill, and I want to say for the information of the Senate that the members of this committee have carefully considered this bill and made an honest endeavor to conscientiously act on this legislation. They are not being political, they are not being hide-bound. There is a sharp difference of opinion in the committee as to whether the bill should be amended or not and the majority of the committee resolved in favor of the amendments which have just been introduced. The committee conscientiously thought that continuation of elimination of the opportunity to become sureties should be carried on. In the final analysis perhaps the bill has been improved by acting on it this way.

I might say, Mr. President, that personally I would have preferred the bill in its original form, and I might say, Mr. President, that personally I would cheerfully vote for a bill that would prohibit married men from becoming surety or going on bail bonds, because that would be a protection I would be very happy to join in if the women would see to it that we could get it operating that way.

The sponsor of the bill has suggested to me—and if I interpret his last remarks accurately he is still suggesting—he would rather see this bill defeated than have it pass in its amended form, because there is a principle at stake.

I have had several semi-public hearings on this bill, and have discussed it with professional women who are deeply interested in having this bill passed, and they are smart enough to realize that sometimes the fine things in legislation are obtained step by step.

This will give a married woman absolute control over her separate property. This in no way interferes with the operation of that property, except to become a surety, and may I respectfully suggest to the sponsor of the bill that he accept the amendments, with the full knowledge that if the Senate at a future session determines it wise, continuation of this restriction could be removed so that women could become sureties and bail people out of jail and get themselves into the jams we get into every day because we still have that right.

Mr. COX. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. COX. Mr. President, during the Senator's trial heat he used the word "committee." He said that a majority of the members of the committee had endorsed these amendments. I would like to ask the Senator from Allegheny what committee it was that endorsed the amendments?

Mr. WALKER. Mr. President, may I say that I can use that term both ways—it was in the Caucus but in

the Republican Caucus there is a majority of the members of the Committee on Judiciary General, and it was Caucus action that recommended the proposed amendments which I have just introduced and after the Caucus had made that recommendation the Republican members of the Committee approved the amendments and that was the reason for having them presented. Perhaps my use of the word "committee" was misleading.

Mr. COX. The second heat is tomorrow. Mr. President, the use of that word "committee" of course meant the Republican Caucus, consisting of Republican members of the Senate, and I presume, Caucus action having been taken, all the members of the Senate of the Republican Party, regardless of how they feel on this matter, must vote for these amendments, and by voting for the amendments, of course, they are killing the bill; there is so little left it is not worth printing.

During the second heat with Senator Walker he stated that he had several private hearings with various professional women relative to this bill.

POINT OF ORDER

Mr. WALKER. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. WALKER. Mr. President, the expression I used was semi-private. I do not want to be misinterpreted. I still insist, Mr. President, those were semi-private hearings.

Mr. COX. Mr. President, I apologize to the gentleman from Allegheny. I certainly did not wish to cast any aspersions on his character.

We have in the law a rule known as the best evidence rule, which means that when we have a document in writing we have to use that document rather than talk about it. I believe I have the best evidence. I have here a letter from the Allegheny County Professional and Business Women's Unit of the Pennsylvania Council of Republican Women, which I would like to read into the record. It is as follows:

"ALLEGHENY COUNTY PROFESSIONAL AND BUSINESS WOMEN'S UNIT OF THE PENNSYLVANIA COUNCIL OF REPUBLICAN WOMEN

325 Oliver Avenue, Pittsburgh, Pa., March 13, 1945.

"The Honorable John Fremont Cox,
The Senate,
Harrisburg, Pa.

Dear Senator Cox:

The Allegheny County Professional and Business Women's Unit of the Pennsylvania Council of Republican Women, at its regular meeting, February 27, 1945, voted unanimously to endorse and support Senate Bill No. 122, and hopes that this unfair Act of 1893 will be amended.

Very sincerely yours,
MRS. MARY CLARK MYERS,
Legislative Chairman."

I also have some other best evidence. I have here a letter from an outstanding lawyer, a member of the firm of Patterson, Crawford, Arensberg and Dunn, by Ella Graubart, and I would like to read this letter, as it is the best evidence as to what professional women think as to the wisdom of removing these restrictions.

"Pittsburgh, Pa. 22, February 23, 1945.

"Senator John Fremont Cox
434 Diamond St.
Pittsburgh, Pa.

"Dear Senator:

"I received Senate Bill No. 122 and sincerely hope that you will be able to get this bill passed by the legislature.

"I have prepared a memorandum on the law which I have sent to the League of Women Voters and anticipate that they will take some action on it.

"The present status of the law is wholly illogical. Whatever reasons may have existed in prior times for restricting the liability of a married woman obviously do not exist today. We have a judge who is a married woman, a city solicitor who is a married woman and a large number of lawyers and business women who are advising the public generally on financial matters. To deny these women rights which any unmarried woman, no matter how inexperienced or young, has, is a shocking discrimination.

"Under the law as it stands at present a young married woman whose husband is reported missing cannot mortgage her own property in order to raise funds for the support of herself and children. This is an incredible situation and should be corrected. The law as it stands today is of advantage to no one except to attorneys because it breeds constant litigation, as the reports of the Supreme and Superior courts show.

"I can assure you that the women of Pennsylvania would like to see your bill become law and I send you my best wishes for its successful passage.

Sincerely yours,
ELLA GRAUBART."

I have hundreds of these letters if the gentleman needs any more best evidence.

I could make a long speech but it is indicated by what has happened on the Republican side of this Senate what action is to be taken but I, for one, want to say, when these amendments are acted upon, I do not intend to stop fighting—this is only the beginning—I certainly hope, if we are not successful today in having this bill passed in its original form, in 1947 we will come back and really do the job.

I did say in a moment of anger to the gentleman from Allegheny, Senator Walker, that I would rather have the bill defeated than amend it and then he made this statement: "Is it not better to have half a loaf than none?" I think that is a correct statement. I asked my colleagues in the Senate to vote against the amendments but I will not go so far as to ask them to vote against the bill.

I ask for a roll call, Mr. President.

And the question recurring,

Will the Senate agree to the amendments?

Mr. COX. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. COX and were as follows, viz:

YEAS—29

Berger,	Farrell,	Letzler,	Troutman,
Blass,	Geltz,	Mallery,	Tyler,
Bowers,	Heyburn,	Snowden,	Wade,
Carr,	Homsher,	Stevenson,	Wagner,
Chapman,	James,	Tallman,	Walker,
Crider,	Jaspan,	Taylor,	Wilson,
Ealy,	Kephart,	Thomas,	Woodward,
Edmonds,			

NAYS—14

Barr,	Gourley,	Margie,	Rosenfeld,
Coleman,	Haluska,	McCreesh,	Stiefel,
Cox,	Holland,	McGinnis,	Woodring,
Dent,	Leader,		

So the question was determined in the affirmative.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 122 on third reading, as amended, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 132, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania abolishing County of Philadelphia as a separate political entity and providing for administering of county functions by City of Philadelphia

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. WOODWARD. Mr. President, I was hoping the Senators from Allegheny would continue talking until four-thirty—but they have not—and that was because the Attorney General's office has promised me an amendment for this bill and they said they would have it here by four-thirty, so I ask that Senate Bill No. 132 go over in its order temporarily.

The PRESIDENT. Is there objection?

Mr. KEPHART. Mr. President, unfortunately I was unable to be here last Thursday, because of a prior engagement in Philadelphia. At that time a request was made to have Senate Bill No. 132 go over in its order and it was stated that the request was made because I was opposed to the bill and wanted to vote against it.

How I would vote on the bill as it stands now I do not know, but I did oppose it because I thought it was not well drafted and would create a certain amount of chaos. The impression has gone around that I am opposed to city-county consolidation. That is not true. I introduced Senate Bill No. 681, to provide for consolidation. I would like to correct the impression that I am against consolidation of the city and county of Philadelphia. I am against trying to do it by a bill that is going to create chaos, and the very fact that the Senator from Philadelphia, Senator Woodward, says this bill probably will be amended shows there is probably some merit in my suggestion.

BILL OVER IN ORDER

Mr. WOODWARD. Mr. President, I ask unanimous consent that Senate Bill No. 132, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 136, as follows:

An Act to amend section one of the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 190) entitled "An act authorizing in certain cases the renewal of old motor vehicle operators' licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith without a learner's permit examination or additional fee and while in such service the operation of motor vehicles without renewal of operator's license and the temporary suspension of existing laws requiring the same" by providing that honorably discharged veterans may make application for renewal of old motor vehicle operators' licenses for a period of one year from the date of honorable discharge in certain cases and authorizing such applications also to be certified by and sworn to before a notary public

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 190) entitled "An act authorizing in certain cases the renewal of old motor vehicle operators' licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith without a learner's permit examination or additional fee and while in such service the operation of motor vehicles without renewal of operators' license and the temporary suspension of existing laws requiring the same" is hereby amended to read as follows

Section 1 Any person serving in the armed forces of the United States or in any women's organization officially connected therewith during any part of the war in which the United States is now engaged and who shall have had a Pennsylvania motor vehicle operator's license issued to him or her for the license year immediately preceding his or her entrance into such military service may have upon his or her honorable discharge from such service and for a period of one year thereafter a renewal of such operator's license in the same manner as annual renewals of operators' licenses are made without being required to secure a learner's permit take an examination or pay any fee other than such as may be required by law for the annual renewal of an operator's license if he or she shall satisfy the following requirements

(1) He or she shall have an honorable discharge from the service

(2) Application for the operator's license shall be made within [sixty days] one year after the date of such honorable discharge

(3) He or she is not physically or mentally incapacitated at the time of the application for renewal

(4) In the event that his or her certificate of honorable discharge reveals that injuries were sustained during service the application must be accompanied by the certificate of a licensed physician that the applicant is physically and mentally able to operate a motor vehicle

(5) Each application shall be sworn to before a magistrate alderman notary public or justice of the peace who shall certify thereon that he has seen and examined the applicant's certificate of honorable discharge and that it is dated less than [sixty days] one year before the application was made

(6) His or her previous operator's license has not been revoked or suspended unless in case of suspensions the period of suspension has expired

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel.
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 146, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" changing the definition of "dealer" and limiting the delivery and issuance of temporary registration plates or markers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one hundred and two of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of April one thousand nine hundred and forty-three (P. L. 74) is hereby further amended to read as follows

Section 102 Definitions The following words and phrases when used in this act shall for the purpose of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Approved" Having been favorably passed upon by the secretary as suitable for the purpose designed

"Auxiliary Driving Lamp" A complete road illuminating device in addition to or supplementing the head lamps located upon the front of a motor vehicle

"Bicycle with Motor Attached" Every vehicle except a motorcycle as herein defined which is self-propelled by an engin not exceeding four (4) horsepower

"Business District" The territory contiguous to a highway when fifty (50) per cent or more of the frontage thereon for a distance of three hundred (300) feet or more is occupied by buildings in use for business

"Chassis" The chassis of a motor vehicle to be propelled by an internal combustion or steam engine shall consist of an assembly of all essential parts with protective housings ready for operation on the highway including as minimum equipment a set of tires attached to wheels driver's seat including cab front wheel fenders running board or mounting step tool compartment priming coat on all parts to be painted pair of front lamps and one rear lamp license brackets jack and a set of tools commonly used for making adjustments and minor repairs on the highway water oil and fuel

"Clearance Lamp" A lamp or lamps so arranged to show white green or amber to the front and red to the rear

"Commercial Motorcycle" Every motorcycle designed to travel on three wheels in contact with the ground and designed for carrying freight merchandise implements or articles of any kind or service in connection with calling for and delivering automobiles to patrons

"Commercial Motor Vehicle" Any motor vehicle designed for carrying freight or merchandise Provided however That a motor vehicle originally designed for passenger transportation to which has been added a removable box body without materially altering said motor vehicle when owned and used by a farmer shall not be deemed a "commercial motor vehicle" for the purpose of this act And further provided That any motor vehicle of the bus type operated under contract with or owned by any school district of this Commonwealth for the transportation of school children shall be deemed a "commercial motor vehicle"

"Crosswalk" That portion of a highway ordinarily included within the prolongation of curb and property lines at intersections or any portion of a highway clearly indicated for pedestrian crossing by lines or other markings on the surface

"Cushion Rubber Tire" A tire molded on a steel base having a longitudinal cavity running circumferentially at the center line of the tire extending from its base with a height of no less than one half the overall standing height of the tire such tires when new being no less than four and one-half (4½) inches high over all including steel base

"Dealer" (1) A person actively and principally engaged in and devoting a substantial portion of his time to the business of buying selling or exchanging new motor vehicles trailers or semi-trailers on commission or other-

wise who maintains a salesroom or garage devoted principally to the motor vehicle[s] business and who holds a contract in writing with a manufacturer giving such person selling rights for new motor vehicles trailers or semi-trailers or with a jobber of such vehicles who as such jobber holds a manufacturer's franchise or contract giving selling rights on new motor vehicles trailers or semi-trailers in this Commonwealth or (2) a person actively and principally engaged in and devoting a substantial portion of his time to the business of buying selling or exchanging used motor vehicles trailers or semi-trailers and who maintains a salesroom garage or used car lot actually occupied by such person either continuously or at regular intervals and upon which or adjacent thereto is a building or a portion of a building owned or rented by such person where his books and records are kept and which is devoted principally to the motor vehicle business in which the repair of motor vehicles is subordinate or incidental to the business of buying selling or exchanging the same or (3) any person regularly engaged in the business of transporting new motor vehicles trailers or semi-trailers on their own wheels and who has an established place of business or (4) a person who is duly authorized to do business in this Commonwealth and is actively engaged in the business of financing sales or making loans on security of motor vehicles [:] or (5) any person who maintains an established place of business and who is engaged in the business of buying selling or exchanging second hand motor vehicles for the purpose of remodeling taking apart or rebuilding the same or buying or selling of parts of second hand motor vehicles or the assembling of second hand motor vehicle parts or (6) any person engaged in the repair service or towing of motor vehicles Provided however That a person entitled to dealer registration under clause (3) hereof may only use dealer's registration plates for the purpose of transporting new motor vehicles trailers or semi-trailers on their own wheels and a person entitled to dealer registration under clause (4) hereof may only use dealer's registration plates for the purpose of moving or operating a motor vehicle trailer or semi-trailer which he is repossessing or which after repossession he is moving for the purpose of repairing or having repaired demonstrating for sale or which he is moving for delivery to a bona fide purchaser in the regular course of his business [.] and a person entitled to dealer registration under clause (5) or (6) may only use dealer's registration plates in direct connection with his repair business for demonstration service or towing purposes

"Department" The Department of Revenue of this Commonwealth

"Emergency Brake" The means of applying braking effort to at least two (2) wheels on a motor vehicle normally operated by the operator's hand Provided however That wherethere are two (2) brakes both designed to be operated by the foot the one (1) equipped with a ratchet or other device for holding the brake in the applied position shall be considered the "Emergency Brake" and the requirement shall be the same as herein set forth

"Essential Parts" All integral parts and body parts the removal alteration or substitution of which will tend to conceal the identity or substantially alter the appearance of the vehicle

"Explosives" Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion that contains any oxidizing and combustible units or other ingredients in such proportions quantities or packing that any ignition by fire by friction by concussion by percussion or by detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb

"Flammable Liquid" Any liquid which has a flash point of seventy degrees Fahrenheit or less as determined by a tabliabue or equivalent closed up test device

"Foreign Vehicles" Every motor vehicle trailer or semi-trailer which shall be brought into this Commonwealth otherwise than in the ordinary course of business by or through a manufacturer or dealer and which has not been registered in this Commonwealth

"Gross Weight" The combined weight of the vehicle or combination of vehicles and its or their load or loads exclusive of the operator

"Headlamp" A complete road illuminating device located upon the front of a motor vehicle the rays from which are projected forward other than a sidelight auxiliary driving lamp searchlight or spot lamp

"Highway" Every way or place of whatever nature open to the use of the public as a matter of right for purposes of vehicular travel The term "highway" shall not be deemed to include a roadway or driveway upon grounds owned by private persons colleges universities or other institutions

"Intersection" The area embraced within the prolongation of the lateral curb lines or if none then the lateral boundary lines of two or more highways which join one another at an angle whether or not one such highway crosses the other

"Jobber" Any person firm corporation or association engaged in the purchase and sale of new motor vehicles trailers or semi-trailers and their sale directly to dealers

"Learner's Permit" A permit issued to any person to learn to operate a motor vehicle or tractor

"Local Authorities" Every county municipal and other local board or body having authority to adopt local police regulations under the Constitution and laws of this Commonwealth

"Magistrate" A mayor burgess magistrate alderman justice of the peace or other officer having the powers of a committing magistrate

"Manufacturer" Every person engaged in the business of manufacturing motor vehicles trailers semi-trailers motors or bodies of such vehicles

"Mechanical Signal" A movable device operated mechanically or by the driver and so constructed and arranged as to give a cautionary or direction signal to the front and rear

"Metal Tires" All tires the surface of which in contact with the highway is wholly or partly of metal or other hard non-resilient material

"Motor Bus" Shall include all motor vehicles operated for the carriage of passengers for hire by individuals associations copartnerships or corporations required under the laws of this Commonwealth to obtain certificate of public convenience from the Public Utility Commission of the Commonwealth of Pennsylvania before engaging in the carriage of passengers for hire or by individuals associations copartnerships or corporations who or which were engaged in the business of carrving passengers for hire as common carriers prior to the first day of January one thousand nine hundred and fourteen

"Motorcycle" Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground except any such vehicle as may be included within the term "tractor"

"Motor Omnibus" Shall include all motor vehicles operated for the carriage of passengers for hire by individuals associations copartnerships or corporations who or wich were not engaged in the carriage of passengers for hire as common carriers prior to the first day of January one thousand nine hundred and fourteen and who or which are not required under the laws of this Commonwealth to obtain from the Public Utility Commission of the Commonwealth of Pennsylvania certificate of public convenience for the carriage of passengers for hire or motor vehicle of the bus type not operated for the carriage of passengers for hire except as herein provided This definition shall not include or apply to any motor vehicle operated under contract with any school district of this Commonwealth for the transportation of school children such motor vehicles to come within the definitions of commercial motor vehicles or motor vehicles

"Motor Vehicles" Every vehicle as herein defined which is self-propelled except tractors power shovels road rollers agricultural machinery and vehicles which move upon or are guided by a track or travel through the air

"New Motor Vehicle" Every motor vehicle which is not defined as a reconstructed rebuilt or used motor vehicle

"Nonresident" Any person not a resident of this Commonwealth

"Obscured Registration Plate" Every registration plate the characters on which are not legible in daylight at a distance of fifty (50) feet from the front or rear of the motor vehicle on the line of the axis of the vehicle on an approximately level stretch of highway

"Operator" Every person who is in actual physical control of a motor vehicle or tractor upon a highway

"Operator's License" The license issued to any person to operate a motor vehicle or tractor

"Overtake" A vehicle or combination of vehicles shall be deemed to overtake another vehicle or combination of vehicles when all of the vehicle and its load or all of the combination of vehicles and their loads move so that any part of the vehicle or its load or any part of the combination of vehicles or their loads is opposite to or alongside of any other moving vehicle or its load or combination of vehicles or their loads being operated in the same direction as the overtaking vehicle or combination of vehicles

"Owner" A person or persons holding the legal title of a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof or other like agreement with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee then such conditional vendee or lessee shall be deemed the owner for the purpose of this act

"Parking" The standing of a vehicle except police or fire department vehicle or ambulance whether occupied or not upon a highway otherwise than temporarily for the purpose and while actually engaged in loading or unloading or in obedience to traffic regulations or traffic signs or signals

"Parking Lamp or Clearance Lamp" A lamp or lamps so arranged to show white green or amber to the front and red to the rear

"Pass" A vehicle or combination of vehicles shall be deemed to pass another vehicle or combination of vehicles when all of the vehicle and its load or all of the combination of vehicles and their loads moves by or in advance of any moving vehicle and its load or combination of vehicles and their loads being operated in the same direction as the passing vehicle or combination of vehicles

"Passenger Seat" Each sixteen (16) inches of seating capacity in any motor omnibus or motor bus

"Peace Officer" A sheriff deputy sheriff constable member of the Pennsylvania [Motor] State Police or other police officer vested with authority of arrest

"Pedestrian" Any person afoot

"Person" Every natural person firm copartnership association or corporation

"Pneumatic Tires" All tires inflated with compressed air

"Private Road or Driveway" Every road or drive not open to the use of the public for purposes of vehicular travel

"Railway Grade Crossing" Any set of tracks or rails of any steam gasoline or electric railway line which intersects or crosses any highway at the same level or grade of such highway except electric railway lines within cities boroughs or incorporated towns

"Rear Lamp" A lamp located upon the rear of a motor vehicle trailer or semi-trailer so arranged as to show red to the rear and illuminate the rear registration plate

"Rebuilt Motor Vehicle" Every motor vehicle which shall have been assembled by using new parts and used parts derived from other motor vehicles of the same make and rebuilt by the manufacturer thereof

"Reconstructed Motor Vehicle" Any motor vehicle which shall have been assembled or constructed largely by means of essential parts new or used derived from other motor vehicles or makes of motor vehicles of various names models and types or which if originally otherwise constructed shall have been materially altered by the removal of essential parts or by the addition or substitution of essential parts new or used derived from other motor vehicles or makes of motor vehicles

"Registration Card" Includes temporary registration card as well as other registration cards

"Registration Plates or Markers" Includes temporary registration plates or markers as well as other registration plates

"Residence District" The territory contiguous to a highway not comprising a business district when the frontage on such highway for a distance of three hundred (300) feet or more is closely built up with dwellings or by dwellings and buildings in use for business

"Resident" Any person who has a regular place of abode or business in the Commonwealth for a period of more than thirty (30) consecutive days in the year except as otherwise provided in sections four hundred nine and six hundred three

"Right of Way" The privilege of the immediate use of the highway

"Safety Zone" The area of space officially set aside within a highway for the exclusive use of pedestrians and which is so plainly marked or indicated by proper signs as to be plainly visible at all times while set apart as a safety zone

"Secretary "The Secretary of Revenue of this Commonwealth

"Semi-trailer" Every vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests upon or its carried by another vehicle

"Service Brake" The means of applying braking effort to at least two (2) wheels on a motor vehicle normally operated by the operator's foot

"Sidelights" Any lights upon a motor vehicle other than the headlamp or auxiliary driving lamp or searchlight or spot lamp the rays of which project forward

"Sign" Any device mark marker board plate or other contrivance designed for the purpose of guiding traffic or informing of a traffic regulation

"Signal Lamp" A lamp located upon the side or rear of a motor vehicle so arranged to show red green or yellow to the rear as a cautionary signal

"Solid Rubber Tire" Every tire made of rubber other than a pneumatic tire or a cushion rubber tire

"Specially Constructed Vehicle" Any vehicle which shall not have been originally constructed under a distinctive name make model or type by a generally recognized manufacturer of vehicles

"Spot Lamp" An auxiliary illuminating device either fixed or movable intended to project a powerful concentrated beam of light

"State" A State territory organized or unorganized or district of the United States of America

"Street Car" Every device traveling exclusively upon rails when upon or crossing a highway other than railroad cars or trains

"Tractor" Every vehicle of the tractor type as defined in the Tractor Code

"Traffic" Pedestrians vehicles and street cars either singly or together while using any highway for purposes of travel

"Traffic Signal" Any device using words or colored lights or a combination thereof either manually or electrically controlled by which traffic is alternately directed to stop and go

"Trailer" Every vehicle without motive power designed to carry property or passengers wholly on its own structure and to be drawn by a motor vehicle

"Truck Tractor" Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn

"Used Motor Vehicles" Every motor vehicle which has been sold bargained exchanged given away or title transferred from the person who first acquired it from the manufacturer or jobber or dealer and so used as to have become what is commonly known as "second-hand" within the ordinary meaning thereof

"Vehicle" Every device in upon or by which any person or property is or may be transported or drawn upon a public highway excepting tractors agricultural machinery devices moved by human power or used exclusively upon stationary rails or tracks Provided That for the purpose of Article X of this act a bicycle or a ridden animal or a tractor or any other device moving upon wheels on a public highway except a device moving upon wheels upon stationary rails or tracks on a public highway shall be deemed a vehicle

Section 2 Subsection (a) of Section five hundred and eleven of said act which was added thereto by the act approved the twenty-sixth day of April one thousand nine hundred and forty-three (P. L. 74) is hereby amended to read as follows

Section 511 Temporary Registration Plates or Markers (a) The secretary may subject to the limitations and conditions hereinafter set forth deliver temporary registration plates or markers to [dealers] a person who has registered as a dealer under clause (1) or clause (2) of the definition "Dealer" when the application therefor is accompanied by the fee prescribed in this act Such application shall be made upon a form prescribed and furnished by the department dealers subject to the limitations and conditions hereinafter set forth may issue such temporary registration plates or markers to owners of vehicles provided that such owners shall comply with the pertinent provisions of this section

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 194, as follows:

An Act to further amend section twenty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" by increasing the fee for killing unlicensed dogs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" as amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1036) is hereby further amended to read as follows

Section 20 If after ten days from the giving of such notice such dog has not been claimed such chief of police or his agent constable or high constable shall dispose of such dog by sale or by destruction in some humane manner No dog so caught and detained shall be sold for the purpose of vivisection All moneys derived from the sale of such dog after deducting the expense of its detention shall be paid to the county treasurer and by him paid to the State Treasurer For services under sections nineteen and twenty of this act such officers shall be paid the sum of two dollars for detaining a licensed dog and the sum of [one dollar] two dollars for the killing and properly disposing of carcass of each unlicensed dog by cremation burial or other approved sanitary method and the delivery to the Department of Agriculture of the ears which have been cropped from such dog All expenses incurred under this or the preceding section and not otherwise provided for shall be paid by the State Treasurer from the fund specifically provided for by this act and appropriated for this purpose upon warrant of the Auditor General and approval of the Secretary of Agriculture

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,

Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 231 on third reading, entitled:

An Act to amend section seven of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities person association or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" providing for and regulating the change of width grade lines or location of state highways in such cities the ascertainment and assessment of damages and benefits to abutting property in connection therewith and the payment of damages by cities and the Commonwealth including the cost of the removal of certain structures and making appropriations from the Motor License Fund

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 294, as follows:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement or nutritional status of industrial workers and other civilians

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars ($100,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Health for the use of the Land Grant College of Pennsylvania engaged by the department for the purpose of advancing research and demonstrations on improvements in nutritional status and consequent improvement in physical well-being and efficiency of industrial workers and the nutritional status of other civilians based on research work now in progress The Department of Health shall commission those demonstrations to said Land Grant College and remain in an advisory capacity so as to benefit by such results of the demonstration as may ensue The moneys so appropriated shall be advanced to the Land Grant College of Pennsylvania at such time or times and in such amount as the college shall request

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 295, entitled:

An Act to repeal certain obsolete and supplied penal laws

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 1, page 5, line 21, by striking out the word "twenty-eighth" and inserting in lieu thereof "twenty-sixth".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing on final passage.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 296 on third reading, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties and providing for abatement of certain accrued interest and penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 312, on third reading, entitled:

An Act to amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing the pension of a blind person

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 340, entitled:

An Act to further amend subsection (c) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State Government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by emplovers to be unfair further proviidng that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishng a procedure for such cases providing for an appeal from the common pleas court to the Supereme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" making further provision for designation and selection of representatives for the purposes of collective bargaining

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Act page 4, Section 7, line 18 after the word "year" by inserting the word "thereafter"; Amend Act page 4, Section 7, line 20 after the word "of" at the end of the line by striking out with bold faced brackets the word "[any]" and inserting in lieu thereof the words "the first"; Amend Act page 4, Section 7, line 21 after the word "made" and before the word "thereafter" by inserting the words "within a year".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing on final passage.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 410, on third reading, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 423, on third reading, entitled:

An Act to amend section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," providing temporarily for payment of State Appropriations where schools are closed on account of impassable roads heavy snow or floods

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 439, as follows:

An Act providing for the establishment in counties of the second class of the lot and block plan for the registration of land titles for the accumulation of county tax liens and for the enumeration of the parcels of real estate to be assessed for county city borough township school and institution district taxation providing for the incurring of indebtedness for the installation thereof and imposing duties upon the county controller and the deed registrar in each of such counties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In each county of the second class the county commissioners are hereby empowered to establish in the office of the county controller the lot and block system for the registration of land titles for the accumulation of county tax liens and for the enumeration of the parcels of real estate to be assessed for county city borough township school and institution district taxation

Section 2 In establishing the said lot and block system the commissioners may adopt any system covered by such designation now in use either in municipalities in the Commonwealth or in use in the municipalities in other states or a combination of such systems as they shall deem proper in order to supply the needs of said county

Section 3 For the purpose of defraying the cost and expense of establishing said lot and block system the commissioners may use current tax revenue or may issue general obligation bonds in such amounts as are necessary and in such manner as is now provided by the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159)

Section 4 When installation of the lot and block system has been completed the division of said system having custody of the plats and plat books and the upkeep of the same shall be transferred to the deed registry office of said county and the files cards indexes and records relating to the liening of county taxes shall remain in and be maintained by the office of the controller of said county The deed registrar and the controller of each county of the second class are hereby charged with and required to operate and maintain the several portions of the lot and block system placed in their custody by this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prostitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 448, as follows:

An Act to add section nineteen and two-tenths to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for the admission of assessors into membership of such retirement systems

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" is hereby amended by adding thereto immediately after section nineteen and one-tenth a new section to read as follows

Section 19.2 Admission to Retirement System of County Assessors Assessors of counties of the fourth class may join and become members of the county employes retirement system in accordance with the foregoing provisions and be entitled to all the rights and privileges of members of such retirement system Provided any such assessor shall within four months of the time this act becomes effective agree to contribute into such retirement fund in such manner and at such times as the retirement board may require a sum equal to the amount he would have contributed into such fund from the date of its organization if then an employe or officer of the county or from the time he first became an employe or officer of the county

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prostitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 468, as follows:

An Act authorizing the alteration improvement and construction of buildings equipment and facilities for the Pennsylvania Maritime Academy by the Navigation Commission for the Delaware River and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Department of Forests and waters is hereby authorized to purchase and lease lands and buildings to construct new buildings alter improve or replace existing buildings construct sewage treatment plants reservoirs water supply systems electrical and other facilities and to alter improve or replace existing sewage treatment plants reservoirs water supply systems electrical and other facilities and to purchase and install all necessary equipment for the Pennsylvania Martitime Academy as shall be approved by the Governor and the Navigation Commission for the Delaware River

Section 2 The sum of two million dollars ($2,000,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters to carry out the provisions of this act to be expended under the direction and upon the request of the Navigation Commission for the Delaware River with the approval of the Governor and the Department of Forests and Waters

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prostitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 474, as follows:

An Act providing for the granting of certificates of licensure to practice professions or work at any trade or occupation in this Commonwealth for which licenses are issued by any State board or other State agency to certain persons who served in the military or naval forces of the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any State board or State agency may at its discretion without requiring the passing of an examination as now provided by law grant a certificate of licensure to practice a profession or work at any trade or occupation to any person a resident of this Commonwealth who at the time of becoming a member of the military or naval forces of the United States during the present wartime emergency was in all other respects qualified according to law but was prevented from taking the examination conducted by the appropriate State board or State agency by reason of his or her enlistment or induction into the military or naval service of the United States

Section 2 All State boards or State agencies affected by the provisions of this act shall make reasonable rules and regulations with respect to the administration of this act

Section 3 This act shall become effective immediately upon final enactment and shall remain in effect until the termination of hostilities in the present war and for three years thereafter For those persons eligible to be licensed under this act who have been unable to qualify because of physical or mental illness this act shall remain in effect for five years following the termination of hostilities in the present war The termination of hostilities in the present war shall be the date proclaimed as such by the President of the United States or the date specified as such in a concurrent resolution of the two houses of Congress

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prostitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 524, on third reading, entitled:

An Act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 635), entitled "An act creating a commission to study the methods of maintaining and supporting public schools, and the method of participation by the Commonwealth, and local school districts in the maintenance of a thorough and efficient public school system; prescribing its powers and duties; and making an appropriation," continuing such commission; changing its purpose; and making an appropriation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 614, as follows:

An act to further amend section nine hundred and three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the maximum gross weight of certain commercial motor vehicles and truck tractors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section nine hundred and three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including lien encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) and the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 618) is hereby further amended to read as follows

Section 903 Weight of Vehicles and Loads

(a) Commercial motor vehicles and truck tractors other than those electrically operated shall not be used or operated on any highway with gross weight exceeding those specified for the several classes and weights of chassis as follows

Four-Wheeled (2 Axles) Class	Chassis Weight in Pounds	Maximum Gross Weight in Pounds
R	Less than 2000	5000
S	2000 and over but less than 3000	7000
T	3000 and over but less than 4000	11000
U	4000 and over but less than 5000	15000
V	5000 and over but less than 6000	[18000] 19000
W	6000 and over but less than 7500	[22000] 23000
Y	7500 and over but less than 9000	[25000] 27000
Z	9000 and over	[26000] 30000

Six-Wheeled (3 Axles) Class	Chassis Weight in Pounds	Maximum Gross Weight in Pounds
RZ	2000 and over but less than 3000	12000
SZ	3000 and over but less than 4000	14000
TZ	4000 and over but less than 5000	16000
UZ	5000 and over but less than 6000	[22000] 24000
VZ	6000 and over but less than 7500	[26000] 28000
WZ	7500 and over but less than 9000	[30000] 32000
YZ	9000 and over but less than 12000	[34000] 36000
ZZ	12000 and over	[36000] 40000

(b) Electrically operated commercial motor vehicles and truck tractors shall not be used or operated on any highways with gross weight exceeding those specified for the several classes as follows

Four Wheeled (2 Axles) Class	Maximum Gross Weight in Pounds
R	5000
S	7000
T	11000
U	15000
V	18000
W	22000
Y	25000
Z	26000

Six-Wheeled (3 Axles) Class	Maximum Gross Weight in Pounds
RZ	12000
SZ	14000
TZ	16000
UZ	22000
VZ	26000
WZ	30000
YZ	34000
ZZ	36000

(c) Trailers and semi-trailers shall not be used or operated on any highway with gross weight exceeding those specified for the several classes as follows

Four-Wheeled (2 Axles) Trailer or Semi-Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	16000
E	4000 and over but less than 5000	20000
F	5000 and over but less than 6000	24000
G	6000 and over	26000

Six-Wheeled (3 Axles) Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
AZ	Less than 3000	12000
BZ	3000 and over but less than 4000	15000
CZ	4000 and over but less than 5000	20000
DZ	5000 and over but less than 6000	26000
EZ	6000 and over but less than 7000	30000
FZ	7000 and over but less than 9000	34000
GZ	9000 and over	36000

Two-Wheeled (1 Axle) Semi-Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	12000
E	4000 and over but less than 5000	14000
F	5000 and over but less than 6000	16000
G	6000 and over	18000

(d) No two-wheeled vehicle except fire department equipment shall be operated upon any highway with gross weight in excess of [eighteen thousand (18,000)] twenty thousand (20,000) pounds or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire

(e) No four-wheeled vehicle except fire department equipment and any motor bus operated within a municipality or in a business or residence district shall be operated upon any highway with a gross weight in excess of [twenty-six thousand (26,000)] thirty thousand (30,000) pounds or in excess of [eighteen thousand (18,000)] twenty thousand (20,000) pounds on any axle or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel

(f) No six or more wheeled vehicle except fire department equipment shall be operated upon any highway with gross weight in excess of [thirty-six thousand (36,000)] forty thousand (40,000) pounds or in excess of eight thousand (8,000) pounds on the front axle or in excess of [sixteen thousand five hundred (16,500)] eighteen thousand (18,000) pounds on any one of the rear axles or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel and the two rear axles shall be parallel and shall not be less than thirty-six (36) inches apart

(g) No truck tractor and semi-trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of [thirty-nine thousand (39,000)] forty-five thousand (45,000) pounds or in excess of [eighteen thousand (18,000)] twenty thousand (20,000) pounds on any axle or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel axle or axles of semi-trailer shall not be less than ninety-six (96) inches from the axle of the truck tractor

(h) No commercial motor vehicle and trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of sixty-two thousand (62,000) pounds or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel

No truck tractor semi-trailer and trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of sixty-five thousand (65,000) pounds or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel

(i) Maximum gross weights provided in this section are permissible only under conditions where no other restrictions are provided in this act or in any other laws regulating the gross maximum weight of vehicles

[(j) Notwithstanding any of the foregoing provisions of this section the permitted gross weights of the following types of vehicles hereinbefore provided for shall be as follows during the continuance of the war in which the United States is now engaged and until the end of the next session of the General Assembly to convene after the cessation of hostilities

(1) Four-Wheeled (2 Axles) Class V Chassis Weight 5000 lbs and over but less than 6000 lbs Gross Weight 19,000 lbs

(2) Four-Wheeled (2 Axles) Class W Chassis Weight 6000 lbs and over but less than 7500 lbs Maximum Gross Weight 23,000 lbs

(3) Four-Wheeled (2 Axles) Class Y Chassis Weight 7500 lbs and over but less than 9000 lbs Maximum Gross Weight 27,000 lbs

(4) Four-Wheeled (2 Axles) Class Z Chassis Weight 9000 lbs and over Maximum Gross Weight 30,000 lbs

(5) Six-Wheeled (3 Axles) Class UZ Chassis Weight 5000 lbs and over but less than 6000 lbs Maximum Gross Weight 24,000 lbs

(6) Six-Wheeled (3 Axles) Class VZ Chassis Weight 6000 lbs and over but less than 7500 lbs Maximum Gross Weight 28,000 lbs

(7) Six-Wheeled (3 Axles) Class WZ Chassis Weight 7500 lbs and over but less than 9000 lbs Maximum Gross Weight 32,000 lbs

(8) Six-Wheeled (3 Axles) Class YZ Chassis Weight 9000 lbs and over but less than 12,000 lbs Maximum Gross Weight 36,000 lbs

(9) Six-Wheeled (3 Axles) Class ZZ Chassis Weight 12,000 lbs and over Maximum Gross Weight 40,000 lbs

(10) Two-Wheeled Vehicles Maximum Gross Weight 20,000 lbs

(11) Four-Wheeled Vehicles Maximum Gross Weight 30,000 lbs Maximum Gross Weight on any Axle 20,000 lbs

(12) Six or more Wheeled Vehicles Maximum Gross Weight 40,000 lbs Maximum Gross Weight on any one of the rear Axles 18,000 lbs

(13) Truck Tractor and Semi-trailer Combined Maximum Gross Weight 45,000 lbs Maximum Gross Weight on any Axle 20,000 lbs]

Penalty Any person operating any vehicle upon any highway with a gross weight exceeding by more than five (5) per centum the maximum gross weight allowed and not exceeding by more than ten (10) per centum the maximum gross weight allowed shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five ($25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days and any person operating any vehicle on any highway with a gross weight exceeding by more than ten (10) per centum the maximum gross weight allowed shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty ($50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. HOLLAND. Mr. President and members of the Senate, I have always opposed increasing weights for trucks, but today I am voting in favor of increasing the weights because I realize that if we do not adopt the same weights that are being used in states throughout the United States it would be quite a handicap to the truckers of Pennsylvania.

In passing this bill, I want to point out to the trucking industry they have a grave responsibility, inasmuch as in raising our weights to the weights used in other states we should also go a little farther to see that the money collected from the trucking industry is distributed in the same way as it is distributed in all the other states of the United States. For instance, in Ohio one-third of the gasoline tax is returned to the local communities for the repair of streets and twenty-five per cent of the drivers' license fees is returned to the local communities for the repair of streets. You and I know, Mr. President, that with the increase of weights some of our streets in the cities will not withstand this increased load, and it is unfair to the men and women who own a home in a small community to be taxed on real estate for the maintenance of streets which are used by the trucking industry.

I therefor implore and ask the trucking industry to use the same efforts and the same work they have used in securing equalization of truck weights with other states in having an equalization in the return of tax money that they are giving in exclusively to the state of Pennsylvania.

I do not think that any member of this Senate wants to have an additional load placed on real estate. We have talked a great deal about the poor home owner but up to date we have done nothing about it. Some of you may say we are going to return the one cent emergency tax. This will amount, for instance, in the city of Pittsburgh, to about $600,000 and, gentlemen, we pay in the city of Pittsburgh for the handling of traffic alone $900,000, coming out of the real estate taxpayers' funds—$900,000, more than a mill of tax, is used of the home owners' money to handle traffic. It is impossible that we even increase the real estate rates in any municipality today to make proper repairs of the streets.

I hope the truck industry which is paying this tax to the state will demand that some of it, at least a proportionate share, equal to that which is being used in New York state, in Maryland, in Ohio, in New Jersey, in Illinois, where large trucks are being used, and where we are now equalizing the weight, shall be adopted in Pennsylvania, and if they are I do not think there will be any criticism made of the larger trucks in our large cities.

One other thing is that there is going to be considerable spent in rebuilding some bridges.

I also want to point out that in the cities today we are going to considerable expense by building sewer systems, rebuilding ones that have collapsed, and I can tell you that when that has occurred in the streets of Pittsburgh, when sewers have needed repairs in the city of Pittsburgh, in every case where the sewers have collapsed it was due to excessive weight of trucks passing and vibration.

Therefore, gentlemen, in all fairness to the cities and municipalities of Pennsylvania there should be a companion bill passed in this session, giving a share of the gasoline tax money and a share of the drivers' license money to the municipalities to cover this additional expense which all the cities shall incur.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barr,	Edmonds,	Kephart,	Taylor,
Berger,	Farrell,	Leader,	Thomas,
Blass,	Geltz,	Letzler,	Troutman,
Bowers,	Gourley,	McCreesh,	Tyler,
Carr,	Haluska,	McGinnis,	Wade,
Chapman,	Heyburn,	Rosenfeld,	Wagner,
Coleman,	Holland,	Snowden,	Walker,
Cox,	Homsher,	Stevenson,	Wilson,
Crider,	James,	Stiefel,	Woodring,
Dent,	Jaspan,	Tallman,	Woodward,
Ealy,	Jones,		

NAYS—1

Mallery,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Mr. MALLERY. Mr. President, in explanation of my vote on this bill, I wish to state that I have voted "no" in a sense of paying tribute to the thousands of my constituents who are employes of the shops of railroads and are doing such splendid work today. There have been no strikes and in fact, the railroaders are at their places of employment long before time for them to start their runs and it is in a sense of tribute to those men that I have voted "no" on this bill.

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the Chair.

SENATOR WALKER CALLED TO THE CHAIR TO PRESIDE

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) At this time I would like to interrogate the gentleman from Allegheny, Senator Walker.

How are you feeling, Senator Walker?

Mr. WALKER. Fine, Senator Taylor.

Mr. TAYLOR. Well, gentlemen, in the interest of speed, and so that the gentleman I am going to ask to preside will get a little more experience along the lines to which he has aspirations. I now call Senator Walker to the Chair to preside.

Mr. WALKER. It is understood, Mr. President pro tempore, that your remarks are still not an endorsement.

The PRESIDING OFFICER (John M. Walker) in the Chair.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 641, as follows:

An Act to amend the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas and balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" as amended

by further modifying the terms qualications and other conditions under which the investment of trust funds may be made by fiduciaries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subparagraph (c) of subsection 8 of paragraph one of clause (a) of section forty-one of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" as last amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1037) is hereby further amended to read as follows

Subsection (8) Railroad Obligations

* * *

(c) For the purposes of this subsection

(1) The amount of income available for fixed charges shall be the amount obtained by deducting from gross income all items deductible in ascertaining net income other than Federal and State income taxes contingent income interest and those constituting fixed charges and by deducting interest and dividends received by any such corporation on its own obligations and securities and on obligations and securities the interest or dividends on which it is obligated to pay as rental under any lease agreement which such corporation may own Fixed charges shall be rent for leased roads miscellaneous rents funded debt interest which the corporation has unconditionally promised to pay interest on unfunded debt and amortization of discount on funded debt but shall not include interest and dividends paid or accrued by such corporation on its own obligations and securities and on obligations and securities the interest or dividends on which it is obligated to pay as rental under lease agreement and which are owned by such corporation in its own right

(2) Other accounting terms shall be deemed to refer to those used in the accounting reports of common carriers as prescribed by the accounting regulations of the Interstate Commerce Commission

(3) The revenues earnings income and fixed charges of any railroad corporation all or substantially all of the railroad lines of which shall have been acquired through merger consolidation conveyance or lease by another railroad corporation and shall remain in its possession shall be deemed to be revenues earnings income and fixed charges of the latter corporation

Section 2 That after subsection (18) of paragraph one of clause (a) of section forty-one of the said act the following new subsections are hereby added

Subsection (19) Debenture Bonds of Telephone Companies In addition to the obligations described in Subsection 10 hereof of telephone companies the following debenture bonds of any corporation incorporated under the laws of the United States or any State or Commonwealth thereof or the District of Columbia which transacts the business of supplying telephone service provided such corporation shall be subject to regulation by the Federan Communications Commission a public service commission a public utility commission or any other similar regulatory body duly established by the laws of the United States or of any State or Commonwealth or of the District of Columbia in which such corporation operates

(a) Debenture bonds of any such corporation subject to the following conditions

(1) Such corporation shall have been in existence for a period of not less than ten fiscal years and at no time within the period of ten fiscal years immediately preceding the date of such investment shall such corporation have failed to pay punctually and regularly the matured principal or interest of all its indebtedness direct assumed or guaranteed but the period of life of the corporation together with the period of life of any predecessor corporation or corporations from which a major portion of its property was acquired by consolidation merger or purchase shall be considered together in determining such required period

(2) In at least four out of five fiscal years immediately preceding such investment in the consolidated net earnings of such corporation after all operating expenses depreciation depletion and taxes (other than Federal and State income taxes) shall have been not less than three times the annual interest charges on its obligations containing an unconditional promise to pay interest thereon outstanding at the end of its fiscal year immediately preceding the date of such investment Provided That if there has been a public offering of securities since the close of the last fiscal year then its interest charges for such last fiscal year shall be deemed to be its interest charges for a full year on its debt outstanding immediately after the issue of said securities adjusted for any securities to be retired with the proceeds of the new financing

(3) Such corporation shall have total assets as shown by its consolidated balance sheet at the end of the fiscal year immediately preceding the date of such invesment of not less than fifty million dollars ($50,000,000)

(4) In determining the qualifications of any debenture bond under this subsection where a corporation shall have acquired its property or any substantial part thereof within the ten years immediately preceding the date of such investment by consolidation or by merger or by the purchase of all or a substantial portion of the property of any other corporation or corporations the assets gross operating revenues net earnings and interest charges of the several predecessor or constituent corporations shall be consolidated and adjusted so as to ascertain whether the requirements of the preceding paragraph have been complied with

Subsection (20) Obligations of Industrial Corporations The following obligations of any industrial corporation incorporated under the laws of the United States or of any state or Commonwealth thereof or of the District of Columbia

(a) Bonds of any such corporation subject to the following conditions

(1) Such corporation shall have been in existence for a period of not less than ten fiscal years and at no time within the period of ten fiscal years immediately preceding the date of such investment shall such corporation have failed to pay punctually and regularly the matured principal or interest of all it indebtedness direct assumed or guaranteed but the period of life of any predecessor

corporation or corporations from which a major portion of its property was acquired by consolidation merger or purchase shall be considered together in determining the required period

(2) In at least four out of five fiscal years immediately preceding such investment the consolidated net earnings of such corporation after all operating expenses depreciation depletion and taxes (other than Federal and State income taxes) shall have been not less than three times the annual interest charges on its obligations containing an unconditional promise to pay interest thereon outstanding at the end of its fiscal year immediately preceding the date of such investment Provided That if there has been a public offering of securities since the close of the last fiscal year then its interest charges for such last fiscal year shall be deemed to be its interest charges for a full year on its debt outstanding immediately after the issue of said securities adjusted for any securities to be retired with the proceeds of the new financing

(3) Such corporation shall have total assets as shown by its consolidated balance sheet at the end of the fiscal year immediately preceding the date of such investment of not less than fifty million dollars ($50,000,000)

(4) In determining the qualifications of any bond under this subsection where a corporation shall have acquired its property or any substantial part thereof within the ten years immediately preceding the date of such investment by consolidation or by merger or by the purchase of all or a substantial portion of the property of any other corporation or corporations the assets gross operating revenues net earnings and interest charges of the several predecessor or constituent corporations shall be consolidated and adjusted so as to ascertain whether the requirements of the preceding paragraph have been complied with

Subsection (21) Preferred Stock The following preferred or preference stocks of any corporation incorporated under the laws of the United States or of any state or commonwealth thereof or of the District of Columbia

(a) Preferred or preference stock of any such corporation subject to the following conditions

(1) Such corporation shall have been in existence for a period of not less than ten fiscal years and at no time within the period of ten fiscal years immediately preceding the date of such investment shall such corporation have failed to pay punctually and regularly the matured principal or interest of all its indebtedness direct assumed or guaranteed but the period of life of any predecessor corporation or corporations from which a major portion of its property was acquired by consolidation merger or purchase shall be considered together in determining the required period

(2) Such stock shall be preferred as to dividends and the dividends thereon shall be cumulative

(3) In the event of liquidation or dissolution such stock shall be preferred over all other classes of stock in the distribution of the assets of the corporation

(4) In at least four out of five fiscal years immediately preceding such investment the consolidated net earnings of such corporation after all operating expenses depreciation depletion and taxes (including Federal and State income taxes) shall have been not less than three times annual interest charges on its obligations containing an unconditional promise to pay interest thereon outstanding at the end of its fiscal year immediately preceding the date of such investment and the dividend requirements on such preferred stock together with the dividend requirements on any other stock having claims on earnings or assets ranking equally with such stock Provided That if such corporation be a public utility corporation such earnings for such period shall have been at least twice such interest charges and dividend requirements and Provided Further that if there has been a public offering of securities since the close of the last fiscal year then its interest charges and dividend requirements for such last fiscal year shall be deemed to be its interest charges and dividend requirements for a full year immediately after the issue of said securities adjusted for any securities to be retired with the proceeds of the new financing

(5) Such corporation shall have total assets as shown by its consolidated balance sheet at the end of the fiscal year immediately preceding the date of such investment of not less than fifty millions dollars ($50,000,000)

(6) In determining the qualification of any preferred or preference stock under this subsection where a corporation shall have acquired its property or any substantial part thereof within ten years immediately preceding the date of such investment by consolidation merger or the purchase of all or a substantial portion of the property of any other corporation or corporations the assets gross operating revenues net earnings interest charges and preferred dividend requirements of the several predecessors or constituent corporations shall be consolidated and adjusted so as to ascertain whether the requirements of this subsection have been complied with

Section 3 That subsection (19) of paragraph one of clause (a) of section forty-one of the said act which was added to the said section by the act approved the second day of July one thousand nine hundred thirty-five (P. L. 545) as amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-five (P. L. 1037) is hereby further renumbered to read as follows

Subsection [19] (22) General Provisions

(a) Nothing contained in this section shall be construed to relieve any fiduciary from the duty of exercising due care and prudence in the performance of the duties of his office

(b) Nothing contained in this section shall be construed to authorize any fiduciary to make any investment contrary to the directions in regard to investments contained in the will deed or other instrument creating the trust in his care nor to limit or restrict the authority conferred upon any such fiduciary with respect to investments by any such instrument

(c) No fiduciary shall be liable for any loss incurred with respect to any investment not legal for the investment of trust funds as provided in this section when such nonlegal investment was received by such fiduciary pursuant to the terms of the will deed decree of court or other instrument or if such nonlegal investment was legal when received or when the investment was made by the fiduciary provided such fiduciary exercises due care and prudence in the disposition or retention of any such nonlegal investment

(d) Within the meaning of this section the term "fair value" of real estate shall be the value placed thereon in a written appraisement by two reputable persons familiar with real estate value in the vicinity of such real estate who shall actually have inspected the property before making the appraisement and shall so certify therein Any such appraisement shall be filed and preserved among the records of the fiduciary

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODRING. Mr. President, I know there are some members on my side of the Senate who think they want to vote "no" on this bill.

This bill is in the nature of a substitute for the prudent investor's bill. I personally would have liked to have had an opportunity to vote on that question because I think the prudent investor's bill had more to be said for it than this bill, Senate Bill No. 641.

However, in the absence of the prudent investor's bill I believe this bill, which defines an enlarged field for the making of investments for trust funds, is a good bill, as

good as we can hope for under present conditions, and I therefore suggest to the members on my side of the Senate that they vote affirmatively for this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prosions of the Constitution, and were as follows, viz:

YEAS—38

Berger,	Farrell,	Mallery,	Thomas,
Blass,	Geltz,	McCreesh,	Troutman,
Bowers,	Haluska,	McGinnis,	Tyler,
Carr,	Heyburn,	Rosenfeld,	Wade,
Chapman,	Homsher,	Snowden,	Wagner,
Coleman,	James,	Stevenson,	Wilson,
Crider,	Jones,	Stiefel,	Woodring,
Dent,	Kephart,	Tallman,	Woodward,
Ealy,	Leader,	Taylor,	Walker,
Edmonds,	Letzler,		Presiding Officer

NAYS—4

Cox,	Gourley,	Holland,	Jaspan,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 642, as follows:

An Act authorizing in certain cases the issuance of motor vehicle operators' licenses to persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith without a learner's permit and the temporary suspension of existing laws requiring the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any person serving in the armed forces of the United States or in any women's organization officially connected therewith during any part of the war in which the United States is now engaged may have upon his or her honorable discharge from such service an operator's license without being required to secure a learner's permit if he or she shall satisfy the following requirements

(1) He or she shall have an honorable discharge from the service

(2) Application for the operator's license shall be made within sixty (60) days after the date of such honorable discharge

(3) He or she is not physically or mentally incapacitated at the time of the application for renewal

(4) He or she has a certificate showing that he or she has passed an army or navy test for the operation of motor vehicles

(5) He or she has knowledge of the provisions of the Pennsylvania Vehicle Code relating to the operation of motor vehicles within this State

(6) In the event that his or her certificate of honorable discharge reveals that injuries were sustained during service the application must be accompanied by the certificate of a licensed physician that the applicant is physically and mentally able to operate a motor vehicle

(7) He or she has not held an operator's license under the laws of this or any other State which has been revoked or suspended unless the period of suspension has expired

(8) Each application shall be sworn to before a magistrate alderman or justice of the peace who shall certify thereon that he has seen and examined the applicant's certificate of honorable discharge and that it is dated less than sixty (60) days before the application was made

Section 2 The Secretary of Revenue is hereby authorized to suspend all provisions of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" and all other acts and parts of acts in so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective immediately upon its final enactment and shall continue in effect until one year after the termination of hostilities as determined by proclamation of the President of the United States or by a concurrent resolution of Congress

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prosions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 644, as follows:

An Act to further amend section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting

rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing for the payment of interest in certain claims

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Be it enacted &c That section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" as last amended by the act approved the second day of June one thousand nine hundred thirty-seven (P. L. 1212) and by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2609) is hereby further amended to read as follows

Section 9 Claims for taxes water rents or rates lighting rates and sewer rates must be filed in the court of common pleas of the county in which the property is situated on or before the last day of the third calendar year after that in which the taxes or rates are first payable and other municipal claims must be filed in said court within six months from the time the work was done in front of the particular property where the charge against the property is assessed or made at the time the work is authorized within six months after the completion of the improvement where the assessment is made by the municipality upon all the properties after the completion of the improvement and within six months after confirmation by the court where confirmation is required the certificate of the surveyor engineer or other officer supervising the improvement filed in the proper office being conclusive of the time of completion thereof but he being personally liable to anyone injured by any false statement therein Where a borough lies in more than one county any such claim filed by such borough may be filed in each of such counties In case the real estate benefited by the improvement is sold before the municipal claim is filed the date of completion in said certificate shall determine the liability for the payment of the claim as between buyer and seller unless otherwise agreed upon or as above set forth The legal rate of interest shall be collectible on all municipal claims from the date of the completion of the work after it is filed as a lien and on claims for taxes water rents or rates lighting rates or sewer rates from the date of the filing of the lien therefor

Claims for taxes may be in the form of written or typewritten lists showing the names of the taxables and descriptions of the properties against which said claims are filed together with the amount of the taxes due such municipality Such lists may be filed on behalf of a single municipality or they may cover the unpaid taxes due any two or more municipalities whose taxes are collected by the same tax collector provided the amounts due each municipality are separately shown All tax claims heretofore filed in such form are hereby ratified confirmed and made valid subsisting liens as of the date of their original filing

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 663, as follows:

An Act to further amend section one of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" defining "County Employe" to include persons employed by independent poor districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" as amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 749) is hereby further amended to read as follows

Section 1 Be it enacted &c That the following words and phrases as used in this act shall be construed to have the following meanings

"Board" the county retirement board created by this act

"County Employe" any person whether elected or appointed who is employed by the county by the county institution district or its predecessor the county poor board or any independent poor district thereof and employed by the county by the county prison authorities by the county house of detention authorities or by the county retirement system whose salary or compensation is paid in regular periodic installments but shall not include any person who is employed on a per diem basis

"Fund" the county employes' retirement fund created by this act

"Accumulated Deductions" the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act and standing to the credit of the members' annuity reserve account together with the regular interest thereon

"Contributor" any person who has accumulated deductions in the fund created by this act standing to the credit of the members' annuity reserve account

"Beneficiary" any person in receipt of a retirement allowance under this act

"Prior Service" all service as a county employe served not later than December thirty-first preceding the year the retirement system shall be established in any county

"Original Member" a member who was a county employe on the date of establishment of the retirement system in said county

"New Member" a member who shall have become a member of the retirement system after the establishment of the retirement system in said county

"Superannuation Retirement Age" as applied to a contributor means sixty years of age or upwards

"Final Salary" the average annual salary received by contributor for the five years of service immediately preceding retirement or in the event a member has not served five years the total salary received divided by the number of years served

"Regular Interest" interest at the rate of three and one-half per centum compounded annually

"County Annuity" payments for life or during disability derived from contributions made by the county

"Member's Annuity" payments for life or during disability derived from contributions made by the contributor

"Retirement Allowance" the county annuity plus the member's annuity

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 680, as follows:

An Act to further amend section one of the act approved the twentieth day of April one thousand nine hundred and twenty-seven (P. L. 321) entitled "An act authorizing the Secretary of Highways to designate by letter or to name number or combine State highways or any part or parts thereof in such manner as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth and facilitate the keeping of maps and records of the Department of Highways and to include in any route designated for the convenience of the traveling public any township road or roads" as amended by eliminating the requirement that designations assigned by the Secretary of Highways shall be the official designations for all purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twentieth day of April one thousand nine hundred and twenty-seven (P. L. 321) entitled "An act authorizing the Secretary of Highways to designate by letter or to name number or combine State highways or any part or parts thereof in such manner as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth and facilitate the keeping of maps and records of the Department of Highways and to include in any route designated for the convenience of the traveling public any township road or roads" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 835) is hereby further amended to read as follows

Section 1 Be it enacted &c That the Secretary of Highways is hereby authorized to designate by letter or to name number or combine all State highways or any part or part sthereof in such manner as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth [and facilitate the keeping of maps and records of the Department of Highways Whenever the Secretary of Highways has designated any existing State highways or combinations thereof by letter name or number as herein provided such letter name or number shall be the official designation for all purposes]

Section 2 This act shall become effective upon its final approval

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 693, as follows:

An Act to further amend subsection (b) of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" pro-

viding for payment of filing fees by cash in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That subsection (b) of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as amended by the act of June twenty-sixth one thousand nine hundred and forty-one (P. L. 212) is hereby further amended to read as follows:

Section 913 Place and Time of Filing Nomination Petitions Filing Fees

* * * * *

(b) Each person filing any nomination petition shall pay for each petition at the time of said filing a filing fee to be determined as follows and no nomination petition shall be accepted or filed unless and until such filing fee is paid by a certified check money order [only] or also by cash when filed with the county board

Whenever a petition is filed with the county board the person filing the same may pay the filing fee with cash and in such cases the payment shall be made to the county treasurer who shall stamp the same "Filing Fee Paid" together with the date of filing All petitions so marked shall be received and filed by the county board and the money so paid shall become part of the General Fund Said certified checks or money orders shall be made payable to the Commonwealth of Pennsylvania or to the county as the case may be and shall be transmitted to the State Treasurer or to the county treasurer and shall become part of the General Fund

1 If for the office of President of the United States or for any public office to be filled by the electors of the State at large the sum of fifty dollars ($50.00)

2 If for the office of Representative in Congress or judge of a court of record excepting judges to be voted for by the electors of the State at large and associate judge the sum of thirty-five dollars ($35.00)

3 If for the offices of senator or representative in the General Assembly or for any office to be filled by the electors of an entire county other than jury commissioner associate judge or prison inspector the sum of twenty-five dollars ($25.00) if for the office of jury commissioner or associate judge the sum of ten dollars ($10.00) if for the office of prison inspector the sum of two dollars ($2.00) if for any office to be filled by the electors of an entire city the following sums if in a city of the first or second class twenty-five dollars ($25.00) if in a city of the second class A fifteen dollars ($15.00) and if in a city of the third class ten dollars ($10.00)

4 If for any borough town township school district or poor district office not otherwise provided for the sum of two dollars ($2.00)

Provided however that no filing fee shall be paid for a nomination petition for any public office for which no compensation is provided by law

5 If for judge or inspector of election or for any other public office not included hereinabove the sum of fifty cents (.50)

6 If for the office of delegate or alternate delegate to National party convention or member of National committee or member of State committee the sum of ten dollars ($10.00)

7 If for any other party office the sum of fifty cents (.50)

8 If for the office of alderman justice of the peace or constable the sum of two dollars ($2.00)

9 If for the office of township auditor or road supervisor the sum of one dollars ($1.00)

(c) The filing fees herein provided for shall not be refunded in the event of the withdrawal of any candidate named in any petition or for any other cause whatsoever

(d) All nomination petitions shall be filed at least fifty (50) days prior to the primary

Petitions to be filed in the office of the Secretary of the Commonwealth shall be received in said office not later than 5 o'clock p m on the last day for filing same and all petitions to be filed with any county board of elections shall be received in said office not later than the ordinary closing hour of said office on the last day of filing same

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 784, as follows:

An Act to add section one point one to the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 322) entitled "An act providing for the issuance of certified copies of death birth and marriage certificates and divorce decrees by county officers free of charge to disabled war veterans and their dependents in death and compensation cases and prescribing penalties" requiring counties to pay the fees of officers compensated on a fee basis

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 322) entitled "An act providing for the issuance of certified copies of death birth and marriage certificates and divorce decrees by county officers free of charge to disabled war veterans and their dependents in death and compensation cases and prescribing penalties" is hereby amended by adding after section one a new section to read as follows

Section 1.1 In counties where the county officer issuing any certificate under this act is compensated on a fee basis the fee for issuing such certificate shall be paid by the county upon the presentation to the county commissioners of proper vouchers by the county officer issuing such certificate

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler
Chapman	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward
Dent,	Jones,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 795, as follows:

An Act to further amend clause (f) of section two hundred one and to add clause (n) to section two hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (f) of section two hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in an ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" as amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 451) is hereby further amended to read as follows

Section 201 Powers and Duties of Pennsylvania Aeronautics Commission The Pennsylvania Aeronautics Commission shall administer the provisions of this act and for such purpose is authorized and directed to promulgate such regulations as are necessary to execute the powers invested in it by this act and other applicable laws

It shall be the duty of the commission to

* * * * *

(f) Encourage and assist in the establishment and construction of airports civil airways and other air navigation facilities

Section 2 Section two hundred one of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 451) is hereby further amended by adding thereto a new clause to be known as clause (n) and to read as follows

(n) Expend moneys appropriated to it for the use of the commission in the making of surveys and plans and the purchase of lands for and the construction of airports and landing fields and other air navigation facilities to accept and expend moneys received from the Federal Government or any other source for such purposes and to utilize the construction services of other public agencies qualified to perform or supervise the work including other States agencies provided that in the expenditure of such money otherwise than in the performance of work by the Commission's own forces or by the public agencies hereinbefore mentioned the Commission shall conform to and observe all the provisions of Section twenty-four hundred and eight (2408) of the Administrative Code of April ninth nineteen hundred and twenty-nine P. L. 177 its amendments and supplements

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 866, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and

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licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the use of "reflector type" flares as "danger and caution signals"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eight hundred twenty-four of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department o Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties boroughs incorporated towns township within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 824 Danger and Caution Signals

(a) Every motor bus and every motor omnibus for the carriage of passengers for hire except taxicabs and every commercial vehicle or combination of vehicles having a gross weight of eleven thousand (11,000) pounds or more and every trailer or semi-trailer designed for the living quarters or carriage of persons shall be equipped with at least three (3) red flags of dimensions not less than twelve by twelve (12x12) inches and a sufficient number of flares not less than three (3) or electric lanterns electric flashing signals or other signals capable of continuously producing three warning lights each visible from a distance of at least five hundred (500) feet for a period of at least eight (8) hours or three (3) reflector type flares Provided however that the provisions of this section shall not apply to vehicles within the confines of a municipality or within a business or residence district

Every such flare lantern electric flashing signal reflector type flare or other signal shall be of a type approved by the secretary and he shall publish lists of those devices which he has approved as adequate for the purposes of this section

(b) Whenever any such vehicle and its lighting equipment are disabled during the period when lighted lamps must be displayed on vehicles and such vehicle cannot immediately be removed from the main traveled portion of a highway outside of a business or residence district or if the lighting equipment on any such vehicle is not disabled but due to its position upon the highway or by reason of contours or curves in such highway it may constitute a menace to other vehicular traffic the operator or other person in charge of such vehicle shall cause such flares lanterns flashing signals or other signals to be lighted and placed upon the highway or reflector type flares placed upon the highway One (1) at a distance of approximately one hundred (100) feet in advance of such vehicle one (1) at a distance of approximately one hundred (100) feet to the rear of the vehicle and the third upon the highway side of the vehicle except that if the vehicle is transporting flammables such vehicle shall be equipped with a sufficient number of electric flares or electric flashing signals or reflector type flares not less than three (3) Whenever any such vehicle is disabled during the period when lighted lamps are not required to be displayed on vehicles and such vehicle cannot immediately be removed from the main traveled portion of a highway outside of a business or residence district or whenever a vehicle is disabled upon the highway and by reason of contours or curves in such highway it may constitute a menace to other vehicular traffic the operator or other person in charge of such vehicle shall cause the red flags to be placed upon the highway One (1) at a distance of approximately one hundred (100) feet in advance of such vehicle and one (1) at a distance of approximately one hundred (100) feet to the rear of the vehicle and the third upon the highway side of the vehicle

(c) No person shall at any time operate a vehicle transporting explosives as a cargo or part of a cargo upon a highway unless it carries electric lanterns or electric flashing signals or reflector type flares as herein required but such electric lanterns or electric flashing signals must be capable of producing a red light and such reflector type flares must be in good condition capable of reflecting light of an on-coming vehicle at least five hundred (500) feet and shall be displayed upon the highway when and as required in this section

Penalty Any owner or operator who shall fail to comply with any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five ($25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas.
Bowers,	Gourley,	Margie,	Troutman,
Carr.	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade.
Coleman.	Holland.	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett.	Woodring.
Crowe,	Jaspan,	Snowden.	Woodward,
Dent,	Jones,	Stevenson,	Walker.

Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1211, on third reading, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claim registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further prescribing the time when certain penalties imposed under the said act shall become effective

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 2, on second reading, entitled:

An Act to amend section seven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 899) entitled "An act regulating public bathing places swimming pools public bath houses public and private natatoriums turkish bath houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violations" by eliminating certain annual fees

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 95, on second reading, entitled:

An Act conferring upon the Councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries wages or other compensation of officers clerks and employes of the Courts which are fixed by law or by the Courts

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 98, on second reading, entitled:

An Act to amend an act approved June sixth, one thousand eight hundred and seventy-one (P. L. 1353), entitled "An act relative to plans of survey and regulation in the City of Philadelphia," by restricting the operation of the act to original plans and revisions, changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published, and of the hearing thereon, eliminating the requirement that streets which are the subject of such plans or revisions must extend from street to street as thoroughfares and must be called public streets, and abrogating the provisions for widening the streets upon the petition of the owners or majority of feet frontage thereon or one side thereof and by providing that all plans and revisions of plans of land subdivision shall after approval by the Board of Surveyors be recorded in the Office of the Recorder of Deeds and that owners and purchasers shall be conclusively presumed to have notice thereof

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 116, on second reading, entitled:

An Act to further amend sections one eleven and twelve of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by modifying certain definitions and imposing further powers and duties upon the retirement board prescribing the rights and liabilities of withdrawing contributors and of disability annuitants

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 239, on second reading, entitled:

An Act to promote the public welfare and to protect mental defectives by prescribing circumstances under which selective sterilization of certain types of individuals may be performed without civil or criminal liability; and providing penalties

be recommitted to the Committee on Public Health.

Mr. BOWERS. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this cases dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 329, entitled:

An Act to further amend section three hundred one and section three hundred three and to amend section three hundred four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations

reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by further regulating the computation of the reserve liability of life insurance companies deficiency reserve requirements and the acceptance of valuations made by other states

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend sec. 1 (sec. 301), page 5, line 1, by inserting a light-face bracket before and after the word "effect" and inserting thereafter "affect"; Amend sec. 1 (sec. 301), page 6, line 25, by striking out the word "cent" and inserting in lieu thereof "centum"; Amend sec. 1 (sec. 301), page 9, line 13, by striking out all of said line, and inserting in lieu thereof "benefits as established by the Insurance Commissioner may"; Amend sec. 1 (sec. 301), page 9, line 15, by inserting after the word "for" the following: "such category than those calculated according to the mini-"; Amend sec. 1 (sec. 301), page 9, line 27, by striking out the word "cent" and inserting in lieu thereof "centum".

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendment:

Amend sec. 2, page 10, line 28, by striking out the word "Act" and inserting in lieu thereof "act".

They were agreed to.

The section was agreed to as amended.

The third, fourth and fifth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 330, entitled:

An Act to further amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by amending section four hundred ten (410) thereof relating to uniform policy provisions by adding thereto section four hundred ten A (410A) relating to non-forfeiture benefits and cash surrender values required in life insurance policies and by amending section four hundred twenty C (420C) thereof relating to uniform industrial policy provisions

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 384, on second reading, entitled:

An Act to add clause XXV XXVI and XXVII to section seven hundred and two of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing townships to adopt ordinances and to prescribe and enforce penalties for violation thereof and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury and providing for an appeal to the court of quarter sessions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 402, on second reading, entitled:

An Act to amend subsection B of section three of the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amounts of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions and imposing penalties" excluding domestic corporations owned exclusively by and for members of the medical and dental professions from the provisions thereof

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 404, entitled:

An Act to further amend section ten of the act approved the twenty-first day of May one thousand nine hundred and thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing certain duties and restrictions in the allocation and expenditures of the Liquid Fuels Tax Fund in the State Treasury on the county commissioners and

the Department of Highways and changing the provisions as to reports to the Departments of the Auditor General and Revenue

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 473, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of land for the preparation of a comprehensive plan for the Capitol Park Extension for the construction of new buildings including a memorial building to honor the memory of William Penn and other necessary buildings for the State archives libraries and museum for the repair demolition and improvement of existing buildings in Capitol Park and Capitol Park Extension for the razing of buildings the relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation and for grading paving and otherwise developing Capitol Park and the Capitol Park Extension

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 473, the bill just read, be recommitted to the Committee on Appropriations.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 501, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend Section 2, subsection (c), page 4, line 24 by inserting after the word "prescribe" and before the word "the" the following "Provided That the commission may make a special dispensation or exception because of religious scruples of applicants as to the day of the week upon which the examination shall be held".

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 528, entitled:

An Act to repeal subsection (f) of section nine hundred two of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of presribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329)

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 537, entitled:

An Act to amend section twenty-eight and to repeal section twenty-nine of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" providing for payment of the compensation of local registrars by the Commonwealth and relieving counties from such payments

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 553, on second reading, entitled:

An Act to further amend section two hundred twelve of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of in-

surance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws," changing the retaliatory provisions of law so as to equalize the burdens and prohibitions as herein defined placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 560, on second reading, entitled:

An Act to amend sections two hundred five two hundred six five hundred one five hundred two five hundred five five hundred six and eight hundred seven of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improveing the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employes of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by further regulating and improving the civil service of certain departments and agencies of the Commonwealth

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 561, on second reading, entitled:

An Act to amend section one of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as state highways certain highways and requiring their construction repair and maintenance as such" by limiting the highways and structures which may become the responsibility of the Commonwealth thereunder

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 599, on second reading, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred and thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and adding provisions relative to corporate names and addresses advertising filing of certificates by foreign corporations revocation of certificates of authority making certain certificates prima facie evidence in certain cases and by providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 600, on second reading, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for service required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and adding provisions relative to corporate names and addresses advertising filing of certificates by foreign nonprofit corporations revocation of certificates of authority making certain certificates prima facie evidence in certain cases and by providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 613 on second reading, entitled:

An Act to amend the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amount of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions; and imposing penalties" by changing the short title of the act redefining the term "charges" changing the form of the application restricting the conduct of business by a licensee enlarging the authority of the Secretary of Banking altering the powers of licensees altering the requirements and limitations applicable to licensees altering the form of certain statements and excluding certain domestic corporations

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 616, entitled:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" permitting additional hours of service by firemen for the duration of the present war

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HALUSKA offered the following amendments:

Amend bill, page 1, by inserting after the enactment clause: "Section 1. Section two thousand four of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto," is hereby amended to read as follows: "Section 2004. Hours of Service; Exceptions—No city shall employ or require any police officer to remain on duty for more than eight hours in any twenty-four consecutive hours, or more than fifty-six hours in any one week, unless in emergency cases for the suppression of riots or tumults or the preservation of the public peace: Provided, That for the duration of the present war and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service, and in such cases council shall provide for the payment of extra compensation for any hours of service in excess of such maximum hours of service. Nothing contained herein shall prevent any such city from requiring any such police officer to remain on duty or to work sixteen hours in any twenty-four consecutive hours, not more than one day each week, if required by a change in working hours or a change in shifts"; Amend Sec. 1, page 1, line 1, by striking out the figure "1" and inserting in lieu thereof: "2"; Amend Sec. 1, page 1, line 2, by striking out the word "the" and inserting in lieu thereof: "said"; Amend Sec. 1, page 1, lines 2 to 5, both inclusive, by striking out the words "approved the twenty-third day of June one thousand nine hundred thirty-one (Pamphlet Laws 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto'"; Amend Sec. 1 (Sec. 2103), page 2, line 25, by inserting after the word "service" "and in such cases council shall provide for the payment of extra compensation for any houres of service in excess of such maximum hours of service".

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. HALUSKA offered the following amendments:

Amend title, page 1, first line of title, by inserting after the word "To" "amend section two thousand four and to"; Amend title, page 1, second from last line of title, by inserting after the word "by" "policemen and".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 618, entitled:

An Act relating to and regulating the practice of the profession of engineering including civil engineering mechanical engineering electrical engineering mining engineering chemical engineering surveying and constitutent parts and combinations thereof as herein defined providing for the licensing and registration of persons practicing said profession and the certification of engineers in training and the suspension and revocation of said licenses registrations and certifications for violation of this act prescribing the powers and duties of the State Registration Board for Professional Engineers the Department of Public Instruction and the courts prescribing penalties and repealing existing laws

The first, second and third sections were read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. THOMAS offered the following amendments:

Amend Section 4, Page 6, Line 1, by striking out the word "or" and inserting in lieu thereof the word "of"; Amend Section 4, Page 8, Line 28, by striking out the word "charter" and inserting in lieu thereof the word "character".

They were agreed to.

The section was agreed to as amended.

The fifth, sixth, seventh, eighth, ninth, tenth, eleventh and twelfth sections and title were read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 618, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 626, on second reading, entitled:

An Act to add section one point one to the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on certain waters

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 628, entitled:

An Act to amend section thirteen hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" increasing the annual amount available for bear damages

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 629 on second reading, entitled:

An Act to amend section six hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" permitting for purposes of conservation the designation and posting of beaver colonies prohibiting the trapping of beavers at any time in such colonies and imposing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 636, on second reading, entitled:

An Act to further amend section twelve hundred and eighteen of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring pedestrians to comply with requests of peace officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 658, on second reading, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and presribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officers of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or an agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 673, on second reading, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to convey to the County of Blair and the City of Altoona certain real property located in said county and heretofore acquired by the Commonwealth for development as an airport

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 675, on second reading, entitled:

An Act to repeal The General State Authority Act of 1935 and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 679, on second reading, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately three-tenths of an acre of land in the County of Delaware upon which is erected the Chester Range Front Light and ceding jurisdiction to the United States

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 684, entitled:

An Act authorizing and empowering any corporation for profit heretofore or hereafter organized under any general or special law of this Commonwealth by action of its board of directors to make contributions out of its income in any taxable year for public and charitable purposes to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year as returned by it to the Federal Government for income tax purposes and ratifying contributions heretofore made

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 701, entitled:

An Act to amend section three of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 214) entitled "An act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien providing for the payment of the cost of such acquisitions and making an appropriation" by authorizing the Department of Justice to execute and deliver a deed for property formerly owned by a recipient of public assistance upon payment of debt interest and costs due the Commonwealth

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 714, on second reading, entitled:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for the issuance of additional bonds and regulating the sale and the use of the proceeds thereof

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS RECOMMITTED

Mr. HEYBURN. Mr. President, I move that House Bill No. 754, on second reading, entitled:

An Act to further amend section two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1513) entitled "An act regulating the construction equipment maintenance operation and inspection of boilers granting certain authority to and imposing certain duties upon the Department of Labor and Industry providing penalties for violation of this act and repealing all acts or parts of acts inconsistent with this act" by exempting certain boilers from the provisions of the act

be recommitted to the Committee on Labor and Industry.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

Mr. HEYBURN. Mr. President, I move that House Bill No. 789, on second reading, entitled:

An Act validating county treasurers' sales of unseated lands heretofore made where such sales were held under laws not at that time applicable to such lands

be recommitted to the Committee on Judiciary General, for the purpose of amendment.

Mr. JAMES. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1082, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at pri-

maries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the provisions of said act as to the registration of electors before and after certain elections the preparation of street lists the cancellation of registrations for failure to vote and the destruction of records

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. FARRELL offered the following amendments:

Amend sec. 1 (sec. 17), page 3, line 28, by striking out the bracket before the word "and"; Amend sec. 1 (sec. 17), page 3, line 29, by striking out the bracket after the word "six"; Amend sec. 1 (sec. 17), page 4, line 1, by striking out the bracket before the word "months"; Amend sec. 1 (sec. 17), page 4, line 2, by striking out the bracket after the word "years"; Amend sec. 1 (sec. 17), page 5, line 3, by striking out the bracket before the word "until"; Amend sec. 1 (sec. 17), page 5, line 6, by striking out the bracket after the word "years"; Amend sec. 1 (sec. 34), page 5, line 23, by striking out the brackets before the word "and" and after the word "municipal".

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. FARRELL offered the following amendments:

Amend sec. 3, page 9, line 14, by striking out the bracket before the word "section"; Amend sec. 3, page 9, line 16, by striking out the bracket after the word "to".

They were agreed to.

The section was agreed to as amended.

The fourth section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1095, on second reading, entitled:

An Act to amend section one thousand one hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" requiring the Pennsylvania Game Commission to pay bounties to public employees

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 1172, on second reading, entitled:

An Act to further amend the first six paragraphs of section four hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the membership of the Pennsylvania Aeronautics Commission

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 714 CALLED UP

Mr. GELTZ. Mr. President, on page 32, of the second reading Calendar, I call up Senate Bill No. 714 for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 714, entitled:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for the issuance of additional bonds and regulating the sale and the use of the proceeds thereof

The first section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. GELTZ offered the following amendment:

Amend title, page 2, last 3 lines of title, by striking out the words "by providing for the issuance of additional bonds and regulating the sale and the use of the proceeds thereof" and inserting in lieu thereof "by providing additional purposes for which turnpike revenue bonds may be issued; regulating the sale and use of the proceeds thereof, and regulating the issuance of turnpike revenue refunding bonds".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. KEPHART. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. KEPHART on behalf of Mr. WALKER, from the Committee on Judiciary General, re-reported as amended, Senate Bill No. 548, entitled:

An Act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties

BILLS INTRODUCED AND COMMITTED

Mr. GELTZ. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. GELTZ read in place and presented to the Chair Senate Bill No. 734, entitled:

An Act authorizing the transferring to the Commonwealth of the properties and possessions of corporations formed for the support of a hospital for the insane and the disposition of unexpended moneys theretofore appropriated to such corporations.

Which was committed to the Committee on State Government.

Mr. HOMSHER. Mr. President. I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HOMSHER read in place and presented to the Chair Senate Bill No. 735, entitled:

An Act defining and providing for the licensing and regulation of certain schools and classes; conferring powers and imposing duties upon the Department of Public Instruction and the State Council of Education; and prescribing penalties.

Which was committed to the Committee on Education.

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 135, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisdiction of the Department of Mines in this Commonwealth, and the expenses incident to this office.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 162, entitled:

An Act to protect the people from tuberculosis to provide for the care treatment isolation and hospitalization of persons afflicted therewith to provide for the commitment of certain persons afflicted with tuberculosis to provide for their care custody and discharge and to prescribe penalties for the violation of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 355, entitled:

An Act for the prevention control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 536, entitled:

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 580, entitled:

An Act to further amend section three of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 912) entitled "An act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulating the manufacture sale and offering for sale of bakery products conferring powers on the Department of Agriculture and providing penalties" by eliminating certain requirements concerning wrappers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 660, entitled:

An Act to add section thirty-one point one to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens nd enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of assembly" further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens mortgages ground rents estates and claims against such property by such sale and eliminating the right of redemption after such sales

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Wednesday, April 18, 1945, at 3:00 o'clock p. m., Eastern War Time.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:09 o'clock p. m., Eastern War Time until Wednesday, April 18, 1945, at 3:00 o'clock p. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

TUESDAY, April 17, 1945.

The House met at 1 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the following prayer:

Almighty God we pray for the welfare of our nation. We commend to Thy protecting care the President of the United States and all those responsible for the civil and military leadership of the people. Especially do we remember before Thee all those sons and daughters in the armed forces of our nation. We solemnly commit them to Thy loving care. Fortify them with a faith in Thee which even death cannot destroy. Comfort their loved ones and may the bereaved homes be upheld by Thy sustaining love. Remove, in Thy providence, all causes and occasions of war, that Thy children the whole world round may live in righteousness, brotherhood and peace. In the name of the Prince of Peace. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, April 16, 1945.

The Clerk proceeded to read the Journal of Monday, April 16, 1945, when, on motion of Mr. E. GADD SNIDER unanimously agreed to, the further reading was dispensed with and the Journal approved.

PERMISSION GRANTED DEMOCRATIC CAUCUS TO MEET DURING SESSION

The SPEAKER asked and obtained permission for the Democratic Caucus to meet during the session of the House.

BILLS INTRODUCED AND REFERRED

The SPEAKER. The following House and Senate bills were referred on April 16.

By Mr. NORMAN WOOD. HOUSE BILL No. 1280.

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-five.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 278.

An Act making it a felony for any person to bribe a participant in any athletic contest

Referred to the Committee on Law and Order.

SENATE BILL No. 420.

An Act to amend section six hundred seven of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting pool-selling and bookmaking in connection with any sporting event or athletic contest and providing penalties

Referred to the Committee on Law and Order.

SENATE BILL No. 590.

An Act to further amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 685) entitled "An act designating certain life insurance companies as limited life insurance companies and further describing the powers thereof" by further describing the powers of limited life insurance companies under certain conditions

Referred to the Committee on Insurance.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. WACHHAUS. RESOLUTION No. 52.

In the House of Representatives, April 12, 1945.

In a little class room of a public school in Shenandoah, where but a short time ago an American boy of Italian parentage had applied himself to the task of gaining an education to fit himself for a life of normal expectancy, a group of high officials of Nation and State gathered to honor the boy's memory, and to bestow upon his aged and sorrowing mother the highest award for valor, posthumously awarded, and to read the engraved citation bearing the presidential signature.

During the night of February 19 and 20, 1944, Corporal Anthony P. Damato, of the United States Marine Corps, while serving with an assault company in action against enemy Japanese forces on Engibi Island, Eniwetok Atoll, Marshall Islands, occupied a foxhole with two companions, when a hand grenade was thrown into the foxhole. In utter disregard for his own life, and to save his companions, Corporal Damato flung himself upon the grenade, was instantly killed, but saved his two companions; therefore be it

Resolved, That the House of Representatives of the General Assembly of Pennsylvania add its commendation to the great honors already bestowed upon this heroic son of our Commonwealth, the glory of whose sons in war and in peace have made legend and history. We recognize the signal distinction to the individual for whose bravery the Congressional Medal of Honor was bestowed, to the family and community life that produced the strong body and stout heart of our American youth, and to the Commonwealth of Pennsylvania, whose historic ground is scarred with battles of past wars, and the million finest of whose sons and daughters now serve in every theatre of action throughout the world; and be it further

Resolved, That a certified copy of these resolutions be transmitted by the Chief Clerk to Mrs. John Damato, 601 West Penn Street, Shenandoah, Pennsylvania, the bereft mother of Corporal Damato.

Referred to the Committee on Rules.

By Mr. TURNER. (Concurrent) RESOLUTION No. 53.

In the House of Representatives, April 12, 1945.

Resolved (if the Senate concurs), That the Legislative Reference Bureau be directed to prepare a subject code of existing laws relating to liquors, and malt, or brewed beverages, and submit the same in printed or mimeographed form, with appropriate annotations to the General Assembly for its consideration at the 1947 general session.

Referred to the Committee on Rules.

PETITIONS AND REMONSTRANCES

The SPEAKER laid before the House the following petitions and remonstrances which were read by the Clerk.

OLEOMARGARINE

Communication from Mrs. G. D. Walker, favoring passage of House Bill No. 694, reducing oleomargarine license fees.

Referred to the Committee on Dairy Industries.

FISHING

Communications from citizens and service men relative to exempting for the duration of the present war persons in the armed forces from the payment of a license fee for non-resident fishing.

Referred to the Committee on Fisheries.

LITTLE STEEL FORMULA

Communications from citizens and organizations of Pennsylvania favoring passage of House Resolution No. 29, memorializing Congress to revise the Little Steel Formula.

UNFAIR EMPLOYMENT PRACTICES

Communications from citizens and organizations of Pennsylvania urging legislation prohibiting unfair employment practices and endorsing House Bill No. 354.

Referred to the Committee on Labor.

ANIMALS

Communications from citizens of Pennsylvania protesting passage of House Bill No. 1022, relating to sale of animals for research purposes.

Referred to the Committee on Public Health and Sanitation.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVALS OF HOUSE BILLS Nos. 191, 199, 315 and 898

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 191, Printer's No. 450, entitled "An Act to amend sections three seven and fifteen and further to amend sections one and eight of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled 'An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties' further defining the words 'physician' and 'drug' specifying certain information to be disclosed on labels of narcotic prescriptions requiring that narcotics be kept in the original container requiring the disclosure of certain information to physician by patient conferring certain authority upon professional licensing boards and providing additional penalties."

EDWARD MARTIN.

April 17, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 199, Printer's No. 107, entitled "An Act to further amend section one of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled 'An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly' by adding certain claims of Municipal Authorities in the definition of 'municipal claim' and further amending definition of 'municipality' to include county institution districts and bodies politic or corporate created as Municipal Authorities."

EDWARD MARTIN.

April 13, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 315, Printer's No. 449, entitled "An Act to further amend the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' discontinuing the registration of assistant pharmacists and providing that persons who have served as registered assistant pharmacists for ten years or longer shall be qualified for examination as pharmacists."

EDWARD MARTIN.

April 17, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 898, Printer's No. 311, entitled "An Act conferring the power to administer oaths on minute clerks in the Court of Common Pleas or the Courts of Quarter Sessions of the Peace Oyer and Terminer and General Jail Delivery in counties of the second class."

EDWARD MARTIN.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 850.

An Act to further amend sections five hundred twenty-two and five hundred twenty-four and to repeal section five hundred twenty-three of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws" by, providing regulations relating to standard fire insurance policies

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bill for concurrence 4, 8, 10, 32, 219, 426, 649.

House Bills concurred in by Senate 505, 749.

Amended House Bill returned—Senate insists upon its amendments 548.

Amended Senate Bills recalled from the Governor returned for concurrence 230.

KUTZTOWN JUNIOR HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon members of the Kutztown Junior High School accompanied by their teacher, Mr. Dimmick, who are the guests of the gentleman from Berks, Mr. Paul A. Brunner.

ST. MARY'S PAROCHIAL SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes to the House this afternoon members of the Seventh and Eighth grades of St Mary's Parochial School of Steelton, who are the guests of the gentleman from Dauphin, Mr. Fox.

COMMITTEE REPORTS

Mr. O'NEILL from the Committee on Appropriations reported as committed House Bill No. 147, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeomen (female) and nurses.

Mr. COHEN from the Committee on Appropriations reported as committed House Bill No. 152, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania.

Mr. COOPER from the Committee on Appropriations reported as committed House Bill No. 174, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five.

Mr. McKINNEY from the Committee on Appropriations reported as committed House Bill No. 279, entitled:

An Act to amend section one of the act, approved the first day of June, one thousand nine hundred forty-three (App. Acts p. 15), entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire, flood or other casualty, and of carrying out the provisions of existing laws relating thereto," increasing the amount of such appropriation and extending the time thereof.

Mr. LYONS from the Committee on Appropriations reported as committed House Bill No. 324, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead.

Mr. NORMAN WOOD from the Committee on Appropriations reported as committed House Bill No. 399, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloisters, an important historical shrine belonging to the Commonwealth.

Mr. COHEN from the Committee on Appropriations reported as committed House Bill No. 815, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvavnia.

Mr. CHARLES H. BRUNNER, Jr. from the Committee on Appropriations reported as committed, House Bill No. 817, entitled:

An Act making appropriations to the Department of Property and Supplies for the further restoration, improvement and equipment of the Pottsgrove Mansion in the Borough of Pottstown, on the advice and subject to the approval of the Pennsylvania Historical Commission.

Mr. McDOWELL from the Committee on Appropriations reported as committed House Bill No. 922, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park, birthplace of the petroleum industry.

Mr. WAGNER from the Committee on Appropriations reported as committed House Bill No. 1278, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Mr. SLOAN from the Committee on Banking reported as committed Senate Bill No. 425, entitled:

An Act authorizing individual co-fiduciaries, in certain cases to consent to holding of investments in the name of their corporate co-fiduciaries' nominee, and validating such consents heretofore given

Mr. FROST from the Committee on Banking reported as committed Senate Bill No. 488, entitled:

An Act to amend Section 3 of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the the collection and payment by banks of checks and other instruments for the payment of money" by making further provision concerning the revocation of credits given by a bank for items drawn on or payable at such bank.

Mr. WAGNER from the Committee on Appropriations reported as amended House Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

Mr. HEWITT from the Committee on Appropriations reported as amended House Bill No. 148, entitled:

A Further Supplement to the act approved the first day of April one thousand eight hundred and sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

Mr. WAGNER from the Committee on Appropriations reported as amended House Bill No. 170, entitled:

An Act making an appropriation to the Department of Commerce out of the Motor License Fund for the proper conduct of a specific portion of its work.

Mr. LYONS from the Committee on Appropriations reported as amended House Bill No. 325, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways, for roads, paths and parking areas on the Daniel Boone Homestead property.

Mr. CHARLES H. BRUNNER, Jr. from the Committee on Appropriations reported as amended House Bill No. 816, entitled:

An Act making an appropriation to the School of Horticulture, Ambler, Pennsylvania.

Mr. WAGNER from the Committee on Appropriations reported as amended House Bill No. 821, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

Mr. NORMAN WOOD from the Committee on Appropriations reported as amended House Bill No. 868, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters.

Mr. LLOYD H. WOOD from the Committee on Rules reported as committed House Resolution No. 49.

Mr. SERRILL from the Committee on Appropriations re-reported as committed House Bill No. 276, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical Commission to acquire on behalf of the Commonwealth certain land at the recognized site of William Penn's first landing in Pennsylvania in the city of Chester Delaware County as a historical site providing for the control management supervision improvement and maintenance thereof authorizing the Pennsylvania Historical Commission to make and enforce rules and regulations for the preservation and visitation thereof and making an appropriation

Mr. McKINNEY from the Committee on Appropriations re-reported as committed House Bill No. 419, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-three (App. Acts page 45) entitled "An act making an appropriation to the Department of Highway out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne destroyed by flood in said county during the month of May one thousand nine hundred forty-two" increasing the appropriation for the construction of certain bridges.

Mr. COOPER from the Committee on Appropriations re-reported as committed House Bill No. 482, entitled:

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways providing for the acceptance of Federal aid empowering counties to pay certain damages providing for the collection of tolls on such bridge and making an appropriation" by appropriating funds from the Motor License Fund for the construction of said bridge

Mr. CHARLES H. BRUNNER, Jr. from the Committee on Appropriations re-reported as committed House Bill No. 808, entitled:

An Act authorizing the Department of Property and Supplies acting for the Commonwealth of Pennsylvania to acquire by purchase from the owner thereof a tract of land adjacent to the Pottsgrove Mansion situate in the Borough of Pottstown Montgomery County Pennsylvania and providing for the control management supervision improvement and maintenance thereof by the Pennsylvania Historical Commission

Mr. LYONS from the Committee on Appropriations re-reported as amended House Bill No. 288, entitled:

An Act authorizing the Department of Property and Supplies to acquire by purchase gift lease or condemnation on behalf of the Commonwealth of Pennsylvania land adjacent to the Daniel Boone Homestead or so much thereof as may be necessary to properly honor the pioneer Daniel Boone and the farm where he was born and to provide for the control management supervision improvement preservation and maintenance thereof and making an appropriation

Mr. NORMAN WOOD from the Committee on Appropriations re-reported as amended House Bill No. 434, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used for the acquisition of land within the limits of the "Bucktail State Park" and prescribing the uses to be made of such land.

Mr. COHEN from the Committee on Appropriations re-reported as amended House Bill No. 1068, entitled:

An Act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said Board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation.

Mr. LOVETT from the Committee on Appropriations re-reported as amended House Bill No. 1132, entitled:

An Act to amend the title and sections 2, 3, 4, 6, and 10, to repeal section 19 of and to add section 21.1 to the act, approved the fifth day of June, one thousand nine hundred thirty-seven (P. L. 1705), entitled "An act to promote public health, morals, safety, and welfare by providing for the supervision and encouragement of housing; creating a State Board of Housing, a departmental administrative board within the Department of Health; providing for the organization of the board, the appointment and removal of its members; enumerating its duties and powers, including the powers to conduct investigations, issue subpoenas, apply to courts for punishment of contempts, make orders, rules and regulations; prescribe forms, require reports, supervise the operations of limited dividends housing companies and housing authorities and their members and employes; acquire property by eminent domain for limited dividend housing companies; commence action to prevent violations of law and to surcharge members of authorities, supervise rental charged by limited dividend companies, charge fees for services; providing for the selection and removal of the board's employes, providing for appeals from its orders; and making an appropriation," by substituting the Department of Commerce for the Department of Health, eliminating the honorarium for members of the board, requiring the approval of the Secretary of Commerce for the appointment and compensation of an executive director, enlarging the board's general powers and the plans to be filed therewith, rescinding the provisions for selection and removal of the board's employes, to transfer the board from the Department of Health to the Department of Commerce, and making an appropriation.

Mr. TURNER from the Committee on Appropriations re-reported as amended House Bill No. 1139, entitled:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin with power to cooperate in the abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia to authorize the Governor of the state to execute on behalf of this state a compact with representatives of other states for the purpose of forming the above-mentioned commission and creating a Potomac Valley Conservancy District providing for the appointment of the Pennsylvania members of said commission and their terms of office and providing an appropriation.

Mr. FINNERTY from the Committee on Appropriations reported as committed House Bill No. 69, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylbania.

Mr. TURNER from the Committee on Appropriations reported as committed House Bill No. 140, entitled:

An Act making an appropriation to aid certain school districts.

Mr. FINNERTY from the Committee on Appropriations reported as committed House Bill No. 157, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine.

Mr. O'BRIEN from the Committee on Education reported as committed House Bill No. 405, entitled:

An Act providing temporary increases in the salaries of non-professional employes of school districts; authorizing additional appropriations and temporary loans therefor; requiring the Commonwealth to reimburse school districts for the full amount of such increases; authorizing the Superintendent of Public Instruction to withhold payments due from the Commonwealth, in certain cases; authorizing additional temporary increases; and validating such increases heretofore made.

Mr. READINGER from the Committee on Appropriations reported as committed House Bill No. 610, entitled:

An Act making an appropriation to the Department of Public Instruction for the purchase of large-type books for partially sighted children.

Mr. READINGER from the Committee on Appropriations reported as amended House Bill No. 386, entitled:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum, the property at Ambridge, Beaver County, Pennsylvania, formerly owned and occupied by the Harmony Society and known as "Old Economy."

Mr. MADDEN from the Committee on Forestry reported as committed House Bill No. 1243, entitled:

An Act to add section thirty-three to the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," prohibiting dredging or otherwise disturbing the bottoms of certain waters which are the spawning beds of fish; and imposing penalties.

The SPEAKER. The Chair requests the gentleman from Allegheny, Mr. Moran, to preside during the first reading calendar.

MR. MORAN IN THE CHAIR

PARLIAMENTARY INQUIRY

Mr. COHEN. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. COHEN. Mr. Speaker, is there any provision in the Constitution or the Rules of this House, or can there be any interpretation placed on the Constitution or the Rules of this House which would require the Speaker now occupying the chair to read all bills at length, but slowly?

The SPEAKER pro tempore. The House will be in order. Replying to the gentleman from Philadelphia, I believe only a Philadelphia lawyer could answer that question. The House will proceed with business.

QUESTION OF INFORMATION

Mr. COHEN. Mr. Speaker, I rise to a question of information.

The SPEAKER pro tempore. The gentleman will state it.

Mr. COHEN. Do you know a good Philadelphia lawyer?

The SPEAKER pro tempore. No. Does the gentleman?

BILLS ON FIRST READING

The SPEAKER pro tempore. The calendar of Monday, April 16, is the calendar that will be used today. The members will please change the date thereon.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 847, entitled:

An Act to protect and promote the public health safety and welfare by providing for the registration and regulation of watchmakers prescribing the terms upon which licenses or certificates of registration may be issued to watchmakers including apprentices providing for the appointment of a State Board of Examiners in Watchmaking and defining the duties of the said board including the right to revoke licenses prescribing fees defining certain misdemeanors and providing penalties for violation thereof and repealing present laws inconsistent therewith

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 197, entitled:

An Act to further amend section five hundred nine of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 998) entitled "An act for the prevention and treatment of mental diseases mental defect epilepsy and inebriety regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics governing the transfer discharge interstate rendition and deportation of mental patients providing for the payment by individuals counties or the Commonwealth of the cost of the admission care and discharge of mental patients and imposing penalties" providing for pro rating claims of the Commonwealth and of political subdivisions against estates of mental patients and requiring the Commonwealth to reimburse political subdivisions for moneys heretofore collected

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 873, entitled:

An Act to further amend sections fifteen and eighteen of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" providing for the termination of memberships for filing summaries of audits; for involuntary winding up and dissolution of associations failing to file such summaries exempting associations from payment of certain State taxes and the filing of reports relative thereto and imposing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 874, entitled:

An Act to further amend the act approved the thirtieth day of April one thousand nine hundred twenty-nine (P. L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" providing for associations to be formed by two or more cooperative agricultural associations removing certain limitations on holding of common stock enlarging the powers to purchase stock of certain other corporations providing for preferred stock in classes differing only as to rate of dividend further regulating preferred stock dividends and patronage refunds further regulating voting rights of stockholders requiring filing of summaries of audits imposing penalties and changing the words "Auditor General" to the words "Secretary of Revenue"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 983, entitled:

An Act to further amend clause sixteen of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said fund imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retirement of honorably discharged war veterans on superannuation at age fifty-five

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1052, entitled:

An Act authorizing the compromise and final settlement of claims and suits for the collection of inheritance taxes upon the estate of decedents and claims and suits for the escheat of such estates

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1182, entitled:

An Act to provide for the support of poor persons by the father grandfather mother grandmother children and grandchildren and under certain circumstances authorizing the arrest and imprisonment of persons liable for such support

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1194, entitled:

An Act authorizing the Pennsylvania Historical Commission to accept on behalf of the Commonwealth certain real estate in and an endowment fund for the Mt. Zion Cemetery which is part of the historic Ephrata Cloister land located in Ephrata Lancaster County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1267, entitled:

An Act to further amend subsection (f) of section three and the first paragraph of section four of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 644) entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof to limit the initiation of the development of such projects until December 31 1943 to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government to acquire or lease such projects and to sell or lease certain projects to the Federal Government to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activity" by extending the time in which the development of projects may be initiated thereunder

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 293, entitled:

An Act to amend section one of the act, approved the seventeenth day of May. one thousand nine hundred twenty-nine (P. L. 1798-No. 591), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," increaing the amount which the counties will receive from the State for reserve purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 452, entitled:

An Act to add section two thousand three hundred twenty-two to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative

officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by imposing upon the Department of Welfare the duty to investigate the subject of crime prevention, and to stimulate, develop, and coordinate crime prevention activities in this Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 510, entitled:

An Act to amend section four hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for the appointment of two additional members of the Pennsylvania Historical Commission

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. LICHTENWALTER. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further study.

The motion was agreed to.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 519, entitled:

An Act to amend section eight of the act approved the third day of June one thousand nine hundred nineteen (P. L. 366) entitled "An act reorganizing the Department of State Police creating therein a Bureau of Fire Protection providing for a State Police Force and defining the powers and duties of the same including the enforcement of laws relating to game fish forestry and water supply and certain other laws and including the collection of information useful for the detection of crime and the apprehension of criminals providing for the equipment maintenance and transportation of such police providing for barracks and substations therefor and prescribing penalties" by providing for and requiring additional credit in examinations of honorably discharged persons who served in the armed forces of the United States during any war in which the United States was engaged

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 563, entitled:

An Act prohibiting the sale of surplus property as defined in the Federal Surplus Property Act of 1944 by or to certain persons using words or names indicating an official relationship with the United States government making exceptions in certain cases and imposing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 465, entitled:

An Act to further amend section one of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by defining the word "vehicle"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Allegheny, Mr. Moran, for presiding.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1024, entitled:

An Act relating to judgments providing for the lien thereof and the duration and revival of such liens prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property and imposing duties on prothonotaries sheriffs and other court and county officers

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 705, entitled:

An Act amending clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from, the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by increasing the amount of pensions to be paid to blind persons

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 127, entitled:

An Act to further amend section two of the act approved the thirteenth day of June one thousand eight hundred eighty--three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" by changing and clarifying the provisions of said act relating to the burial of unclaimed bodies unfit for anatomical purposes

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 888, entitled:

An Act to add section one thousand four hundred forty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" establishing maximum and minimum term contracts for transportation of pupils and requiring a bond for the faithful performance of such contracts

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 995, entitled:

An Act to amend section four hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring accounts to be kept and a faculty treasurer appointed for school organizations handling money

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 172, entitled:

An Act authorizing counties (except of the first class) cities (except of the first class) boroughs incorporated towns and townships either alone or jointly to employ retain or contract for planning engineers consultants and professional planning services

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 578, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred and thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" changing the conditions to borrow money for current expenses

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 828, entitled:

An Act to further amend section two and to amend sections three and four of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and records in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes" further regulating the returns of taxable property made by taxpayers under the provisions of said act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 881, entitled:

An Act requiring boards of prison inspectors in counties of the fourth class to pay the premiums on all bonds required of employes appointed by the board

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1063, entitled:

An Act to provide for the appointment of a commission to study the conditions practice and laws of this Com-

monwealth relating to child welfare to suggest revisions and amendments to the statutes of the Commonwealth of Pennsylvania which relate to children especially those which relate to the dependent defective delinquent neglected incorrigible or illegitimate children defining the powers and duties of the commission authorizing the examination of documents records and papers and making an appropriation to meet the expenses of the said commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. MAHANY. Mr. Speaker, in as much as this bill contains an appropriation, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1141, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by providing for the regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business by the State Real Estate Commission instead of the Department of Public Instruction

The first section was read.

On the question,

Will the House agree to the section?

Mr. FROST offered the following amendment:

Amend sec. 1 (sec. 7), page 11, line 11, by inserting after the word "prescribe" the following: "Provided, That the commission may make a special dispensation or exception because of religious scruples of applicants as to the day of the week upon which the examination shall be held."

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1184, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitle "An act relating to the support of indigent persons publicly cared for assisted providing for the support of such persons by certain relative and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by giving jurisdiction to the Municipal Court of Philadelphia county

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1258, entitled:

An Act to amend section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitle "An act relating to the support of indigent persons publicly cared for assisted providing for the support of such persons by certain relative and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 360, entitled:

An Act to amend the title and section two of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 340) entitled "An act empowering cities of the third class boroughs incorporated towns and townships to co-operate with each other through joint agreements in the exercise of their governmental powers duties and functions relating to the public health recreation zoning and municipal planning" by extending the power of municipalities to co-operate in the exercise of their powers duties and functions.

The first section was read.

On the question,

Will the House agree to the section?

Mr. LICHTENWALTER offered the following amendment:

Amend Section 1, page 2, line 11, by striking out the light-faced brackets before and after the word "governmental".

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. LICHTENWALTER offered the following amendment:

Amend Section 2, page 2, line 17, by striking out the light-faced brackets before and after the word "governmental".

It was agreed to.

The section was agreed to as amended.

The third section was read and agreed to

The title was read.

On the question,

Will the House agree to the title?

Mr. LICHTENWALTER offered the following amendment:

Amend Title, page 1, line 10 of title, by inserting after the word "their" the following: "governmental".

It was agreed to.

The section was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 523, entitled:

An Act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts, and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said polical subdivisions; and prescribing penalties

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. LICHTENWALTER. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of further study and possible amendment.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 607, Printer's No. 279

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1234, entitled:

An Act to further amend secitons one and ten of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties" extending and further regulating such retirement systems

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 423, Printer's No. 379,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1104, entitled:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion providing for the organization of the various counties into soil conservation districts the appointment of their officers and employes and prescribing their powers and duties creating the State Soil Conservation Commission in the Department of Agriculture and fixing its powers and duties relative to the enforcement of this act providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations thereto providing for disposition and operation of existing districts and repealing existing laws

The first, second and third sections were separately read and agreed to.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. HABERLEN offered the following amendments:

Amend Sec. 4, page 3, line 24, by striking out the word "the" and inserting in lieu thereof: "five farmers to be appointed by the Governor, three of whom shall be representatives of the Soil Conservation Districts and two from the State at large. The".

Amend Sec. 4, page 3, lines 24 and 25, by striking out the words "who shall be the chairman".

Amend Sec. 4, page 3, line 26, by inserting after the word "Waters", "and".

Amend Sec. 4, page 3, lines 27 to 29, both inclusive, by striking out the words "and three farmer members who" in line 27, and all of lines 28 and 29.

Amend Sec. 4, page 4, lines 1 to 5, both inclusive, by striking out all of lines 1 to 4, and the words "fill such vacancies" in line 5, and inserting in lieu thereof: "shall constitute an advisory committee to the commission and shall advise and assist it whenever requested by the commission, on matters relating to its duties".

Amend Sec. 4, page 4, line 5, by inserting after the word "commission" "shall elect a chairman from among its members and".

Amend Sec. 4, page 4, line 21, by striking out the word "farmer".

Amend Sec. 4, page 4, line 26, by striking out the word "farmer".

Amend Sec. 4, page 5, line 2, by inserting after the word "commission" where it appears for the second time: "shall receive the sum of fifteen dollars ($15.00) per day for each day actually engaged in the work of the commission, and".

On the question,

Will the House agree to the amendments?

Mr. REGAN. Mr. Speaker, I do not like to oppose anything that is offered by my good friend, Mr. Haberlen. We have worked together on various commissions and have always gotten along well together. But I must oppose these amendments. They change virtually the entire set-up of the whole organization. This bill has been in the making for over two-years. It has been submitted to all the farm organizations of the state and virtually everyone, or at least so far as I know, has approved it, and it certainly would not be a good thing to make a change in the setup of the state board under these circumstances. I will ask the Members of the House to vote against the amendments.

Mr. HABERLEN. Mr. Speaker, the amendments that have just been read in my mind will strengthen the Soil Conservation Act. As you all know the original Soil Conservation Act was put on the statute books back in 1937. During the two-year period, 1937-1938 there were four soil conservation districts organized in Pennsylvania. From the beginning of 1939 to date we have only had two districts organized in the state. We feel after the investigation that was conducted by a Committee of this House back in 1941, when it was found that the great reason why there were no districts organized in Pennsylvania during that period of time was because of the opposition that came from the Pennsylvania State College and its ideas in the extension service.

What these amendments do, instead of having the Secretary of Agriculture, the Secretary of Forests and Waters, the Dean of the College and three farmers appointed by the Governor as the State Commission we

have a amendment asking that five farmers, three of whom shall be from the soil conservation districts, and two from the state at large be appointed by the Governor.

The Secretary of Agriculture and the Secretary of Forests and Water and the Dean of the School of Agriculture shall act only in an advisory capacity. In that way we would still have the benefit of their knowledge and at the same time I think we would go a long way toward clearing up a lot of the trouble that has been caused presumably by the Dean of the School of Agriculture at State College. I would ask that the Members on both sides of the House vote for the amendments.

Mr. REAGAN. Mr. Speaker, the act of 1937 recognizes the Secretary of Agriculture, the Secretary of Forest and Waters and the Dean of State College, and that has been continued down to the present time.

Now, it would seem strange that having an Agricultural Department here in Pennsylvania engaged in this great soil erosion movement we ignore him—not entirely, it is true, but making him merely an exofficio a member of the committee. Somebody ought to coordinate the activities of the soil erosion projects now in progress.

The Chairman of this commission is perfectly familiar with the soil erosion set-up, and it would not be good policy to ignore the Secretary of Agriculture and the Secretary of Forests and Waters, who are charged in such large measure with the good of agriculture in the state of Pennsylvania.

I do not think that you can ascribe the fact that there have been so few soil erosion projects started in this state—there are only six—I understand there were twenty proposed and elections held in each one, and they were turned down not because of the set-up of the commission, but because there was an element of coercion in the bill of 1937.

If sixty-five per cent of the proposed district voted in favor of the project the other thirty-five per cent had to get in. Now, this new bill does not have any element of coercion in it at all. I might say too that in one case under my observation, an agent for the soil erosion project came to see me and asked me to go with him to a farmer who he thought needed attention—that is attention to his soil, but who was reluctant to go into the proposition.

I went there, the farmer had two fields that certainly did need attention, and after talking a while I got him to go into it, but then when he found, and when this agent told him that he would have to submit his entire farm to the dictation of the agent or the agency the farmer threw up his hands and said "I'm have nothing to do with it."

I think the reason why the soil erosion project did not catch on as it should have in this state is not because of the set-up of the state board, but rather because of the coercion features in the present law. I, therefore, ask the Members of the House to vote down these amendments.

Mr. HABERLEN. Mr. Speaker, I desire to interrogate the gentleman from Union, Mr. Reagan.

The SPEAKER. Will the gentleman from Union permit himself to be interrogated?

Mr. REAGAN. I shall, Mr. Speaker.

Mr. HABERLEN. Mr. Speaker, the gentleman made the statement that he thought there was some coercion, and due to that coercion there were such a few districts organized, is that right?

Mr. REAGAN. That is right. I have seen that in my own case and I have heard of it in a great many other cases, Mr. Speaker.

Mr. HABERLEN. In the mind of the gentleman where did that coercion come from?

Mr. REAGAN. Well, the coercion was in the bill itself. I think it was more the fear of it than any actual coercion.

Mr. HABERLEN. Mr. Speaker, in Lancaster and York Counties where we had two soil conservation districts organized, after seeing the progress that the districts have made, in my mind I do not think the farmers from York and Lancaster counties were much afraid of coercion. I think you will find that your farm agents of the extension service at State College were really the instigators of all the coercion.

It has been proven, as I said before, in the investigation that was conducted during the 1941 session that we had definite proof brought before that committee that members of the extension service did go out of their way to kill the election after it was called for in several districts. I just cannot tell you right off hand which counties they were, but if I remember correctly, Adams and Franklin were two of the counties in which the extension service when out of its way to defeat the referendum. I still think, Mr. Speaker, we should put these amendments in and do away with any coercion that might come from State College. Mr. Speaker, I ask for a roll call on the amendments.

Mr. NAGEL. Mr. Speaker, I would like to interrogate the gentleman who last spoke, the gentleman from Westmoreland, Mr. Haberlen.

The SPEAKER. Will the gentleman from Westmoreland permit himself to be interrogated?

Mr. HABERLEN. I shall, Mr. Speaker.

Mr. NAGEL. Mr. Speaker, I would like to ask the gentleman concerning his statement regarding his amendments. There was so much confusion on the floor of the House that I could not hear distinctly, but I did hear him say that the obstruction to this service which has been so lightly noticed in Pennsylvania, in fact only six small spots, and not including entire counties in any particular spot—that this movement was more or less obstructed by influence that emanated from State College. Am I correct?

Mr. HABERLEN. That is right, Mr. Speaker.

Mr. NAGEL. In the gentleman's amendments, I did not learn or understand exactly, but as I understand, it places five farmers in the management of soil conservation as the gentleman's amendments would set it up. Is that correct?

Mr. HABERLEN. That is right.

Mr. NAGEL. Now, what particular feature in the bill that the gentleman is attempting to amend does that eliminate?

Mr. HABERLEN. Mr. Speaker, it eliminates State College, or the Dean of the School at State College.

Mr. NAGEL. Am I correct in stating that the bill as it is drawn up leaves much power with the county commissioners?

Mr. HABERLEN. In the present bill as it stands it does, yes, Mr. Speaker.

Mr. NAGEL. Would the gentleman's amendments eliminate or lessen this power?

Mr. HABERLEN. Does the gentleman mean as far as the county commissioners are concerned?

Mr. NAGEL. Yes, Mr. Speaker.

Mr. HABERLEN. No.

Mr. NAGEL. That is all, I thank the gentleman.

I hold in my hand a map of Pennsylvania and surrounding states. This map is printed in black and in white, and the spots in places in the various states where soil conservation is followed are printed in black and I note just six small spots in our great Keystone state.

Now, I am not prepared to state the cause of this. I have my opinion, but I know and I think I can justly conclude that there is a cause and a reason for the lack of cooperation in our state in soil conservation. Soil conservation is a movement that has long been practiced in some of the foreign countries where they realize its importance. Here in America we have just in recent years been awakened to the fact that the day may come when the United States of America will suffer because of its apathy toward this movement.

The soil of our State will be depleted unless we observe some sort of efficient soil conservation. I believe the amendments offered to this bill, House Bill 1104, will greatly improve this bill. It will put it in the hands of those who know and who are interested in soil conservation, and I believe it will bring out a great stress, and bring greater areas of our State into line in this particular matter. I think it is an amendment that is worthy of our consideration, and one that we should vote for. I ask the Members of the House to vote for these amendments.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Mr. Haberlen and Mr. Petrosky and were as follows:

YEAS—90

Andrews,	Gore,	McNally,	Reese, R. E.,
Baker,	Grant,	Mihm,	Reidenbach,
Barrett,	Green,	Mills,	Reynolds,
Bentzel,	Haberlen,	Modell,	Rose,
Boies,	Hamilton,	Mooney,	Rudisill,
Boney,	Heatherington,	Moore, W. J.,	Scanlon,
Boory,	Hennihan,	Moran,	Schuster,
Brancato,	Hering,	Munley,	Shaffer,
Brothers,	Herman,	Murray, M. L.,	Skale,
Brown,	Hunter,	Myhan,	Snider,
Brunner, P. A.,	Jones,	Nagel,	Stank,
Burns,	Kirley,	O'Connor,	Swope,
Chudoff,	Kolankiewicz,	O'Donnell,	Tate,
Cohen,	Komorofski,	O'Neill,	Trachtman,
Coleman,	Lane,	Owens,	Trent,
Corrigan,	Leonard,	Pentrack,	Varallo,
Coyle,	Levy,	Petrosky,	Verona,
Cullen,	Longo,	Pettigrew,	Weiss,
Dougherty,	Lopez,	Polaski,	Welsh,
Elish,	Lovett,	Polen,	White,
Finnerty,	McLanahan,	Powers,	Wright,
Gaffney,	McNair,	Readinger,	Yester,

NAYS—96

Barton,	Frost,	Lichtenwalter,	Royer,
Baumunk,	Fullerton,	Madigan,	Salus,
Bonawitz,	Gardner,	Mahany,	Serrill,
Boorse,	Getchey,	McAtee,	Shoemaker,
Bower,	Gibson,	McClester,	Sloan,
Breisch,	Goodling,	McCormack,	Smith,
Brice,	Greenwood,	McDowell,	Sorg,
Cadwalader,	Greer,	McKinney,	Stockham,
Cooper,	Guthrie,	McMillen,	Stonier,
Costa,	Hall,	Mikula,	Stuart,
Coulson,	Hare,	Miller,	Tahl,
Dague,	Helm,	Milliken,	Tittle,
Dennison,	Hewitt,	Moore, C. E.,	Trout,
Depuy,	Hoffman,	Moser,	Turner,
Dix,	Hoopes,	Murray, P. G.,	Wachhaus,
Dye,	Howells,	Nelson,	Wagner,
Elder,	Huntley,	Pickens,	Waterhouse,
Erb,	James,	Propert,	Watkins,
Ewing,	Kline,	Reagan,	Wescott,
Flack,	Krise,	Reese, D. P.,	Wood, L. H.,
Fleming,	Kurtz,	Reilly,	Wood, N.,
Foor,	Laughner,	Riley,	Worley,
Fox,	Lee,	Robertson,	Yeakel,
Freed	Leisey,	Root,	Fiss, Speaker.

NOT VOTING—17

Bentley,	Gyger,	Lyons,	Regan,
Brunner, C. H.,	Haudenshield,	Madden,	Snyder,
Cook	Hoggard,	Matthews,	Sollenberger,
Dalrymple,	Kennedy,	O'Brien,	Turbett,
Dillon,	Loftus,	O'Dare,	

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. GOODLING offered the following amendments:

Amend Sec. 4, page 3, line 27, by striking out the word "and".

Amend Sec. 4, page 4, line 1, by inserting after the word "Organizations", "and one member to be selected by the directors of the several soil conservation districts".

Amend Sec. 4, page 4, line 21, by inserting after the word "commission", "and the member selected and appointed by the directors of the several soil conservation districts".

On the question,

Will the House agree to the amendments?

Mr. REAGAN. Mr. Speaker, I have no objection to this amendment.

They were agreed to.

The section was agreed to as amended.

Mr. HABERLEN. Mr. Speaker, I withdraw my amendments to Sections 9 and 17 and the title.

The fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteen, fourteen, fifteenth, sixteenth and seventeenth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 826, entitled:

An Act making an appropriation to the Department of Health to pay the costs of continuing its health programs in full, under certain conditions, and prohibiting the Department to accept Federal funds under certain conditions.

The first section was read.

On the question,

Will the House agree to the section?

Mr. COHEN offered the following amendment:

Amend Sec. 1, page 2, line 5, by inserting after the word "Maternal", "Rheumatic Disease".

On the question,

Will the House agree to the amendment?

Mr. LICHTENWALTER. Mr. Speaker, I rise in opposition to the amendments offered by the gentleman from Philadelphia, Mr. Cohen, and ask that the amendments be voted down.

Mr. COHEN. Mr. Speaker, in the interest of conserving time on all the amendments offered, I trust that there will be no objection to having discussion on these amendments, together with the strike-out amendments in the following section. The subject will be made very clear and very apparent, if there is no objection from the other side.

Mr. LICHTENWALTER. I have no objection, Mr. Speaker.

The SPEAKER. There being no objection the gentleman will proceed.

Mr. COHEN. Mr. Speaker, I should like to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. COHEN. Mr. Speaker, will the gentleman tell us whether or not the Department of Health has not recently publicly stated that a program for the elimination of the study of rheumatic fever among the children of the Commonwealth has been adopted.

Mr. LICHTENWALTER. That is correct to the best of my knowledge, Mr. Speaker.

Mr. COHEN. Mr. Speaker, I will refer the gentleman to the various health services which are enumerated in section one:

> "Veneral Disease Controls, Aid to Crippled Children, Maternal and Child Health Programs and any other health programs in which the Commonwealth and Federal Government share the costs."

Will the gentleman tell me if he knows approximately how much money in the past biennium the State has received from the Federal Government on a share the cost basis for the handling of these various health services.

Mr. LICHTENWALTER. Mr. Speaker, I would say about a million and a half dollars—that is a million and a half dollars per year.

Mr. COHEN. That would be about three million dollars for the biennium?

Mr. LICHTENWALTER. Yes, Mr. Speaker.

Mr. COHEN. And can the gentleman give me an estimate of how much money was received from the Federal Government on a match-fund basis for any other service programs in which the two governments cooperate, not necessarily health programs?

Mr. LICHTENWALTER. I did not quite understand the question, Mr. Speaker. Is the gentleman referring to the Department of Health?

Mr. COHEN. I am referring to any Department, Mr. Speaker, in the state government that is cooperating with the Federal Government and thereby receiving federal funds.

Mr. LICHTENWALTER. I cannot speak in exact amounts, Mr. Speaker, as to what these other Departments, the Department of Education and I believe the Labor and Industry Department are receiving.

Mr. COHEN. Will the gentleman agree with me that a fair estimate would be five million dollars for the biennium?

Mr. LICHTENWALTER. I think that is a fair estimate.

Mr. COHEN. Mr. Speaker, the amendments thus far read are to put into this bill the rheumatic fever program which has been a part of the federal campaign which has been adopted in most other states of the Union so that the states might have the benefit of a comprehensive program established by the Federal Government, and so that this state may set up its own program to take care of this disease of rheumatic fever.

The newspapers recently have talked about rheumatic fever, and, if I remember correctly they quite all agree that it is such a scourge in the youngsters of Pennsylvania that probably one out of ten die from it, that many, many thousands are left with ailments that continue on until later life.

There seems to be no objection to other health programs, but it took quite a bit of prodding for our Department of Health to start on such a program with federal assistance. That is a very commendable action on the part of the Department of Health. If the program is to be carried out, and if the first section, the one to which the amendment is directed, be taken up by the Federal Government, then Mr. Speaker, I see no objection to putting rheumatic fever into the bill as one of the several activities in which the State and Federal Government cooperate. There is much to be gained by cooperation with other governmental agencies on a disease which respects no state barriers or state boundaries, and which may be carried into other states and sent out from those states to others. In fact I have heard, I believe very recently, talk about appropriating one hundred thousand dollars to take up our share of cancer research study in connection with the United States Public Health Service, and the general trend seems to be that these health services shall be done on a match the cost basis.

Now, Mr. Speaker, that we have seen the light and have decided to go along on a cooperative basis why section 3, which I seek to amend by striking out the entire section. Let me read the first part of the section:

> The Department of Health is hereby prohibited from entering into any arrangement or agreement with the Federal Government or any of its agencies to receive funds to cover part of the costs of any of the said health programs when as a condition to qualify for such funds the Commonwealth or the Department of Health, as the case may be, shall be required to comply with any regulations, instructions, orders or directions for the establishment of any specific standards or the kind or manner of hiring, appointing, promoting and transferring, suspending, discharging or removing any employes in the Department of Health which does not meet with the approval of the Governor and the Secretary of the Department of Health.

We know there is no sense kidding about it, we are only one of forty-eight states. When the Congress meets in Washington and sets up the health programs and cooperative programs they legislate for forty-eight states, and the conditions imposed by the Federal Government, and the strings on the purses which the Federal Government allots to all the states are the same strings on the purses of every state. The Federal Government cannot make an exception of this state or any other state with respect to use of those funds, and if Pennsylvania is going

to shut the the door flat in the face of the Federal Government by this bill, it will then say "We refuse to accept your three million dollars for health services, and if the precedent is established we refuse to accept your five million dollars for other departments" then we might as well say that this is a bill to prohibit the care of children, a bill to prohibit research in health studies for the people of Pennsylvania; this is a bill to refuse to go along with the rest of the states of the Union and the Federal Government in the setting up of agents to care for the children, and people who are sick and ill and distressed.

Either we make up our minds that we want to be purely political or that we make up our minds that we are going to work along with the rest of the country on health programs.

It would be very nice, and I would be the first one for it if the forty-eight states without the Federal Government's intervention could get together and decide upon a comprehensive health program without the necessity of the Federal Government paying a dime, and without the necessity of the Federal Government imposing a uniform standard on the forty-eight states, but, Mr. Speaker, we know that the states have not done it in the past, and a millenium has not yet arrived, and I doubt whether the states will do it for many years to come.

A great deal has been done by organizations such as the Council of State Governments, that foster state cooperative programs without the Federal Government's intervention, but until that time arrives, Mr. Speaker, we are saying that we are not making an appropriation for these health services; we are saying that we are putting out a bill setting up departments for health services when we have got to admit with shame that this Commonwealth has not discharged its obligations to its people for health services to those who cannot afford to pay for the expenses of doctoring and medical care required by these various illnesses.

We have got to say, Mr. Speaker, that we do not care, and we have got to say, Mr. Speaker, just because Uncle Sam says that we have got to have some restriction on political activity, that you have got to invoke the Hatch Act to prevent political activity upon certain people in the Commonwealth, we have got to refuse several million dollars and say that we refuse to carry on this health service. I know it is going to be said that the Department of Health is going to do the job in the future, but I doubt, Mr. Speaker, whether it can be said that the Department of Health—not this Department of Health, but Departments of Health in the past, in the James administration and the Earle administration and the Pinchot administration and the Fisher administration and going on way back, ever did the job that the people of Pennsylvania should rightfully expect of their state government.

We are saying now that all the progress that has been made up to this time, or practically all the progress is progress that we have been compelled to make after we found out what was going on in the world, and turn down in the future these health services rather than continue our travel up the hill, up which we have striven so many years with the Federal Government leading the way.

I am not saying that you have got to be a Democrat to vote for something that the Federal Government stands for, but you have got to be humane in your instincts, and you have got to be man enough to refuse to say "You have got to stop where you are now and refuse to go on in the future."

You have got to be able to say we have so much money this year, we will have so much money next year, and so much money in the years to come that we will not need this money even though the health services might be frozen at their present level of, let us say, inefficiency and not think we need anything better.

Mr. Speaker, I think this is an important governmental problem; it is an important problem of policy, but I am not interested in whether the Civil Service Commission presently is given the authority to hire and fire the personnel because of political activity, either Republican or Democrat. I have my own ideas about the Hatch Act. I believe the Hatch Act has not accomplished the purpose which it's idealistic sponsors originally intended. I doubt whether the Hatch Act should stay on the books much longer because experience has indicated that the Hatch Act has too many limitations and restrictions on freedom of expression and freedom of speech, political or otherwise.

But let us not get political about it, let us forget there is such a thing as the Hatch Act. If we have to suffer with it let us suffer with it and have Congress repeal it, but do not in the meantime pay eight million dollars for the privilege of saying that we are Republicans or Democrats and making political speeches.

Mr. LICHTENWALTER. Mr. Speaker, the gentleman from Philadelphia has intimated in his remarks that the passage of this bill is purely political. He requested that we argue the matter of amendments to all sections of the bill together rather than taking up the amendments separately.

I see no objection, if the amendments were separated, to having inserted the words "Rheumatic diseases" into the list of various diseases that the state and federal governments may cooperatively work on, but I am certainly opposed to these proposed amendments which would strike out the right of Pennsylvania, if we appropriate the sum of three or four hundred thousand dollars, to use any or all of that money to carry on the functions of the Department of Health without any interference whatsoever from the Federal Government.

I agree with the gentleman from Philadelphia that the Council of State Governments is a very powerful organization in this Nation. They have for years been trying to develop greater state responsibilities and state's rights. I think it is incompetent upon a State like Pennsylvania to have the courage to stand up and say "we will appropriate the necessary funds; we will give a better and more efficient administration and service to the people of this Commonwealth for every dollar of the taxpayer's money" than by having the Federal Government come into Pennsylvania and saying "Here is so much money, just a small of proportion of the entire budget for the operation of the Department of Health, but for this token which we offer you we will tell you how to operate the services in that Department; we will tell you who you may hire, we will tell you who you may fire, we will

conduct the affairs of your Department even though we are paying but a small portion of the annual total for the operation of that Department."

Now, we are not trying to curtail any of the health services in Pennsylvania. We agree that there are many programs of cooperation necessary between the state and the federal government, but we do feel that there are moneys being poured into Pennsylvania, into the Department of Health into certain bureaus, and we are therefore put under a program of the Federal Government in many of those bureaus which we in Pennsylvania feel we could operate more efficiently and render better service to the people if we did not accept this Federal money.

All this bill does is appropriate the amount of money necessary to take away whatever part the government and the Secretary of Health may deem necessary to carry on those services and to provide for Pennsylvania to take the leadership among the states in appropriating money necessary to carry on the work of the Department of Health without going to Washington for a handout.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, does the gentleman believe that control of a payroll is worth to the state of Pennsylvania from three million to eight million dollars?

Mr. LICHTENWALTER. Will the gentleman repeat the question, please.

Mr. ANDREWS. Mr. Speaker, does the gentleman believe that the control of the payroll, the right to hire and fire the employes of the Health Department are worth to the State of Pennsylvania and the people of Pennsylvania from three million to eight million dollars?

Mr. LICHTENWALTER. I do not, Mr. Speaker.

Mr. ANDREWS. It is not conceivable, Mr. Speaker, that under the provision of this bill a situation could arise whereby the Health Department would be required to refuse at least three million dollars, and if the same principle applied in other departments, that those departments would be required to refuse at least five million dollars more, and the thing gained would be control of the payroll?

Mr. LICHTENWALTER. I do not, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I ask for a roll call.

Mr. COHEN. Mr. Speaker, I understand that the other side has agreed that the amendment to section 1 shall be passed. If that is so I do not desire a roll call on the amendment to section 1. We will ask for the roll call on the amendment to section 3.

Mr. LICHTENWALTER. Mr. Speaker, to clarify the situation so that the membership know what is going on, the amendment to section 1 adds to the many diseases now in which you can cooperate with the Federal Government, the words "Rheumatic disease". That is the amendment to section 1, and as I stated before, the sponsor of the bill has no objection to putting the words "Rheumatic Disease" in with the other diseases listed in the act. But we do oppose the amendment to section 3.

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

The second section was read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. COHEN offered the following amendments:

Amend Sec. 3, page 2, lines 19 to 29, both inslusive, by striking out all of said lines.

Amend Sec. 3, page 3, lines 1 to 3, both inclusive, by striking out all of said lines.

On the question,

Will the House agree to the amendments?

The yeas and nays were required by Mr. Andrews and Mr. Cohen and were as follows:

YEAS—88

Andrews,	Grant,	McNally,	Readinger,
Baker,	Green,	Mihm,	Reese, R. E.,
Barrett,	Haberlen,	Mills,	Reidenbach,
Boles,	Hamilton,	Modell,	Reynolds,
Boney,	Heatherington,	Mooney,	Rose,
Boory,	Hennihan,	Moore, W. J.,	Rudisill,
Brancato,	Hering,	Moran,	Scanlon,
Brothers,	Herman,	Munley,	Schuster,
Brown,	Hunter,	Murray, M. L.,	Shaffer,
Brunner, P. A.,	Jones,	Myhan,	Skale,
Burns,	Kirley,	Nagel,	Snider,
Chudoff,	Kolankiewicz,	O'Brien,	Stank,
Cohen,	Komorofski,	O'Connor,	Swope,
Coleman,	Lane,	O'Donnell,	Tate,
Coyle,	Leonard,	O'Neill,	Trachtman,
Cullen,	Levy,	Owens,	Trent,
Dillon,	Longo,	Pentrack,	Varallo,
Dougherty,	Lopez,	Petrosky,	Verona,
Elish,	Lovett,	Pettigrew,	Weiss,
Finnerty,	Matthews,	Polaski,	Welsh,
Gaffney,	McLanahan,	Polen,	White,
Gore,	McNair,	Powers,	Wright,
			Yester,

NAYS—104

Barton,	Frost,	Lichtenwalter,	Royer,
Baumunk,	Fullerton,	Lyons,	Salus,
Bonawitz,	Gardner,	Madden,	Serrill,
Boorse,	Getchey,	Madigan,	Shoemaker,
Bower,	Gibson,	Mahany,	Sloan,
Breisch,	Goodling,	McAtee,	Smith,
Brice,	Greenwood,	McClester,	Snyder,
Brunner, C. H.,	Greer,	McCormack,	Sollenberger,
Cadwalader,	Guthrie,	McDowell,	Sorg,
Cook,	Gyger,	McKinney,	Stockham,
Cooper,	Hall,	McMillen,	Stonier,
Costa,	Hare,	Mikula,	Stuart,
Coulson,	Helm,	Miller,	Tahl,
Dague,	Hewitt,	Milliken,	Tittle,
Dennison,	Hoffman,	Moore, C. E.,	Turbett,
Depuy,	Hoopes,	Moser,	Turner,
Dix,	Howells,	Murray, P. G.,	Wachhaus,
Dye,	Huntley,	Nelson,	Wagner,
Elder,	James,	Pickens,	Waterhouse,
Erb,	Kennedy,	Propert,	Watkins,
Ewing,	Kline,	Reagan,	Wescott,
Flack	Krise,	Reese, D. P.,	Wood, L. H.,
Fleming,	Kurtz,	Reilly,	Wood, N.,
Foor,	Laughner,	Riley,	Worley,
Fox,	Lee,	Robertson,	Yeakel,
Freed,	Leisey,	Root,	Fiss,
			Speaker.

NOT VOTING—11

Bentley,	Dalrymple,	Loftus,	Regan,
Bentzel,	Haudenshield,	O'Dare,	Trout,
Corrigan,	Hoggard,		

So the question was determined in the negative and the amendments were not agreed to.

Mr. COHEN. Mr. Speaker, I withdraw my amendments to Section 4 and title.

The fourth section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1133, entitled:

An Act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare; creating public bodies, corporate and politic, to be known as Redevelopment Authorities authorizing them to engage in the elimination of blighted areas and to plan and contract with private, corporate or governmental redevelopers for their redevelopment; providing for the organization of such authorities, defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or eminent domain, the leasing and selling of property, including borrowing money, issuing bonds and other obligations and giving security therefor; restricting the interest of members and employes of authorities; providing for notice and hearing; supplying certain mandatory provisions to be inserted in contracts with redevelopers; prescribing the remedies of obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties and on certain State officers, boards and departments.

The first second and third sections were separately read and agreed to.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. LICHTENWALTER offered the following amendment:

Amend section 4, page 7, line 26, by striking out after the word "of" and before the boldface bracket the following: "[the filing and contents of]".

It was agreed to.

The section was agreed to as amended.

The fifth, sixth, seventh, eighth, ninth and tenth sections were separately read and agreed to.

The eleventh section was read.

On the question,

Will the House agree to the section?

Mr. BROWN offered the following amendment:

Amend Sec. 11, page 17, line 11, by striking out the word "such", and inserting in lieu thereof: "a covenant running with land to the effect that no person shall be deprived of the right to live in the redevelopment project, or to use any of the facilities therein, by reason of race, creed, color or national origin, and such other".

It was agreed to.

The section was agreed to as amended.

The twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth and twentieth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon a former Member the gentleman from Lackawanna County, Mr. Martin Kenehan.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HEWITT asked and obtained permission for the Committee on Mines and Mining to meet during the session of the House.

Mr. DENNISON asked and obtained permission for the Committee on Forestry to meet during the session of the House.

BILL INTRODUCED

Mr. LICHTENWALTER asked and obtained unanimous consent to introduce a bill the title of which was read as follows:

An Act to further amend the title and section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled as last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings; imposing duties on school authorities and on certain corporations, associations and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," including political subdivisions among the owners and occupants of buildings who may be required to remove or change such buildings.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 505.

An Act relating to the practice of veterinary medicine; defining such practice and providing for the licensing and registration of persons engaged therein and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the State Board of Veterinary Medical Examiners and the Department of Public Instruction; providing penalties and repealing existing laws.

HOUSE BILL No. 749.

An Act to amend section eight hundred ninety-two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," permitting and protecting the sale of American War Mothers' carnations.

With the information that the Senate has passed the same without amendment.

PERMISSION TO ADDRESS HOUSE

Mr. COHEN asked and obtained unanimous consent to address the House.

Mr. Speaker, I have been a member of this House now, man and boy, since 1936, and many events of

great importance have transpired during those years. It has been my privilege and my pleasure to take part in many, many joyful occasions, but sometimes, Mr. Speaker, something happens that is a little bit out of the ordinary, and I think the Members of the House will be doing a job of men towards a man to join with us now in a very brief ceremony on a very important occasion in the life of one of our Members.

You know, I sometimes think that getting Members of the House together in political organizations, in two political organizations, sending those people down here from all parts of the State, all ages, all sizes, all shapes, that you get to a point where the collective action of all the Members might have a sort of effect on a fellow and possibly by following our example, our deeds, and our misdeeds, might catch on to what is going on in life and not making a mistake. I use that last sentence advisedly because we have a way of telling a fellow that he would make a mistake, and I think very few of us have gone through life very far without doing the same thing, under our own terms of course.

Mr. Speaker, I am very happy to tell the Members of this House that one of our Members last week took a plunge—he anticipated it for some time and he has broken his precedent in my opinion, by doing it, so our Member, a fellow from West Philadelphia comes up and gets himself married and not only gets married, but he even has the nerve to spend his honeymoon here—not only does he spend his honeymoon here but he even subjects his wife to the ogling on the sidelines where all the wolves prey—and I use the word "prey" advisedly —in fact something of the sort has been going on while we are sitting here.

Mr. Speaker, we have a very short ceremony here, but before we go on further with it I should like to yield now to the gentleman from Philadelphia, Mr. Skale.

Mr. SKALE. Mr. Speaker, it is my pleasure and privilege to introduce this resolution and I hope that the gentleman from Philadelphia, Mr. Modell, having taken me as an example in the past will also follow my example in the future.

CONGRATULATORY RESOLUTION

Messrs. SKALE and ROSE offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 17, 1945.

As one entered the Hall of the House during February and March, a new and different feeling was apparent—and faintly, as from a distance, came the sound of bells.

It was not the sound of church bells or alarm bells or call bells, but the soft tintinnabulations of a different sort—yes, it sounded like wedding bells and the feeling we noted must have been that soft, tender feeling of new love.

The cause for these soft and tender sounds and feelings has been found—it was our Herman Modell.

We know now that he was married on April 12 to Miss L. Virginia Smith, daughter of Mrs. Bessie Smith, and the late Dr. Carl Smith.

The wedding was held, or in the language we best understand, "Herman was hitched" in the very fashionable and exclusive Hotel Warwick in Philadelphia.

Herman had, before this event occurred, taken unto himself a lot of honors, including degrees of B.S. and L.L.B., but he delayed that of B.M. (Blessed Matrimony) until this late date; therefore be it

Resolved, That the House extends its congratulations to the honorable Herman M. Modell on this, his most recent accomplishment, and with those congratulations goes the hope that this new venture will always remain his greatest; to Mrs. Modell we extend our very best wishes for her future happiness and our admission that, as a House of Representatives, we feel that she has chosen well and wisely; and be it further

Resolved, That a copy of this resolution, suitably engrossed and properly decorated with cupids and hearts, shall be forwarded by the Chief Clerk to Mrs. Modell.

Mr. COHEN. Mr. Speaker, I am not going to boast like the gentleman from Philadelphia, Mr. Skale, did when he talked about Herman following his example, whether he wanted Herman to follow him in losing his hair or having children or any of a number of things that we know Skale did before he got hitched, but, Mr. Speaker, we are making a precedent now. We will have a presentation to Herman Modell and Mrs. Modell, and I ask the Sergeant-at-Arms to come down the aisle and lay the package that he has on the table so that we can all view it.

The SPEAKER. The Sergeant-at-Arms will present himself in the well of the House with whatever gift he has.

The Chair requests the gentleman from Philadelphia, Mr. Modell and the bride, Mrs. Modell to present themselves in the well of the House.

The Chair recognizes the gentleman from Philadelphia Mr. Modell.

Mr. MODELL. Mr. Speaker, that indeed was a big moment in this little life when I got hitched, as they say, on April 12th. Of course the Reading Clerk and the gentleman from Philadelphia, Mr. Skale, are rather rushing us into things, but perhaps at a later date we will bring other news.

This really was a great surprise to me. I didn't know that there would be a cake such as the large and beautiful cake presented to us in this House, and I hope we will have a few moments today to have some sort of cake cutting so that everyone can enjoy it. I know we will remember it for quite a long time. I perhaps should say very little today, but then again, inasmuch as this will be one of the few occasions at which time I will get the last word in, I am going to take advantage of it. What was that I heard about the wolves a little while ago? But since it is my good friend from Delaware, Mr. Turner, everything is forgiven.

I do want to express to every Member of the House, Mr. Speaker, my deep appreciation for their kind resolution sponsored by Mr. Skale, and their approval of it. I will remember it for many, many years. I am very appreciative to all of you for those good wishes. Thank you very much.

The SPEAKER. The Chair extends its best wishes to the bride and groom and wishes them many years of happiness.

QUESTION OF PERSONAL PRIVILEGE

Mr. MOSER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Lehigh will state it.

Mr. MOSER. Mr. Speaker, on last Tuesday afternoon there was a very unpleasant incident happened in this House. It was in reference to House Bill 647. The chairman of the Committee on Third Class Cities, Mr. McClester, moved that this bill be recommitted to the Committee on Third Class Cities. I through a misunderstanding opposed this motion. I want to commend Mr. McClester for the stand he took. It was an unwritten agreement which has been followed and a custom of this House for many years, and I commend him and congratulate him upon the stand he took.

Mr. Speaker, I think it is no more than right and fair that we avoid instances of that kind in the future. I believe that if Chairmen of Committees when they report a bill from their Committee with the understanding that it is to be recommitted after the second reading, the sponsor of the bill should be so notified, and in that way the sponsors, the Members of the House and the Chairman will not be placed in an embarrassing position.

RESOLUTION

EXTENDING SUPPORT TO PRESIDENT

Messrs. ANDREWS and LICHTENWALTER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 17, 1945.

Whereas, An all wise Providence, the father of nations, has decreed that Franklin Delano Roosevelt should lay aside his earthly tasks and that the responsibilities imposed upon national and international leadership should pass to Harry S. Truman, the nation's new President, and

Whereas, The successful succession of Harry S. Truman without the impairment of national prestige and with no interruption in the orderly processes of our domestic government or the functioning of our far flung military forces, or the prosecution of our projects designed to achieve for ourselves and for the world an enduring peace represents one of the supreme triumphs of our democracy, therefore be it

Resolved, By this House, that it extends to Harry S. Truman it's support and the support of the constituencies it represents in the immediate tasks of preserving the domestic tranquility, the winning of the war and the achievements of a lasting peace.

On the question,

Will the House adopt the resolution.

The resolution was unanimously adopted by a rising vote.

PERMISSION TO ADDRESS HOUSE

Mr. ROSE asked and obtained unanimous consent to address the House.

Mr. Speaker, I noticed in the Philadelphia Inquirer this morning that Governor Martin had in a statement issued yesterday called upon and evinced the hope that the Dumbarton Oaks proposal would be adopted by the Congress. I again wish to call to the attention of the Members of the House that in the early days of the session the Honorable Reuben Cohen and I sponsored a resolution which is now in the Rules Committee, memorializing Congress to adopt those proposals.

I think it is quite apropos at this moment on the eve of the San Francisco Conference that the Members of the House be able to show that they too are in favor of the Dumbarton Oaks proposals, and I wish the Members of the House to know that the Rules Committee has not yet acted upon our resolution. I feel that this resolution should be acted upon in the very near future so that the House will be enabled to indicate its approval of these proposals at this time.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Owens for Mr. CHERVENAK for the week on account of continued illness.

Mr. Scanlon for Mr. GALLAGHER on account of death in the family, and for Messrs. DUFFY and HERSCH on account of illness.

BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1190, as follows:

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Be it enacted &c That from and after the effective date of this act the council of any city of the second class shall have the authority by ordinance for general revenue purposes to levy assess and collect or provide for the levying assessment and collection of such taxes on persons transactions occupations privileges subjects and personal property within the limits of such city of the second class as it shall determine except that such council shall not have authority to levy assess and collect or provide for the levying assessment and collection of any tax on a privilege transaction subject or occupation or on personal property which is now or may hereafter become subject to a State tax or license fee nor to levy or assess a tax on wages occupations or sales If subsequent to the passage of any ordinance under the authority of this act the General Assembly shall impose a tax or license fee on any privilege transaction subject or occupation or on personal property taxed by any city of the second class hereunder the act of Assembly imposing the State tax thereon shall automatically vacate the city ordinance passed under the authority of this act as to all taxes accruing subsequent to the effective date of the act imposing the State tax or license fee It is the intention of this section to confer upon cities of the second class the power to levy assess and collect taxes upon any and all subjects of taxation which the Commonwealth has power to tax but which it does not now tax or license subject only to the foregoing provision that any tax upon a subject which the Commonwealth may hereafter tax or license shall automatically terminate upon the effective date of the State act imposing the new tax or license fee

Section 2 Cities of the second class are hereby authorized to provide by ordinance for the creation of such

bureaus or the appointment and compensation of such officers clerks collectors and other assistants and employes either under departments or otherwise as may be deemed necessary for the assessment and collection of taxes imposed under authority of this act

Section 3 The council of cities of the second class shall have power to prescribe and enforce penalties for the nonpayment within the time fixed for their payment of taxes imposed under authority of this act and for the violation of the provisions of ordinances passed under authority of this act

Section 4 This act shall become effective immediately upon its passage and approval by the Governor and shall remain in force only until the fifteenth day of October one thousand nine hundred forty-five reserving to such cities the right to collect taxes assessed and levied prior to said date

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Barton,	Fullerton,	Lyons,	Royer,
Baumunk,	Gardner,	Madden,	Salus,
Bonawitz,	Getchey,	Madigan,	Serrill,
Boorse,	Gibson,	Mahany,	Shoemaker,
Bower,	Goodling,	McAtee,	Sloan,
Breisch,	Greenwood,	McClester,	Smith,
Brice,	Greer,	McCormack,	Snyder,
Brunner, C. H.,	Guthrie,	McDowell,	Sollenberger,
Cadwalader,	Gyger,	McKinney,	Sorg,
Cook,	Hall,	McMillen,	Stockham,
Cooper,	Hare,	Mikula,	Stonier,
Costa,	Haudenshield,	Miller,	Stuart,
Coulson,	Helm,	Milliken,	Tahl,
Dague,	Hewitt,	Moore, C. E.,	Tittle,
Dennison,	Hoffman,	Moser,	Trout,
Depuy,	Hoopes,	Murray, P. G.,	Turbett,
Dix,	Howells,	Nelson,	Turner,
Dye,	Huntley,	O'Dare,	Wachhaus,
Elder,	James,	Petrosky,	Wagner,
Erb,	Kennedy,	Pickens,	Waterhouse,
Ewing,	Kline,	Propert,	Watkins,
Flack,	Krise,	Reagan,	Wescott,
Fleming,	Kurtz,	Reese, D. P.,	Wood, L. H.,
Foor,	Laughner,	Reilly,	Wood, N.,
Fox,	Lee,	Riley,	Worley,
Freed,	Leisey,	Robertson,	Yeakel,
Frost	Lichtenwalter,	Root,	Fiss, Speaker

NAYS—85

Andrews,	Gore,	Mihm,	Regan,
Baker,	Green,	Mills,	Reidenbach,
Barrett,	Haberlen,	Modell,	Reynolds,
Bentzel,	Hamilton,	Mooney,	Rose,
Boles,	Heatherington,	Moore, W. J.,	Rudisill,
Boney,	Hennihan,	Moran,	Scanlon,
Boory,	Hering,	Munley,	Schuster,
Brancato,	Herman,	Murray, M. L.,	Shaffer,
Brothers,	Hunter,	Myhan,	Skale,
Brown,	Jones,	Nagel,	Snider,
Brunner, P. A.,	Kirley,	O'Brien,	Stank,
Burns,	Kolankiewicz,	O'Connor,	Swope,
Chudoff,	Komorofski,	O'Donnell,	Tate,
Cohen,	Lane,	O'Neill,	Trachtman,
Coleman,	Leonard,	Owens,	Varallo,
Coyle,	Levy,	Pentrack,	Verona,
Dillon,	Longo,	Pettigrew,	Weiss,
Dougherty,	Lopez,	Polaski,	Welsh,
Elish,	McLanahan,	Polen,	White,
Finnerty,	McNair,	Powers,	Wright,
Gaffney,	McNally,	Reese, R. E.,	Yester,

NOT VOTING—11

Bentley,	Dalrymple,	Loftus,	Readinger,
Corrigan,	Grant,	Lovett,	Trent,
Cullen,	Hoggard,	Matthews,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 45, as follows:

An Act to further amend sections three and thirty-nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedures for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" as amended by the Act of August 1 1941 P L 694 is hereby further amended by adding thereto immediately after subsection (u) a new subsection to read as follows

Section 3 Definitions

* * *

(v) "Calendar years" shall mean the period commencing the first day of January and ending the thirty-first day of December next following

Section 2 Section thirty-nine of said act as amended by the Act of August 1 1941 P L 659 is hereby further amended to read as follows

Section 39 Cancellation of Registration Upon Failure to Vote [Within] During Two Calendar Years Request for Reinstatement [With] Within three months after [the municipal election held in the year one thousand nine hundred and thirty-seven and within three months after each general and municipal election thereafter] January first of each year except in such years as the commission shall conduct a check of electors in compliance with the clause (c) of section thirty-one of this act the registration commission shall cause all of the district registers to be examined and in the case of each elector who has

been registered for a period of at least two immediately preceding calendar years and who is not recorded as having voted at any election or primary [within the period of two years immediately preceding the date of said municipal or general election] during said period the commission shall send to such elector by mail at his address appearing upon his registration card a notice setting forth that the records of the commission indicate that he has not voted [within a period of] during the two immediately preceding calendar years and that his registration will be cancelled at the expiration of ten days from the date of mailing such notice unless he shall within that period file with the commission either personally or by mail a written request for reinstatement of his registration setting forth his place of residence and signed by him At the expiration of the time specified in the notice the commission shall cancel the registration of such elector unless he has filed with the commission a signed request for reinstatement of his registration as above provided The cancellation of the registration of any such elector for failure to vote [within a period of] during the two immediately preceding calendar years shall not affect the right of any such elector to subsequently re-register by personal application to the commission or a commissioner or a registrar or a clerk in the manner provided by this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McMillen,	Salus,
Bonawitz,	Green,	McKinney,	Scanlon,
Boney,	Greenwood,	McLanahan,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. F.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Reidenbach,	Yeakel,
Freed,	Lyons,	Reilly,	Yester,
Frost,	Madden,	Reynolds,	Fiss,
Fullerton,	Madigan,		Speaker,

NAYS—0

NOT VOTING—4

Bentley,	Hoggard,	Loftus,	Regan,
Dalrymple,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. TAHL.

The House resumed the consideration on final passage of House Bill No. 100, entitled:

An act providing that in cities of the first class in all cases where taxes are due and unpaid upon a single tract of land and it is desired to divide such tract into separate parcels, the Board of Revision of Taxes may apportion such taxes ratably between or among the parcels so divided; provided that upon payment of the taxes and proper costs on any such parcel it shall be released from the lien

On the question,

Shall the bill pass finally?

BILL RECOMMITTED

Mr. TAHL. Mr. Speaker, I move that this bill be recommitted to the Committee on City and County—First Class for the purpose of further study.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 181, entitled:

An Act to amend section one of the act approved the twelfth day of June one thousand nine hundred twenty-three (P. L. 692, No. 288) entitled "An act fixing the salary of county commissioners in counties of the first class" by increasing the salaries of such commissioners

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. LEE. Mr. Speaker, I move that this bill be recommitted to the Committee on City and County—First Class for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 183, entitled:

An Act fixing the salary of the controller in counties of the first class.

On the question,
Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. LEE. Mr. Speaker, I move that this bill be recommitted to the Committee on City and County—First Class for the purpose of further study.

The motion was agreed to.

BILL PASSED OVER

There being no objection
House Bill No. 149, Printer's No. 462,
was passed over at the request of the SPEAKER.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 936, entitled:

An Act to amend section two of the act, approved the twelfth day of May, one thousand nine hundred eleven (P. L. 295), entitled "A supplement to an act, entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one; providing for the levy, collection, and disbursement of taxes and water-rents, or rates and conferring certain powers and duties in reference thereto upon the city treasurer, the board of water assessors, and the collector of delinquent taxes; and repealing certain acts relating to matters herein provided for," by fixing a limit for taxes to be levied on real estate.

On the question,
Will the House agree to the bill on third reading?

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the sponsor of this bill, the gentleman from Allegheny, Mr. Laughner.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. LAUGHNER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I know that this bill is a bill to place a limit on taxes to be levied on real estate. Will the gentleman inform the House what constitutes real estate?

Mr. LAUGHNER. What constitutes real estate, is that the question?

Mr. ANDREWS. That is correct, Mr. Speaker.

Mr. LAUGHNER. Property, either land or buildings.

Mr. ANDREWS. Is that all, Mr. Speaker, in Pittsburgh, that constitutes real estate?

Mr. LAUGHNER. I believe so, Mr. Speaker.

Mr. ANDREWS. Has the gentleman anything to say about the practice of taxing equipment?

Mr. LAUGHNER. I did'nt get the question, Mr. Speaker.

Mr. ANDREWS. Are buildings, ground and equipment taxed in Pittsburgh?

Mr. LAUGHNER. Ground and equipment, that is right.

Mr. ANDREWS. And is equipment real estate?

Mr. LAUGHNER. I believe some equipment is real estate and some is personal property.

Mr. ANDREWS. Mr. Speaker, I yield to the gentleman from Pittsburgh, Mr. McNair, to describe for us what constitutes real estate in Pittsburgh and how it has been taxed.

Mr. McNAIR. Mr. Speaker, there are three taxing bodies in our city. The county taxes machinery, houses and land. The School Board does not tax machinery, nor does the city. The School Board taxes the land and buildings at the flat rate, but technically speaking the City of Pittsburgh does not tax real estate, and this bill by its title attempts to fix a limit on real estate taxes, while in the body of the bill it correctly states that the city taxes land at one rate and buildings at another.

To my mind this Bill would have a faulty title in view of the fact that we do not have a specific tax rate upon real estate as such, and the only way I could say what the tax rate in Pittsburgh is on real estate would be to know the value of the buildings and the value of the land so that we could make up the general tax rate upon a specific property. Therefore I would say that this bill is faulty as to its title in view of the fact that it fixes a limit on real estate when as a matter of fact they do not tax real estate in Pittsburgh at a specific rate. We have one rate upon land and one rate upon buildings.

Mr. FLEMING. Mr. Speaker, I would very briefly rise in defense of this bill and would call the attention of the Members of the House to the fact that if the title of the bill is in error, as the gentleman from Allegheny Mr. McNair, has alleged, then it certainly was incumbent upon him, with the days that it has been lying upon the calendar, to present an amendment to it which would correct the defect or any defects that might be in the title.

Whether such defects exist I cannot say; I do not believe that they do. Certainly it seems to me that some type of smoke screen is being thrown up to defeat this bill. We certainly have introduced the bill only with the thought in mind that the taxing authorities of the City of Pittsburgh shall not place upon real estate owners of the City of Pittsburgh taxes at a greater rate than now exists.

For that reason, Mr. Speaker, I certainly would ask and urge every Member, both Republican and Democrat in this House to go along to relieve the real estate home owners in Pittsburgh of any increase in taxes that might be imposed upon them.

Mr. ANDREWS. Mr. Speaker, it was no more the responsibility of the gentleman from Pittsburgh Mr. McNair, to cure the defects in the title of this bill than it is his responsibility to prevent the other gentlemen from Pittsburgh, Mr. Fleming, from making a political speech every time he rises to address himself to what should be a technical question.

I submit to the lawyers in this House that when you have a bill fixing a tax on buildings and another tax on land and no tax at all on equipment, that you do not have a bill, as the title says, "fixing a limit of taxes on real estate," and I defy any lawyer on the other side, in view of the fact that this bill would limit taxes on buildings, and would limit taxes on land, to tell me what the tax on real estate would be in any particular case.

Now, I have no doubt that by a very simple amendment in the title of this bill, the gentleman from Allegheny could make House Bill 936 a workable document, but I submit to the legal fraternity in this House and

to the lay Membership that he does not now have a workable bill.

Mr. McNAIR. Mr. Speaker, I would also like to suggest that this is not the only defect in this bill. This puts the City in a very bad position in case of a crisis like a flood or fire. We are not allowed to increase our tax rate. There are other cities that have a limitation upon their real estate taxes but in every instance that I know of, by a vote of the people in case of crisis they can increase their income, but this bill is a vicious bill in that it ties the hands of the Council; it can never increase the taxes above the rate fixed by this bill, which I think is wrong.

Mr. LAUGHNER. Mr. Speaker, I am not a lawyer. I do not know whether or not there is any defect in the title of this bill, but I do know that we just passed a bill in the House to give City Council of Pittsburgh the right to tax anything that the state does not now tax with the exception of wages, sales and occupation.

Mr. Speaker, it is my opinion that if the Council does tax other things that the home owner and the property owner is being taxed high enough now. If they tax other things we all know that the property owner and the home owner will be again paying taxes indirectly.

My only thought in this is to protect the home owner. A week or two ago we had a public hearing on these bills, and there were records kept of that public hearing. I think if the gentleman on the other side of the House will look at the record they will find at least two and I think three of the present Councilmen of the City of Pittsburgh made plain statements that the taxes on real estate in Pittsburgh were just as high as the real estate owners could stand.

Mr. SHAFFER. Mr. Speaker, as has been said, House Bill 936 limits the taxing authority of the City of Pittsburgh to its present rate of twenty-five mills on land and twelve and a half mills on buildings. I am not interested particularly in the politics which might be drawn into this discussion. The only question in my mind is whether this bill is advisable under existing law. At the present time at this moment this is the only taxing authority which the City of Pittsburgh has; it is the only source of revenue except for a few miscellaneous items which the city can now secure. We know, and it was testified at the public hearing, that the City of Pittsburgh has been operating at a loss since 1935. The causes for this situation are generally two-fold, first a decrease in the assessed valuation which of course means a decrease in revenue. On the other hand an extension of public services offered which lays further burdens upon the City, and also of course the rising cost.

As has been said, bills which freeze the source of the revenue of a city or a municipality have been passed in many instances, but only in those instances in which other sources of revenue have been provided so that you have an elastic taxing system that is elastic enough to meet emergencies.

Now, I am well aware that this House passed a so-called Sterling Act a few minutes ago. That bill is not a law today. It would be presumptious, it appears to me, on the part of this House to assume what action the Senate of Pennsylvania might take upon the measure just recently passed. Further, it would seem to me to be rather presumptious as to what action the Governor would take thereon. We are being placed in the position in which we are freezing the revenue of the City of Pittsburgh without any knowledge as to whether the other laws will be enacted finally.

Intending to vote against this bill, I think it is only fair to point out that such a vote cannot be construed as a vote against raising the tax millage on real estate. I quite agree that real estate is heavily taxed, and it is heavily taxed in Pittsburgh, and I readily agree that unless there be no other alternative the rate of millage should not be increased, but I do contend that until other powers of taxing are placed upon the statute books and enacted finally into law this bill is a very bad bill, because it will hamper the City of Pittsburgh.

As has been pointed out by the gentleman from Allegheny, Mr. McNair, in the event of any emergency it would throw extra expense upon the city. Therefore, it is for this reason, and not as stated by the sponsor of the bill that I would desire to increase the millage of Pittsburgh, but I am absolutely against freezing the sources of revenue until another source of revenue is provided.

Mr. FLEMING. Mr. Speaker, I first of all would briefly like to thank the gentleman from Cambria, Mr. Andrews. I would like to return the compliment and say that he too makes distinguished and eloquent political speeches, and I think they are very good ones, but in view of the fact that there may possibly be an error in this title, a technical error, I would move that this bill be placed on the final passage postponed calendar.

On the question recurring,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FLEMING. Mr. Speaker, I move that this bill be placed on the postponed calendar.

The motion was agreed to.

ANNOUNCEMENT

The SPEAKER. The Chair has a special announcement which the Chair will read for the information of the House.

Harold V. Alexander, President, The Pennsylvania Federation of the Blind request the honor of your presence at the unveiling of a plaque in memory of the late Senator Henry E. Lanius to be presented by the blind of Pennsylvania in appreciation of his many years of service on behalf of his fellow-blind. Services 3:00 p. m., Tuesday, April 17, 1945; Senate Chamber, State Capitol, Harrisburg, Pa.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 391, as follows:

An Act making voidable releases of claims for personal injuries or death given within thirty days and providing for the avoidance of the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any release of damages for personal injuries or death resulting from unlawful violence or negligence which shall be procured promised or signed within thirty days after such injuries or death shall have been sustained shall be voidable at the option of the promisor or releasor Provided That written notice of such avoidance shall be given to the procurer promisee or releasee within thirty days after such release shall have been procured promised or signed and Provided further That such written notice shall be accompanied by the return of the consideration therefore paid for such promise or release

Section 2 Nothing in this act shall in any way be deemed to affect existing rights and remedies where releases shall have been procured by fraud misrepresentation coercion or undue influence

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—115

Andrews,	Hare,	Mihm,	Reidenbach,
Baker,	Heatherington,	Mikula,	Reilly,
Boney,	Helm,	Milliken,	Reynolds,
Brancato,	Hennihan,	Mills,	Root,
Breisch,	Hering,	Modell,	Rudisill,
Brothers,	Herman,	Mooney,	Salus,
Brown,	Hoffman,	Moore, C. E.,	Scanlon,
Burns,	Hunter,	Moore, W. J.,	Schuster,
Cooper,	James,	Moran,	Shaffer,
Corrigan,	Jones,	Moser,	Skale,
Costa,	Kirley,	Munley,	Smith,
Coyle,	Kolankiewicz,	Murray, M. L.,	Snider,
Cullen,	Komorofski,	Myhan,	Snyder,
Depuy,	Krise,	Nagel,	Sollenberger,
Dillon,	Lane,	Nelson,	Stank,
Dougherty,	Leonard,	O'Brien,	Stonier,
Elish,	Levy,	O'Connor,	Stuart,
Ewing,	Longo,	O'Dare,	Tahl,
Finnerty,	Lopez,	O'Donnell,	Trent,
Fleming,	Madden,	O'Neill,	Turner,
Freed,	Mahany,	Owens,	Varallo,
Goodling,	Matthews,	Pentrack,	Wachhaus,
Gore,	McAtee,	Petrosky,	Weiss,
Grant,	McCormack,	Pettigrew,	Welsh,
Greenwood,	McDowell,	Polaski,	White,
Greer,	McKinney,	Powers,	Worley,
Haberlen,	McMillen,	Readinger,	Wright,
Hall,	McNair,	Reese, R. E.,	Yester,
Hamilton,	McNally,	Regan,	

NAYS—48

Barton,	Erb,	Lichtenwalter,	Shoemaker
Bentzel,	Fox,	Lovett,	Sloan,
Bonawitz,	Getchey,	Lyons,	Sorg,
Brunner, C. H.,	Gibson,	McClester,	Stockham,
Brunner, P. A.,	Guthrie,	Miller,	Swope,
Cadwalader,	Gyger,	Pickens,	Tittle,
Coleman,	Hewitt,	Propert,	Trout,
Coulson,	Hoopes,	Reagan,	Wagner,
Dague,	Huntley,	Reese, D. P.,	Wood, L. H.,
Dennison,	Kennedy,	Riley,	Wood, N.,
Dix,	Kurtz,	Royer,	Yeakel,
Elder,	Leisey,	Serrill,	Fiss, Speaker.

NOT VOTING—40

Barrett,	Cook,	Haudenshield,	Polen,
Baumunk,	Dalrymple,	Hoggard,	Robertson,
Bentley,	Dye,	Howells,	Rose,
Boles,	Flack,	Kline,	Tate,
Boorse,	Foor,	Laughner,	Trachtman,
Boory,	Frost,	Lee,	Turbett,
Bower,	Fullerton,	Loftus,	Verona,
Brice,	Gaffney,	Madigan,	Waterhouse,
Chudoff,	Gardner,	McLanahan,	Watkins,
Cohen,	Green,	Murray, P. G.,	Wescott,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 861, as follows:

An Act to further amend section seven hundred seven subsection (e) of section nine hundred three and to repeal section seven hundred eight of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" changing the provisions of said act relating to the registration of motor vehicles used for the transportation of passengers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven hundred seven of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of the act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) is hereby further amended to read as follows

Section 707 Motor Buses [and] Motor Omnibuses [with Pneumatic Tires] and Other Vehicles Used fo rthe Transportation of Passengers For Hire

[The fee for annual registration of each motor bus and motor omnibus with pneumatic tires shall be according to seating capacity and the following classes

Class	Seating Capacity	Fee
A	Five (5) passenger or less	$25.00

B More than five (5) passengers and less than eight (8) passengers $30.00

C More than seven (7) passengers and not more than twenty-six (26) passengers $40.00 plus
$4.00 for each seat over seven seats

D In excess of twenty-six (26) passengers $40.00 plus
$4.00 for each seat over seven seats to and including twenty-six seats plus $10.00 for each seat over twenty-six

E In excess of fifty-three (53) passengers when operated exclusively in cities $300.00]

Motor buses motor omnibuses and other vehicles used for the transportation of passengers for hire (except taxicabs) shall be registered in the following classes and the fee for annual registration of such vehicles shall be based on the gross weight

Motor Powered Vehicles
Motor Buses
Motor Omnibuses
Bus Tractors

Class	Gross Weight in Pounds	Pneumatic Tires	Solid Tires
Two Axle			
R	Less than 5001	$25.00	$37.50
S	5001 and over but less than 7001	40.00	60.00
T	7001 and over but less than 11,001	55.00	81.50
U	11,001 and over but less than 15,001	70.00	105.00
V	15,001 and over but less than 19,001	95.00	145.00
W	19,001 and over but less than 23,001	120.00	180.00
Y	23,001 and over but less than 27,001	165,00	247.50
Z	27,001 and over but less than 30,001	200.00	300.00
Three Axle			
RZ	Less than 12,001	$40.00	$68.00
SZ	12,001 and over but less than 16,001	52.00	88.00
TZ	16,001 and over but less than 20,001	72.00	120.00
UZ	20,001 and over but less than 24,001	104.00	176.00
VZ	24,001 and over but less than 28,001	136.00	232.00
WZ	28,001 and over but less than 32,001	168.00	284.00
YZ	32,001 and over but less than 36,001	200.00	340.00

Trailers and Semi-Trailers

Class	Gross Weight in Pounds	Pneumatic Tires	Solid Tires
One Axle Semi-Trailer			
A	Less than 3001	$5.00	$8.00
B	3001 and over but less than 6001	8.00	15.00
C	6001 and over but less than 10,001	15.00	25.00
D	10,001 and over but less than 12,001	25.00	35.00
E	12,001 and over but less than 14,001	30.00	50.00
F	14,001 and over but less than 16,001	45.00	75.00
G	16,001 and over but less than 18,001	75.00	100.00
Two Axle Trailer or Semi-Trailer			
A	Less than 3001	$5.00	$8.00
B	3001 and over but less than 6001	8.00	15.00
C	6001 and over but less than 10,001	15.00	25.00
D	10,001 and over but less than 16,001	25.00	35.00
E	16,001 and over but less than 20,001	30.00	50.00
F	20,001 and over but less than 24,001	45.00	75.00
G	24,001 and over but less than 30,001	75.00	100.00
Three Axle Trailer			
AZ	Less than 12,001	$40.00	$50.00
BZ	12,001 and over but less than 15,001	45.00	60.00
CZ	15,001 and over but less than 20,001	50.00	70.00
DZ	20,001 and over but less than 26,001	60.00	90.00
EZ	26,001 and over but less than 30,001	75.00	125.00
FZ	30,001 and over but less than 34,001	85.00	135.00
GZ	34,001 and over but less than 36,001	100.00	150.00

Taxicabs

5 passengers or less	$25.00
More than 5 passengers and less than 8 passengers	30.00

All motor vehicles except taxicabs registered under this section must have painted thereon in letters at least two (2) inches high the maximum gross weight of the vehicle

Gross weight of any vehicle may be determined by the Department of Revenue as follows

By certification of the manufacturer or builder of the vehicle

Section 2 Section seven hundred eight of said act is hereby repealed

Section 3 Subsection (e) of section nine hundred three of said act as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 903 Weight of Vehicles and Loads

* * * * *

(e) No four-wheeled vehicle except fire department equipment and any motor bus operated within a municipality or in a business or residence district shall be operated upon any highway with a gross weight in excess of [twenty-six thousand (26,000) pounds] thirty thousand (30,000) pounds or in excess of [eighteen thousand (18,000)] twenty thousand (20,000) pounds on any axle or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel

Section 4 Motor vehicle used for the transportation of passengers for hire which have already been registered for the registration year beginning the first day of April one thousand nine hundred forty-five may be operated upon the highways until the end of the registration year

Any motor vehicle used for the transportation of passengers for hire which is registered after the passage of this act shall be registered in accordance with the provisions of the act

Section 5 All acts and parts of acts inconsistent herewith are hereby repealed

Section 6 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany.	Riley,
Baker.	Gardner.	Matthews.	Robertson.
Barrett.	Getchey,	McAtee,	Rose,
Barton.	Gibson,	McClester,	Root,
Baumunk.	Goodling,	McCormack,	Royer,
Bentzel.	Gore,	McDowell,	Rudisill,
Boles,	Grant,	McKinney.	Salus,
Bonawitz,	Green.	McLanahan,	Scanlon.
Boney,	Greenwood,	McMillen,	Schuster,
Boorse.	Greer,	McNair,	Serrill.
Boory,	Guthrie,	McNally,	Shaffer,
Bower.	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice.	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider.
Brown.	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm.	Moore, C. E.,	Sorg.
Burns.	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen.	Hewitt.	Munley,	Stuart,
Coleman.	Hoffman,	Murray, M. L.,	Swope,
Cook.	Hoopes.	Murray, P. G.,	Tahl,
Cooper.	Howells,	Myhan,	Tate.
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien.	Trent.
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,

Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1209, as follows:

An Act relating to and regulating the business of the use and disposition of the bodies of dead animals providing for the licensing of such business and the cancellation of such licenses authorizing the Department of Agriculture to promulgate rules and regulations therefor and imposing certain duties upon said department and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The word "animal" as used in this act shall mean any equine animal or bovine animal sheep goat or pig and shall be taken to include the singular or plural as may be necessary in any given case

The word "department" shall mean the department of Agriculture of this Commonwealth

Section 2 This act shall not apply to the disposal of carcasses of animals slaughtered for human food nor the premises or the rendering operations on the premises of an establishment operating under official State inspection or under United States Government inspection

Section 3 Any person firm or corporation who shall receive from any other person firm or corporation by purchase or otherwise the body of any dead animal for the purpose of obtaining the hide skin or grease from such animal shall be deemed to be engaged in the business of disposing of the bodies of dead animals and must be the operator or employe of a licensed disposal plant aporoved by this department

Section 4 It shall be the duty of every person firm or corporation operating an approved rendering or disposal plant in this Commonwealth to apply to the department for a license to do so before the first day of June one thousand nine hundred forty-five and annually thereafter before the first day of June of each succeeding year and pay to the department at the time said application for a license or for a renewal thereof is filed a fee of ten dollars ($10.00) for each establishment operated

Section 5 Application for such license shall be made to the department on a form provided by it which application shall set forth the name and address of the applicant his place or proposed place of business and the particular method he intends to employ in disposing of such dead bodies and such other information as the department may require

Section 6 On receipt of such application the department through its duly authorized agent shall inspect the building in which the applicant proposes to conduct such business If the agent finds that said building complies with the requirements of this act and with any rules and regulations made by the department and that the applicant is a responsible person he shall certify in writing to such specific findings and forward same to the department

Section 7 Upon approval of application for license and payment of license fee and upon approval of the said building equipment and sanitary conditions the department shall issue to each applicant a license which shall expire May thirty-first of each year and shall authorize the operation of such plant for the year or portion thereof for which a license is issued

Section 8 Such license shall be posted in a conspicuous place in or at the place of business of such license and exposed for inspection by any person or persons who may be properly authorized to make such examinations

Section 9 If an agent of the department finds that said building does not comply with the requirements of this act or with any rules and regulations of the department he shall notify the applicant wherein the same fails to so comply If within a reasonable time thereafter to be fixed by the department the specified defects are remedied the department shall make a second inspection and proceed therewith as in the case of the original inspection

Section 10 Each place used in carrying on such business shall to the satisfaction of the department be provided with floors constructed of concrete or some other non-absorbent material with adequate drainage and so constructed that it can be maintained in a cleanly condition for the prevention of the spread of disease

Section 11 All rendering plants shall have a safe water supply for drinking purposes and also an adequate supply for general washing cleansing and condensing purposes

Section 12 Toilet Facilities All toilet facilities and dressing compartments shall be in a separate room Toilets provided in rendering plants shall be conveniently located and fitted with proper lavatory accommodations lighted and ventilated

Section 13 Storage Cracklings tankage meat scraps or any finished product of a reduction or rendering plant shall not be stored where they come in contact with any raw material or dead animals utilized in connection with a rendering plant

Section 14 The department shall inspect each disposal or rendering plant as often as it deems necessary and shall see that the business is conducted in conformity to this act and any rules and regulations made by the department pertaining to this act

Section 15 It is unlawful to hinder impede or prevent any duly authorized agent or employe of the department from entering any disposal or rendering plant or any part of any building used in conjunction therewith in the disposal of dead animals

Section 16 (a) If upon examination it is found that any rendering plant or any part thereof or any equipment or the outside premises of any such plant is being conducted or used in an insanitary condition the agent of the department making such examination shall notify the owner lessee or manager in writing and at the same time report the unlawful condition to the department

(b) Upon receipt of such report the edpartment shall notify the proper owner lessee or manager of the result of the examination and direct that the unlawful condition be remedied within the time specified in the notice Provided That the time specified shall not be less than twenty-four hours unless the unlawful condition mentioned in said notice is of such character and nature as in the opinion of the department or its agent can be removed immediately

(c) If upon the expiration of the time specified in the

notice the condition so reported to exist shall not have been remedied the department may order the license suspended or revoked and the plant closed it is unlawful to operate a rendering plant or any part thereof which has been closed and the license suspended or revoked by the department until the unlawful condition reported to exist has been remedied to the satisfaction of the department The closing of a rendering plant or any part thereof or the suspension or revocation of the license shall not preclude prosecution for violation of this act

Section 17 The following requirements shall be observed in the disposal of the bodies of dead animals

(a) The carcasses of animals that have died of Anthrax or Black Leg shall not be skinned or opened excepting when considered necessary by an approved licensed veterinarian in order to make a definite diagnosis and shall be completely burned or buried six feet deep and covered with quick lime The stalls stables or sheds occupied by animals that have died of Anthrax or Black Leg shall be completely cleaned and disinfected All litter and manure should be burned and the floor and utensils disinfected by saturation with a five per cent lye solution (sodium hydroxide)

(b) If it is necessary to move a carcass of an animal that has died of Anthrax or Black Leg the natural openings shall be plugged with cotton or other suitable material The carcass shall be rolled on to a stone boat or skid and hauled to the nearest spot suitable for burning or burial The stone boat or skid shall be burned or thoroughly disinfected

(c) No person caring for or owning any animal that has died shall allow the carcass to lie about his premises Such carcass shall be disposed of within twenty-four hours after death by burying burning or by disposition within said time to a person engaged in the business of disposing of the bodies of dead animals as provided by this act

(d) All carcasses shall be completely processed or rendered within forty-eight hours after being delivered to any rendering plant

(e) Cooking vats or tanks shall be air tight except proper escapes for live steam

(f)) Steam shall be disposed of so as not to cause unnecessary annoyance or create a nuisance

(g) The skinning and dismembering of bodies shall be done within the rendering plant

(h) No uncooked carcasses or parts of carcasses including offal of any description shall be used for animal feeding of any type whatsoever

(i) When bodies are disposed by cremation such portions as are not entirely consumed shall be disposed of by burying as hereinafter provided

(j) No dead animals offal or parts of dead animals may be transported into Pennsylvania unless they are consigned and delivered to an approved licensed rendering plant and processed in acccordance with the provisions of this act

Section 18 Any person holding a license under the provisions of this act may haul and transport the carcasses of animals that have died from disease except those prohibited by the department in a covered vehicle bed or tank which is watertight and is so constructed that no drippings or seepings from such carcasses can escape from such vehicle bed or tank Such vehicle shall not be driven into the yard or upon the premises of any person unless the driver first obtains the permission of such person to do so

Section 19 The driver or owner of a vehicle used in conveying dead animals which said driver or owner has reason to believe died of disease shall immediately after unloading said animals cause the vehicle bed tank the wheels thereof all canvassing and covers to be washed and disinfected with a solution of not less than three per cent (3%) of a standard compound solution of cresol and hot water or with some other equally effective disinfectant

Section 20 In case of disposal by burial the carcass and all its parts shall be buried in such place that shall not be subjected to overflow from ponds or streams and which shall be distant not less than one hundred (100) feet from any water course well or spring public highway house or stable In burying such carcass it shall be covered with quick lime to a depth of not less than three inches and the top of such carcass shall not be within two (2) feet of the surface of the ground when such grave is filled and smoothed to the level of the surrounding surface Such grave shall be protected so that the carcass may not be accessible to dogs or other animals

Section 21 To protect the public health and to prevent the spread of disease among domestic animals the department may adopt and promulgate such rules and regulations as it may deem necessary in carrying out the provisions of this act

Section 22 Any person who shall violate any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first or second offense upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than fifty dollars nor more than one hundred dollars and cost of prosecution and in default of payment of such fine and costs shall be sentenced to undergo imprisonment in the county jail for not more than thirty (30) days and for a third or subsequent offense shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than five hundred dollars ($500) nor more than one thousand dollars ($1000) or to undergo imprisonment not exceeding one year or both in the discretion of the court

All fines imposed and recovered for the violation of any of the provisions of this act shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund

Section 23 Nothing in this act shall interfere with or limit any law relating to domestic animals to prevent the spread of disease nor does this act repeal or affect any act or parts of acts or any quarantine regulation made in accordance with the provisions of existing acts

Section 24 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Boorse,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,

Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 806, Printer's No. 493,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 670, as follows:

An Act to amend section one of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" prescribing how husband may join in a wife's mortgage or conveyance

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" is hereby amended to read as follows

Section 1 Be it enacted &c That hereafter a married woman shall have the same right and power as an unmarried person to acquire own possess control use lease sell or otherwise dispose of any property of any kind real personal or mixed and either in possession or expectancy and may exercise the said right and power in the same manner and to the same extent as an unmarried person but she may not mortgage or convey [her] any interest in real [property] estate unless her husband join in such mortgage or conveyance Provided however That the joinder of the husband in such mortgage or conveyance may be

(1) By the husband personally

(2) By the wife acting as attorney-in-fact for her said husband under a power of attorney duly executed by her said husband or

(3) By a third person as attorney-in-fact for her said husband under a power of attorney duly executed by her said husband

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Rose,
Barton,	Gibson,	McClester,	Root,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 755, as follows:

An Act to add section eight hundred eighteen to the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act

concerning boroughs and revising amending and consolidating the law relating to boroughs" further providing for the election of coun ilmen when the terms of all encumbrants expire in the same year

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article eight of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended by adding thereto after section eight hundred seventeen a new section to read as follows

Section 818 When the Terms of all Councilmen Expire in Same Year In any case where inadvertently it happens that the terms of office of all the councilmen in any borough shall expire in the same year the successors of all such councilmen shall be elected in the following manner

At the municipal election immediately preceding the expiration of the terms of such offices there shall be elected in such borough a sufficient number of councilmen to equal one-half or as near thereto as possible of the entire number of which the council is legally composed to serve for a term of four years and the remaining number of which the council is legally composed shall be elected at such municipal election to serve for a term of two years from the first Monday of January next succeeding The borough council shall determine in which wards the councilmen shall be elected for the four year term and in which wards the councilmen shall be elected for the said two year term but at least one shall be elected in each ward for the four year term and at least one for the two year term Biennially thereafter at each municipal election the electors of the respective wards shall elect a sufficient number of councilmen to serve for a term of four years to fill the places of those elected in such ward whose terms shall expire on the first Monday of January next following such election

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Rose,
Barton,	Gibson,	McClester,	Root
Baumunk,	Goodling,	McCormack,	Rover,
Bentzel,	Gore,	McDowell,	Rudisill,
Boles,	Grant,	McKinney,	Salus
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1088, as follows:

An Act to amend section six hundred two point one of article six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further regulating the sale of land or any interest therein

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six hundred two point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as added by the act approved the eleventh day of May one thousand nine hundred thirty-nine (P. L. 117) is hereby amended to read as follows

Section 602.1 The board of school directors of any district is hereby vested with the necessary power and authority to sell unused and unnecessary lands and buildings by any of the following methods and subject to the following provisions

(a) By public auction conducted by a licensed auctioneer either on the premises to be sold or at places selected by the school boards after due notice by publication in one or more newspapers of general circulation published within the county or the school district and in the legal newspaper in said county if any once a week for three successive weeks before the date fixed for said sales and by hand bills one or more of which must be posted on the property proposed to be sold and at least five of which must be posted at conspicuous places within the vicinity of said real estate terms and conditions of said

sale to be fixed by the board in the motion or resolution authorizing said sales

(b) Upon sealed bids requested by the school board notice of the request for sealed bids to be given as in (a) terms and conditions of said sale to be fixed by the board in the motion or resolution authorizing the request for sealed bids

(c) At private sale subject to the approval of the court of common pleas of the county in which the school district is located said authority to be secured from said court upon petition of the board of school directors which petition shall be executed by the proper officers of the board and which petition shall contain a full and complete description of the land proposed to be sold a brief description and character of the building or buildings erected thereon if any the name of the prospective purchaser the amount offered for said property and it shall have attached thereto an affidavit of at least two persons who are familiar with the values of real estate in the locality in which the land and buildings proposed to be sold are located to the effect that they have examined said property that the price offered therefor is a fair and reasonable one and in their opinion a better price than could be obtained at public sale and that they are not interested either directly or indirectly in the purchase or sale thereof that before the court may act upon said petition it shall fix a time for the hearing of said petition and direct that public notice thereof be given as provided in clause (a) Also a return of sale be made to said court after the sale has been consummated and the deed executed and delivered

(d) In the case of land or any interest therein acquired by a school district at any sale on a tax or municipal claim or on a bid submitted at any judicial sale where the school district has an interest arising out of unpaid taxes against the premises being sold or by voluntary conveyance in payment of taxes the land so acquired may be sold at public or private sale pursuant to a resolution of the board of school directors or the board of public education of such school district without advertisement and without further proceedings or confirmation by the court

[(d)] (e) The board of school directors may at their discretion when selling [property as authorized in (a) (b) and (c)] real estate sell and convey [said properties] such real estate to the purchasers for the accepted consideration payable partly in cash and partly in the form of a purchase money mortgage (and bond) to be paid in not more than five years from the date thereof and bearing interest at the rate of not less than five per centum said mortgage and bond to contain the customary provisions having to do with fire insurance and the payment of taxes water rents and assessments by the mortgagor and obligor

[(e)] (f) The board of school directors when selling property at private sale [as authorized in (c)] may engage the services of licensed real estate brokers to secure prospective purchasers and pay them the customary real estate agents' commission charged within the various school districts but only in the event the sales be actually consummated by said brokers

[(f)] (g) The moneys derived from [said] sales of real estate enumerated in paragraph (d) above shall be paid into the general fund along with moneys derived from taxes and may be used for current expenses of the school district The moneys derived from sales of other real estate shall be [paid into the general fund of the said school districts debt service payments should the school districts have bonded indebtedness or for the purpose of capital outlay] used for debt service or for capital expenditures

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I would like to ask the sponsor of this bill to explain the bill.

Mr. HAUDENSHIELD. Mr. Speaker, I wish to yield to the gentleman from Allegheny, Mr. Fleming, who will explain this bill.

The SPEAKER. The gentleman must yield to someone who is in the House.

Mr. HAUDENSHIELD. Mr. Speaker, I ask that this bill lay over until tomorrow.

Mr. MORAN. Mr. Speaker, I wonder if we couldn't ask Mr. Cohen to explain this bill. Nobody else seems to know anything about it.

Mr. BROWN. Mr. Speaker, it was very fortunate that when this bill came up we have in the House here the Superintendent of Schools of the City of Pittsburgh and the President of the Board of Education. We do not like to see our bills kicked around like this. It is a very simple bill. I just know Mr. Haudenshield did not get a chance to explain his own bill.

It simply gives the Board of Education the right to sell property taken in on tax sales without public sale or without confirmation by the court. I would like to explain it further if anyone would like to have further explanation.

I would like on behalf of the School Board of the City of Pittsburgh to ask for patience, and that the sponsor of this bill, Mr. Haudenshield, be given an opportunity to catch his breath. We took him unaware as he came into the House.

Mr. ANDREWS. Mr. Speaker, since the gentleman from Allegheny, Mr. Brown, understands all about this bill I would like to ask him to explain why it should be necessary to write into the law provisions whereby any property belonging to the people can be sold at private sale without confirmation of the court or advertising. What unusual situation has arisen that calls for that kind of a bill?

Mr. BROWN. Mr. Speaker, I am not the sponsor of the bill, but I think I know the import behind the bill. It is the desire of the Board of Education of the City of Pittsburgh, of which I have the honor to be a member, to place back on the taxable list all the properties that are not actually being utilized for school purposes. This only applies to the property that is taken in on a tax sale. We feel that when the property is taken in on a tax sale we should be permitted to sell that property without going through the long procedure that is necessary in the case of property that we do not acquire by tax sales.

I admit for the sake of argument that this is a departure from the regular course in which we have to deal with real estate, but this only applies to tax properties. Some of the property is very poor, but even then we think we ought to be allowed to get that property back on the tax list; that is our primary purpose. After all—and I say this for myself and do not intend to commit the school board to this proposition, but we are holding properties now that are tax exempt because we are holding them, and we cannot sell them. If we could sell them for a fair consideration, which may not be the actual market value, but for a fair consideration, the properties would go back on the tax list and therefore

would save us money and save the citizens of the City of Pittsburgh money.

Mr. ANDREWS. Mr. Speaker, is the bill before the House or is the sponsor of the bill putting it on the postponed calendar? I want to obey his wishes in whatever he may do.

The SPEAKER. Does the gentleman from Allegheny, Mr. Haudenshield, wish to have the bill passed over or placed on the postponed calendar?

Mr. McNAIR. Mr. Speaker, could I be permitted to make a short statement from my desk instead of using that "mike?"

The SPEAKER. The gentleman will use his pleasure. The microphone is for the convenience of all the Members.

Mr. McNAIR. Mr. Speaker, I would like to make a short statement about our school board. They are a group of very estimable gentlemen. They are appointed by the court, so why today ask permission of the court to make a sale? If they do not do the right thing the court certainly has control over them.

Mr. ANDREWS. Mr. Speaker, I do not have the slightest personal interest in this bill. However, we are writing a precedent and a principle into our statutory law. If any body of public servants have the public's property to sell it is their duty to see that as many people as possible know that the property is for sale, and their protection if they are well intentioned, lies in the confirmation of the court.

Now, for members of school boards because they are so very eminent, so very respectable, because their lineage runs from the court rather than from the people—to say that they are entitled to privileges not granted to councils of cities, not granted to county commissioners, not granted to any other public body, I think runs contrary to sound practice, and that is the only interest I have in this bill. I do not believe we should write the principle it stands for into statutory law.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. FLEMING. Mr. Speaker, I move that this bill be placed on the postponed calendar.

On the question,

Will the House agree to the motion?

The SPEAKER declared the noes appeared to have it.

Whereupon, a division was called for, more than a majority of one hundred five having voted in the affirmative the motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 210, as follows:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by eliminating the requirements of a periodic enumeration of adults who are not citizens and of persons ten years of age or over who are unable to read write or speak English

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand four hundred and twenty-five of the Act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by section six of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-nine (P. L. 786) is hereby further amended to read as follows

Section 1425 The board of school directors in every school district in this Commonwealth shall between March first and September first of each year cause to be made by the attendance officers teachers or other persons employed for this purpose a careful correct and accurate enumeration on census cards provided by the district at the expense of the district or in a substantial book or books provided by the Superintendent of Public Instruction at the expense of the State for that purpose of all the children between the ages of six and eighteen years within their district giving the full name date of birth age sex nationality place of residence in such school district name and address of parent or persons in parental relation the name and location of the school where the child is enrolled or belongs and the name and address of the employer of any child under eighteen years of age who is engaged in any regular employment or service Such enumeration shall be made by careful inquiry at the residence of each family in the district and the person making the same upon completion thereof shall make a proper oath or affirmation as to its correctness Such enumeration shall also include the names and addresses of all persons firms or corporation employing or accepting service from children under eighteen years of age The board of school directors in any school district in the Commonwealth shall have authority to cause to be made an enumeration of all minors residing within the district and the Superintendent of Public Instruction may at his discretion require such enumeration

[Beginning in the year one thousand nine hundred and thirty-eight and thereafter in the year one thousand nine hundred forty-five and each tenth year following said board of school directors shall and at more frequent intervals may also cause to be recorded in the same or separate books or on the same or separate census cards in like manner to and in conjunction with said enumeration of children an enumeration of all persons ten years of age or over resident within their district who are unable to write the English language according to standards hereinafter provided giving the full name age sex race nationality place of residence in such school district whether able to write English whether able to read English and whether able to speak English and of all persons twenty-one or more years of age resident within their district who are not citizens of the United States of America giving their full name age sex nationality place of residence in school district whether declarants and whether petitioners for naturalization]

[The standards used in determining whether residents are unable to speak English able to read English and able to write English shall be formulated by the State Council of Education for the purpose of recording the facts of said enumeration

Such enumeration shall be made by careful inquiry at the residence of each family in the district and the persons making the same upon completion thereof shall make a proper oath or affirmation as to its correctness] If any person shall hinder or prevent or attempt to hinder or prevent any attendance officer or teacher or

other person from performing any duty provided for in this section he shall on conviction thereof before any alderman or justice of the peace of the county be sentenced to pay a fine not exceeding five dollars or to undergo an imprisonment not exceeding five days

Section 2 Section one thousand four hundred and twenty-six of said act as amended by section fourteen of the act approved the first day of July one thousand nine hundred and thirty-seven (P. L. 2560) is hereby further amended to read as follows

Section 1426 The secretary of each board of school directors or such other person as is directed by the board shall at or before the opening of the school term furnish to the principal or teacher of each school a correct list of the names and residences of all [aliens of all residents over ten years of age unable to read or write the English language and of] children assigned to such school who are subject to the provisions of this act The said secretary or other person shall also forward on or before the first day of October of each year to the county or district superintendent to be by him forwarded on or before the first day of November of each year to the Superintendent of Public Instruction a summary of such statistics regarding the children in each district as is required by the Superintendent of Public Instruction on blanks provided by him for that purpose

Section 3 Section one thousand four hundred and twenty-seven of said act as last amended by section fifteen of the act approved the first day of July one thousand nine hundred and thirty-seven (P. L. 2560) is hereby further amended to read as follows

Section 1427 The cost and expense of making a proper enumeration of the children [and of aliens and of persons unable to write English] of each school district as herein provided shall be paid per die mof by the name or in such other manner as the board of school directors may deem proper out of the funds of the district Provided That the attendance officer the superintendent of schools supervising principal or the secretary of the board of school directors shall have the power to add to this enumeration the names of any children [and of any aliens and of persons unable to write English] whose names do not appear thereon together with other information required by this act

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Gaffney,	Matthews,	Robertson,
Baker,	Gardner,	McAtee,	Root,
Barrett,	Getchey,	McClester,	Rose,
Barton,	Gibson,	McCormack,	Royer,
Baumunk,	Goodling,	McDowell,	Rudisill,
Bentzel,	Gore,	McKinney,	Salus,
Boies,	Grant,	McLanahan,	Scanlon,
Bonawitz,	Green,	McMillen,	Schuster,
Boney,	Greenwood,	McNair,	Serrill,
Boorse,	Greer,	McNally,	Shaffer,
Boory,	Guthrie,	Mihm,	Shoemaker,
Bower,	Gyger,	Mikula,	Skale,
Brancato,	Haberlen,	Miller,	Sloan,
Breisch,	Hall,	Milliken,	Smith,
Brice,	Hamilton,	Mills,	Snider,
Brothers,	Hare,	Modell,	Snyder,
Brown,	Haudenshield,	Mooney,	Sollenberger,
Brunner, C. H.,	Heatherington,	Moore, C. E.,	Sorg,
Brunner, P. A.,	Helm,	Moore, W. J.,	Stank,
Burns,	Hennihan,	Moran,	Stockham,
Cadwalader,	Hering,	Moser,	Stonier,
Chudoff,	Herman,	Munley,	Stuart,
Cohen,	Hewitt,	Murray, M. L.,	Swope,
Coleman,	Hoffman,	Murray, P. G.,	Tahl,
Cook,	Hoopes,	Myhan,	Tate,
Cooper,	Howells,	Nagel,	Tittle,
Corrigan,	Hunter,	Nelson,	Trachtman,
Costa,	Huntley,	O'Brien,	Trent,
Coulson,	James,	O'Connor,	Trout,
Coyle,	Jones,	O'Dare,	Turbett,
Cullen,	Kennedy,	O'Donnell,	Turner,
Dague,	Kirley,	O'Neill,	Varallo,
Dennison,	Kline,	Owens,	Verona,
Depuy,	Kolankiewicz,	Pentrack,	Wachhaus,
Dillon,	Komorofski,	Petrosky,	Wagner,
Dix,	Krise,	Pettigrew,	Waterhouse,
Dougherty,	Kurtz,	Pickens,	Watkins,
Dye,	Lane,	Polaski,	Weiss,
Elder,	Laughner,	Polen,	Welsh,
Elish,	Lee,	Powers,	Wescott,
Erb,	Leisey,	Propert,	White,
Ewing,	Leonard,	Readinger,	Wood, L. H.,
Finnerty,	Levy,	Reagan,	Wood, N.,
Flack,	Lichtenwalter,	Reese, D. P.,	Worley,
Fleming,	Longo,	Reese, R. E.,	Wright,
Foor,	Lopez,	Regan,	Yeakel,
Fox,	Lyons,	Reidenbach,	Yester,
Freed,	Madden,	Reilly,	Fiss,
Frost,	Madigan,	Reynolds,	Speaker.
Fullerton,	Mahany,	Riley,	

NAYS—1

Lovett,

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative,

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 224, as follows:

An Act to extend the lien of taxes and municipal claims and the period for the redemption of real property where the commencement of proceedings or actions for the collection of taxes or municipal claims or sales for the collection thereof are stayed by a court pursuant to the Soldiers' and Sailors' Civil Relief Act of 1940 or the period for the dedemption of real property expires before the end of six months after termination of the military service of a person having the right to redeem such real property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever pursuant to the provisions of the Soldiers' and Sailors' Civil Relief Act of 1940 enacted by the Congress of the United States and the amendments thereto a sale of any real property owned and occupied for dwelling professional business or agricultural purposes by a person in military service or his dependents at the commencement of his period of military service and still so occupied by his dependents or employes to enforce the collection of a delinquent tax or municipal claim or the commencement of any proceeding or action for such purposes is stayed by any court of record of this Commonwealth the lien of the tax or of a tax or municipal claim affected thereby shall not be lost In all such cases the time fixed by statute for any such sale or the commencement of any such proceeding or action and the lien of the tax or the tax or municipal claim is hereby extended for a period equal to the time during which the stay of the court was effective

Section 2 Whenever the real property owned and occupied for dwelling professional business or agricultural purposes by a person in the military service or his dependents at the commencement of his military service and still so occupied by his dependents or employes has

been sold to enforce the collection of any tax or municipal claim and such person in military service has the right to redeem the same and the period of redemption shall expire at any time before the expiration of six months after the termination of the military service of such person the period of redemption as to such real property shall be extended and such person in military service shall have the right to redeem such property at any time not later than six months after the termination of the military service of such person

Section 3 This act shall become effective immediately upon final enactment and shall remain in force so long as the United States is engaged in the present war and for six months after such war has been terminated by a treaty of peace proclaimed by the President of the United States

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hamilton,	Miller,	Sloan,
Brice,	Hall,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook	Hoopes	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley	Nelson,	Trachtman,
Coulson,	James	O Brien	Trent,
Coyle,	Jones	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Ewing,	Leisey,	Powers,	Wescott,
Erb,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative,

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 482, as follows:

An Act to add section two thousand two point two to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for cooperation of State Teachers" Colleges with other agencies in vocational rehabilitation education of veterans and defense workers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article twenty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding between sections two thousand two point one and two thousand three thereof a new section to read as follows

Section 2002.2 The trustees of any State Teachers' College with the approval of the State Council of Education may cooperate with municipal State Federal and other agencies in the vocational rehabilitation education of veterans and of workers employed in defense industries during the present emergency and for such purposes shall have power to do all things and enter into all agreements necessary to carry out the same

Section 2 This act shall become effective immediately upon final enactment and shall remain in effect during the present emergency and not later than seven years after the termination of the present war

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,

Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative,

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 544, as follows:

An Act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The drug known as penicillium (penicillin) and any of its derivatives preparations or compounds of the same shall not be sold at retail or dispensed to any person except upon the written prescription of a duly licensed physician dentist or veterinarian compounded or dispensed by a registered pharmacist or under the immediate personal supervision of a registered pharmacist and no pharmacist shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the pharmacist the date compounded and the consecutive number of the prescription under which it is recorded in his prescription files together with the name of the physician dentist or veterinarian prescribing it Provided That the provisions of this section of this act shall not apply to a duly licensed physician dentist or veterinarian Provided however That they keep a record of the amount of such drugs purchased and a dispensing record showing the date name of the quantity of the drugs dispensed and the name and address of the patient No physician dentist or veterinarian shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the dispenser the date dispensed the name and address of the patient and the directions for the use of the drug by the patient

Section 2 No manufacturer pharmacist jobber dealer in drugs or any other person shall sell or have in his possession any penicillium (penicillin) or its derivatives preparations or compounds of the same unless the container bears a label securely attached thereto stating conspicuously the specific name of the drug and the proportion of amount thereof Such label shall not be necessary when such a drug is dispensed by a pharmacist upon a prescription or dispensed by a physician dentist or veterinarian and the container is labeled in the manner described in section one hereof

Section 3 The provisions of this act shall be enforced by the Department of Health of the Commonwealth of Pennsylvania

Section 4 Any person who shall violate or fail to comply with any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not less than twenty-five dollars ($25.00) nor more than fifty dollars ($50.00) for the first offense not less than fifty dollars ($50.00) nor more than one hundred dollars ($100.00) for the second offense and not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) for the third and each subsequent offense If the violation is by a corporation copartnership or association the officers and directors of such corporation or the members of such copartnership or association, their agents and employes with guilty knowledge of the fact shall be deemed guilty of a violation of the provisions of this act to the same extent as though said violation were committed by them personally

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gardner,	Matthews,	Robertson,
Baker,	Getchey,	McAtee,	Root,
Barrett,	Gibson,	McClester,	Rose,
Barton,	Goodling,	McCormack,	Royer,
Baumunk,	Gore,	McDowell,	Rudisill,
Bentzel,	Grant,	McKinney,	Salus,
Boies,	Green,	McLanahan,	Scanlon,
Bonawitz,	Greenwood,	McMillen,	Schuster,
Boney,	Greer,	McNair,	Serrill,
Boorse,	Guthrie,	McNally,	Shaffer,
Boory,	Gyger,	Mihm,	Shoemaker,
Bower,	Haberlen,	Mikula,	Skale,
Brancato,	Hall,	Miller,	Sloan,
Breisch,	Hamilton,	Milliken,	Smith,
Brice,	Hare,	Mills,	Snider,
Brothers,	Haudenshield,	Modell,	Snyder,
Brown,	Heatherington,	Mooney,	Sollenberger,
Brunner, C. H.,	Helm,	Moore, C. E.,	Sorg,
Brunner, P. A.,	Hennihan,	Moore, W. J.,	Stank,
Burns,	Hering,	Moran,	Stockham,
Cadwalader,	Herman,	Moser,	Stonier,
Chudoff,	Hewitt,	Munley,	Stuart,
Cohen,	Hoffman,	Murray, M. L.,	Swope,
Coleman,	Hoopes,	Murray, P. G.,	Tahl,
Cook,	Howells,	Myhan,	Tate,
Cooper,	Hunter,	Nagel,	Tittle,
Corrigan,	Huntley,	Nelson,	Trachtman,
Costa,	James,	O'Brien,	Trent,
Coulson,	Jones,	O'Connor,	Trout,
Coyle,	Kennedy,	O'Dare,	Turbett,
Cullen,	Kirley,	O'Donnell,	Turner,
Dague,	Kline,	O'Neill,	Verona,
Dennison,	Kolankiewicz,	Owens,	Varallo,
Depuy,	Komorofski,	Pentrack,	Wachhaus,
Dillon,	Krise,	Petrosky,	Wagner,
Dix,	Kurtz,	Pettigrew,	Waterhouse,
Dougherty,	Lane,	Pickens,	Watkins,
Dye,	Laughner,	Polaski,	Weiss,

Elder,	Lee,	Polen,	Welsh,
Elish,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Erb,	Levy,	Readinger,	Wood, L. H.,
Finnerty,	Lichtenwalter,	Reagan,	Wood, N.,
Flack,	Longo,	Reese, D. P.,	Worley,
Fleming,	Lopez,	Reese, R. E.,	Wright,
Foor,	Lovett,	Regan,	Yeakel,
Fox,	Lyons,	Reidenbach,	Yester,
Freed,	Madden,	Reilly,	Fiss,
Frost,	Madigan,	Reynolds,	Speaker.
Fullerton,	Mahany,	Riley,	
Gaffney,			

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative,

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 279, as follows:

An Act defining and providing for the licensing and regulation of private trade schools and classes conferring powers and imposing duties on the State Board for Vocational Education and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following words and phrases of this act shall have the meanings ascribed to them

(1) "Private Trade School" or "school" shall mean a school maintained or classes conducted for the purpose of offering instruction for a consideration profit or tuition the purpose of which is to prepare an individual to pursue a recognized profitable occupation in the skilled trades or industries or to give occupational training other than training for the vocation of home making to women and girls or to give training in public and other service occupations or to give vocational technical training designed to prepare an individual for or to upgrade him in technical occupations and technical phases of other occupations for which graduation from a degree-granting institution of college grade is not required

(2) "Board" shall mean the State Board for Vocational Education

(3) "Annual" shall refer to the fiscal school year from the first day of July to the following thirtieth day of June inclusive

Section 2 The mandatory provisions of this act shall not include schools maintained or classes conducted by employers for their own employees where no fee or tuition is charged or schools owned and operated by bona fide religious or eleemosynary institutions or by the Commonwealth of Pennsylvania or any political sub-division thereof but such schools or classes may choose to apply for a license hereunder and upon approval and issuance thereof shall be subject to the provisions of this act

Section 3 The provisions of this act shall be administered by the State Board for Vocational Education which in connection therewith shall have the power to make and to enforce rules and regulations and to make and promulgate standards of instruction not inconsistent with the provisions of this act The Board shall appoint an Advisory Committee of five or more members selected from persons active in the private trade school field a representative of general industry and a representative of labor whose duties shall be to advise to make recommendations to the Board regarding rules codes and other regulations for the licensing of schools and to make and to promulgate standards of qualifications for schools so licensed

Section 4 Effective one hundred eighty (180) days after final enactment of this act no private trade school or classes shall continue in operation or shall be established within the Commonwealth unless there is first secured from the Board a license issued in such form as the Board shall direct

Section 5 Before any license is issued a verified application shall be made in writing to the Board on a form prepared and furnished by the Board Such application shall require a statement showing (1) The title or name of the school or classes together with ownership and controlling officers thereof (2) The specific field of instruction which will be offered and the specific purposes of such instruction (3) The place or places where such instruction will be given (4) A specific listing of the equipment available for instruction in each field (5) The maximum enrollment to be accommodated on equipment available in each specified field (6) The qualifications of instructors and supervisors in each specified field (7) Financial resources available to equip and to maintain the school or classes (8) An expression of willingness at the discretion of the Board at any time it may designate to provide a surety company bond to the Commonwealth of Pennsylvania conditioned for the protection of the contractual rights of students (9) Such additional information as the Board may deem necessary to enable it to determine the adequacy of the program of instruction and matters pertaining thereto

Section 6 Any license issued shall be restricted to the fields or courses specifically indicated in the application for a license The holder of a license shall present a supplementary application as may be directed by the Board for approval of additional fields or courses in which it is desired to offer instruction during the effective period of the license

Section 7 Each original application shall be accompanied by a license fee of fifty ($50.00) dollars and each application for the renewal of a license shall be accompanied by a license fee of twenty-five ($25.00) dollars No fee shall be charged for a supplementary application for the approval of additional fields of courses of instruction All license fees shall be paid into the General Fund in the State Treasury through the Department of Revenue No license fees shall be refunded in the event any license is refused or revoked or for any other reason

Section 8 The Board shall maintain a list of schools licensed under the provisions of this act which shall be available for the information of the public

Section 9 No private trade school or class shall be granted a license or shall be permitted to continue to operate under a granted license unless

(1) It shall permit the Board and its agents to inspect the school or classes and shall make available to the Board at any time when requested to do so full information pertaining to any or all items of information contained in the application form which currently is provided by the Board to applicants for license

(2) It shall prominently display the current approved license where it may be inspected by students visitors and designated officials of the Board

(3) The advertising and representations made by anyone representing the school or classes as a salesman or contractual agent to prospective students shall be free from misrepresentation or fraud and shall conform with the rules and regulations of the Board governing such advertising or representation

(4) The premises equipment and conditions of the school or classes shall be adequate safe and sanitary in accordance with standards of the Commonwealth of Pennsylvania applicable to such premises and equipment

Section 10 Any license issued under the provisions of this act may be revoked or suspended by the Board for cause Before any license is suspended or revoked the Board shall serve a notice thereof on the licensee together with a statement of the reason for its action and the licensee upon request herefor shall be entitled

to a hearing before the Board and shall be afforded a full opportunity to appear before the Board or an authorized member or agent of the Board to state his case and to produce such evidence as he shall deem necessary

Any person aggrieved by the action of the Board in refusing to issue or renew or in suspending or revoking any license may appeal from the action of the Board to the Court of Common Pleas of Dauphin County but such appeal shall not unless so ordered by the Court operate as a supersedeas to the order of the Board The Court shall fix a day for hearing the appeal of which due notice shall be given to the Board The appeal shall be heard de novo and after such hearing the Court shall affirm modify or reverse the action of the Board as it seems just and proper The action of the Court shall be final

Section 11 Any person who shall violate or fail to comply with any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty ($50.00) dollars nor more than five hundred ($500.00) dollars or to undergo imprisonment not more than one year or both If the violation shall be by a corporation partnership or association the officers and directors of such corporation or the members of such partnership or association its agents and employes with guilty knowledge of the fact shall also be guilty of a misdemeanor and upon conviction thereof shall be punished as hereinbefore provided

Section 12 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Herman,	Moran,	Stockham,
Chudoff,	Hering,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative,

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1116, as follows:

An Act to further amend subsection (c) of section two hundred two and to amend subsection (c) of section two hundred six of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" authorizing stock casualty insurance companies to be organized for the purpose of guaranteeing the authority of fiduciaries and others acting in a representative capacity in transfers or exchanges of certificates of stocks bonds securities animal registry certificates and other specialties or interests requiring a minimum capitalization for such companies and changing the capital stock requirements of stock casualty insurance companies in certain instances

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as last amended by the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 181) is hereby further amended by adding after clause twelve a new clause to read as follows

Section 202 Purposes for Which Companies May be Incorporated

* * * * *

(c) Stock casualty insurance companies may be incorporated for any or all of the following purposes

* * * * *

(14) To carry on the business of guaranteeing the authority of fiduciaries and others acting in a representative capacity to transfer or exchange certificates of stocks

bonds animal registry certificates and other specialties securities or interests and the authority of fiduciaries and others acting in a representative capacity to accept and receipt for monies and all other articles of value on behalf of the estate or the principal represented and the insuring or indemnifying any person firm or corporation to whom such guarantee is made against loss occasioned by the unauthorized transfer exchange or assignment or other breach of said guarantee and to make execute and perfect such and so many contracts agreements policies and other instruments as may be required therefor

Section 2 Subsection (c) of section two hundred six of said act is hereby amended to read as follows

Section 206 Minimum Capital and Financial Requirements To Do Business

* * * * *

(c) Stock casualty companies organized under this act for any of the purposes of insurance mentioned in subdivision (c) of section two hundred and two (202) of this act must have a capital of not less than one hundred thousand dollars ($100,000) except companies organized for the purpose of credit insurance which must have a paid up capital of not less than two hundred thousand dollars ($200,000) [and] companies organized to guarantee the fidelity of persons and contracts of suretyship which must have a capital of at least two hundred and fifty thousand dollars ($250,000) and except companies organized for transfer guarantee insurance as set forth in clause fourteen (14) of subdivision (c) of section two hundred and two (202) of this act which must have a capital of not less than two hundred and fifty thousand dollars ($250,000) Stock casualty companies organized under this act may undertake two or more classes of insurance mentioned in subdivision (c) of section two hundred and two (202) of this act by providing at least fifty thousand dollars ($50,000) additional capital for each additional class of insurance except in case credit or fidelity and surety or transfer guarantee insurance as set forth in clause fourteen (14) is added to any other line or lines in which case the additional capital for credit insurance shall be one hundred thousand dollars ($100,000) and the additional capital for fidelity and surety insurance shall be two hundred thousand dollars ($200,000) and the additional capital for transfer guarantee insurance provided for in clause fourteen (14) shall be two hundred thousand dollars ($200,000) Any such stock casualty company with a paid up capital of three hundred thousand dollars ($300,000) may transact all of the classes of insurance mentioned in subdivision (c) of section two hundred and two (202) of this act except credit livestock [and] fidelity and surety and transfer guarantee insurance and a company with a paid up capital or seven hundred and fifty thousand dollars ($750,000) may transact all of the classes of insurance mentioned in subdivision (c) except transfer guarantee insurance Any company with a paid up capital of one million dollars ($1,000,000) may transact all of the classes of insurance mentioned in subdivision (c) Every such company shall in addition thereto have a surplus paid in at least equal to fifty per centum (50%) of the subscribed capital

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I have been unable to find anybody over on this side of the House who would tell me just what this bill does or what is being done now and what the justification for the bill is. I would like to vote for the measure, but I want to salve my conscience by having somebody explain to me what it is I am voting about.

Mr. HAUDENSHIELD. Mr. Speaker, I would think that section 14 of this bill would explain itself. This bill is a method of carrying on the business of guaranteeing the authority of fiduciaries and others acting in a representative capacity to transfer or exchange certificates of stocks, bonds and other securities by insurance fidelity companies, to protect fiduciaries and those who have the handling of the property. I think section 14 amply explains itself.

Mr. ANDREWS. Mr. Speaker, are there no such provisions now in the law?

Mr. HAUDENSHIELD. There are not, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boles,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,
Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood L. H.,
Flack	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 509, as follows:

An Act to further amend section five hundred forty-two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making husbands or wives liable for payment of per capita taxes levied against their wives or husbands and authorizing collection thereof from such husbands and wives

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred forty-two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by section four of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 508) is hereby further amended to read as follows

Section 542 Each resident or inhabitant over twenty-one years of age in every school district of the second third and fourth classes in this Commonwealth which shall levy such tax shall annually pay for the use of the school district in which he or she is a resident or inhabitant a per capita tax of not less than one dollar nor more than five dollars as may be assessed by the local school district Every husband against whose wife a per capita tax is levied or every wife against whose husband a per capita tax is levied shall be liable for the payment of such tax Collection thereof from such husband or wife as the case may be may be made and enforced in the manner provided by law for the collection and enforcement of payment of other taxes owing by such husband or wife including the collection thereof from the husband's or wife's employer

Section 2 The provisions of this act shall be applicable to per capita taxes levied for the year one thousand nine hundred forty-six and for each year thereafter

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I merely want to call the attention of the Members on this side of the House that they are under no obligation, caucus or otherwise to follow my vote on this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—118

Andrews,	Gardner,	Lovett,	Robertson,
Barton,	Getchey,	Madden,	Royer,
Baumunk,	Gibson,	Madigan,	Serrill,
Bonawitz,	Goodling,	Mahany,	Shoemaker,
Boorse,	Greenwood,	McAtee,	Sloan,
Bower,	Greer,	McClester,	Smith,
Breisch,	Guthrie,	McDowell,	Snyder,
Brice,	Gyger,	McKinney,	Sollenberger,
Brunner, C. H.,	Haberlen,	McLanahan,	Sorg,
Brunner, P. A.,	Hall,	McMillen,	Stockham,
Burns,	Hare,	Mihm,	Stuart,
Cook,	Haudenshield,	Miller,	Swope,
Costa,	Helm,	Milliken,	Tahl,
Coulson,	Hewitt,	Modell,	Tittle,
Dague,	Hoffman,	Moore, C. E.,	Trout,
Dix,	Hoopes,	Moser,	Turner,
Dye,	Howells,	Murray, P. G.,	Wachhaus,
Elder,	Huntley,	Myhan,	Waterhouse,
Elish,	James,	Nelson,	Watkins,
Erb,	Kennedy,	O'Dare,	Weiss,
Ewing,	Kline,	Owens,	Wescott,
Flack	Krise,	Polen,	Wood, L. H.,
Fleming,	Kurtz,	Powers,	Worley,
Foor,	Laughner,	Propert,	Wright,
Fox,	Leisey,	Reese, D. P.,	Yeakel,
Freed,	Leonard,	Reynolds,	Fiss,
Frost,	Lichtenwalter,	Riley,	Speaker.
Fullerton,			

NAYS—64

Baker,	Gore,	Matthews,	Reese, R. E.,
Barrett,	Green,	McNair,	Regan,
Bentzel,	Heatherington,	McNally,	Reidenbach,
Boles,	Hennihan,	Mikula,	Rudisill,
Boney,	Hering,	Mills,	Scanlon,
Boory,	Hunter,	Mooney,	Schuster,
Brancato,	Jones,	Moore, W. J.,	Shaffer,
Brothers,	Kirley,	Moran,	Skale,
Coleman,	Kolankiewicz,	Murray, M. L.,	Snider,
Cooper,	Komorofski,	Nagel,	Stonier,
Corrigan,	Lane,	O'Brien,	Trent,
Cullen,	Lee,	O'Connor,	Turbett,
Depuy,	Levy,	O'Donnell,	Varallo,
Dougherty,	Longo,	Pettigrew,	Wagner,
Finnerty,	Lopez,	Polaski,	White,
Gaffney,	Lyons,	Reagan,	Yester,

NOT VOTING—31

Bentley,	Dillon,	O'Neill,	Salus,
Brown,	Grant,	Pentrack,	Stank,
Cadwalader,	Hamilton,	Petrosky,	Tate,
Chudoff,	Herman,	Pickens,	Trachtman,
Cohen,	Hoggard,	Readinger,	Verona,
Coyle,	Loftus,	Reilly,	Welsh,
Dalrymple,	McCormack,	Root,	Wood, N.,
Dennison,	Munley,	Rose,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

TIME EXTENDED ON BILL

Mr. BOORSE. Mr. Speaker, I move that the time on House Bill No. 969, Printer's No. 417, entitled:

An Act to repeal sections one thousand one hundred ninety to one thousand one hundred ninety-six of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," relating to opening, making, amending and repairing highways and bridges by contracts with taxpayers.

on page 24 of today's calendar, bills on third reading postponed, be extended five days.

The motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. LICHTENWALTER.

The House resumed the consideration on final passage of Senate Bill No. 53, as follows:

An Act concerning the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen and to make uniform the law with reference thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definition of Terms "Principal" as used in this act means any realty or personalty which has been so set aside or limited by the owner thereof or a person thereto legally empowered that it and any substitutions for it are eventually to be conveyed delivered or paid to a person while the return therefrom or use thereof or any part of such return or use is in the meantime to be taken or received by or held for accumulation for the same or another person

"Income" as used in this act means the return derived from principal

"Tenant" as used in this act means the person to whom income is presently or currently payable or for whom it is accumulated or who is entitled to the beneficial use of the principal presently and for a time prior to its distribution

"Remainderman" as used in this act or by the testator or creator of the trust means the person ultimately entitled to the principal whether named or designated by the terms of the transaction by which the principal was established or determined by operation of law

"Trustee" as used in this act includes the original trustee of any trust to which the principal may be subject and also any succeeding or added trustee

Section 2 Application of the Act Powers of Settlor This act shall govern the ascertainment of income and principal and the apportionment of receipts and expenses between tenants and remaindermen in all cases where a principal has been established with or unless otherwise stated hereinafter without the interposition of a trust except that in the establishment of the principal provision may be made touching all matters covered by this act or by the testator or creator of the trust and the person establishing the principal may himself direct the manner of ascertainment of income and principal and the apportionment of receipts and expenses or grant discretion to the trustee or other person to do so and such provision and direction where not otherwise contrary to law shall control notwithstanding this act

Section 3 Income and Principal Disposition (1) All receipts of money or other property paid or delivered as rent of realty or hire of personalty or dividends on corporate shares payable other than in shares of the corporation itself or interest on money loaned or interest on or the rental or use value of property wrongfully withheld or tortiously damaged or otherwise in return for the use of principal shall be deemed incomes unless otherwise expressly provided in this act unless the testator or creator of the trust directs otherwise

(2) All receipts of money or other property paid or delivered as the consideration for the sale or other transfer not a leasing or letting of property forming a part of the principal or as a repayment of loans or in liquidation of the assets of a corporation or as the proceeds of property taken on eminent domain proceedings where separate awards to tenant and remainderman are not made or as proceeds of insurance upon property forming a part of the principal except where such insurance has been issued for the benefit of either tenant or remainderman alone or otherwise as a refund or replacement or a change in form of principal shall be deemed principal unless otherwise expressly provided in this act Any profit or loss resulting upon any change in form of principal shall enure to or fall upon principal unless the testator or creator of the trust directs otherwise

(3) All income after payment of expenses properly chargeable to it shall be paid and delivered to the tenant or retained by him if already in his possession or held for accumulation where legally so directed by the terms of the instrument or transaction by which the principal was established while the principal shall be held for ultimate distribution as determined by the terms of the instrument or transaction by which it was established or by law

Section 4 Apportionment of Income Whenever a tenant shall have the right to income from periodic payments which shall include rent interest on loans annuities and ordinary dividends on corporate shares and such right shall cease and determine by death or in any other manner at a time other than the date when such periodic payments should be paid he or his personal representative shall be entitled to that portion of any such income next payable which amounts to the same percentage thereof as the time elapsed from the last due date of such periodic payments to and including the day of the determination of his right is of the total period during which such income would normally accrue The remaining income shall be paid to the person next entitled to income by the terms of the transaction by which the principal was established But no action shall be brought by the trustees or tenant to recover such apportioned income or any portion thereof until after the day on which it would have become due to the tenant but for the determination of the right of the tenant entitled thereto The provisions of this section shall apply whether an ultimate remainderman is specifically named or not Likewise when the right of the first tenant accrues at a time other than the payment dates of such periodic payments he shall only receive that portion of such income which amounts to the same percentage thereof as the time during which he has been so entitled is of the total period during which such income would normally accrue the balance shall be a part of the principal

Section 5 Corporate Dividends and Share Rights (1) All dividends on shares of a corporation forming a part of the principal which are payable in the shares of the corporation shall be deemed principal Subject to the provisions of this section all dividends payable otherwise than in the shares of the corporation itself including ordinary and extraordinary dividends and dividends payable in shares or other securities or obligations of corporations other than the declaring corporation shall be deemed income Where the trustee shall have the option of receiving a dividend either in cash or in the shares of the declaring corporation it shall be considered as a cash dividend and deemed income irrespective of the choice made by the trustee

(2) All rights to subscribe to the shares or other securities or obligations of a corporation accruing on account of the ownership of shares or other securities in such corporation and the proceeds of any sale of such rights shall be deemed principal All rights to subscribe to the shares or other securities or obligations of a corporation accruing on account of the ownership of shares or other securities in another corporation and the proceeds of any sale of such rights shall be deemed income

(3) Where the assets of a corporation are liquidated amounts paid upon corporate shares as cash dividends declared before such liquidation occurred or as arrears of preferred or guaranteed dividends shall be deemed income all other amounts paid upon corporate shares on disbursement of the corporate assets to the stockholders shall be deemed principal All disbursements of corporate assets to the stockholders whenever made which are designated by the corporation as a return of capital or division of corporate property shall be deemed principal

(4) Where a corporation succeeds another by merger consolidation or reorganization or otherwise acquires its assets and the corporate shares of the succeeding corporation are issued to the shareholders of the original corporation in like proportion to or in substitution for their shares of the original corporation the two corporations shall be considered a single corporation in applying the provisions of this section But two corporations

shall not be considered a single corporation under this section merely because one owns corporate shares of or otherwise controls or directs the other

(5) In applying this section the date when a dividend accrues to the person who is entitled to it shall be held to be the date specified by the corporation as the one on which the stockholders entitled thereto are determined or in default thereof the date of declaration of the dividend.

Section 6 Premium and Discount Bonds Where any part of the principal consists of bonds or other obligations for the payment of money they shall be deemed principal at their inventory value or in default thereof at their market value at the time the principal was established or at their cost where purchased later regardless of their par or maturity value and upon their respective maturities or upon their sale any loss or gain realized thereon shall fall upon or enure to the principal

Section 7 Principal Used in Business (1) Whenever a trustee or a tenant is authorized by the terms of the transaction by which the principal was established or by law to use any part of the principal in the continuance of a business which the original owner of the property comprising the principal had been carrying on the net profits of such business attributable to such principal shall be deemed income

(2) Where such business consists of buying and selling property the net profits for any period shall be ascertained by deducting from the gross returns during and the inventory value of the property at the end of such period the expenses during and the inventory value of the property at the beginning of such period

(3) Where such business does not consist of buying and selling property the net income shall be computed in accordance with the customary practice of such business but not in such way as to decrease the principal

(4) Any increase in the value of the principal used in such business shall be deemed principal and all losses in any one calendar year after the income from such business for that year has been exhausted shall fall upon principal

Section 8 Principal Comprising Animals Where any part of the principal consists of animals employed in business the provisions of section seven shall apply and in other cases where the animals are held as a part of the principal partly or wholly because of the offspring or increase which they are expected to produce all offspring or increase shall be deemed principal to the extent necessary to maintain the original number of such animals and the remainder shall be deemed income and in all other cases such offspring or increase shall be deemed income

Section 9 Disposition of Natural Resources Where any part of the principal consists of property in lands from which may be taken timber minerals oils gas or other natural resources and the trustee or tenant is authorized by law or by terms of the transaction by which the principal was established to sell lease or otherwise develop such natural resources and no provision is made for the disposition of the net proceeds thereof after the payment of expensese and carrying charges on such property such proceeds if received as rent on a lease shall be deemed income but if received as consideration whether as royalties or otherwise for the permanent severance of such natural resources from the lands shall be deemed principal to be invested to produce income Nothing in this section shall be construed to abrogate or extend any right which may otherwise have accrued by law to a tenant to develop or work such natural resources for his own benefit

Section 10 Principal Subject to Depletion Where any part of the principal consists of property subject to depletion such as leaseholds patents copyrights and royalty rights and the trustee or tenant in possession is not under a duty to change the form of the investment of the principal the full amounts of rents royalties or return from the property shall be income to the tenant but where the trustees or tenant is under a duty arising either by law or by the terms of the transaction by which the principal was established to change the form of the investment either at once or as soon as it may be done without loss then the return from such property not in excess of five per centum per annum of its fair inventory value or in default thereof its market value at the time the principal was established or at its cost where purchased later shall be deemed income and the remainder principal

Section 11 Unproductive Estate (1) Where any part of a principal in the possession of a trustee consists of realty or personalty which for more than a year and until disposed of as hereinafter stated has not produced an average net income of at least one per centum per annum of its fair inventory value or in default thereof its market value at the time the principal was established or of its cost where purchased later and the trustee is under a duty to change the form of the investment as soon as it may be done without sacrifice of value and such change is delayed but is made before the principal is finally distributed then the tenant or in case of his death his personal representative shall be entitled to share in the net proceeds received from the property as delayed income to the extent hereinafter stated

(2) Such income shall be the difference between the net proceeds received from the property and the amount which had it been placed at simple interest at the rate of five per centum per annum for the period during which the change was delayed would have produced the net proceeds at the time of change The net proceeds shall consist of the gross proceeds received from the property less any expenses incurred in disposing of it and less all carrying charges which have been paid out of principal during the period while it has been unproductive

(3) The change shall be taken to have been delayed from the time when the duty to make it first arose which shall be presumed in the absence of evidence to the contrary to be one year after the trustee first received the property if then unproductive otherwise one year after it became unproductive

(4) If the tenant has received any income from the property or has had any beneficial use thereof during the period while the change has been delayed his share of the delayed income shall be reduced by the amount of such income received or the value of the use had

(5) In the case of successive tenants the delayed income shall be divided among them or their representatives according to the length of the period for which each was entitled to income

Section 12 Expenses Trust Estates (1) All ordinary expenses incurred in connection with the trust estate or with its administration and management including regularly recurring taxes assessed against any portion of the principal water rates premiums on insurance taken upon the estates of both tenant and remainderman interest on mortgages on the principal ordinary repairs trustees' compensation except commissions computed on principal compensation of assistants and court costs and attorneys' and other fees on regular accounting shall be paid out of income or paid out of principal or apportioned between income and principal as the court or the testator or creator of the trust may direct But such expenses where incurred in disposing of or as carrying charges on unproductive estate as defined in section eleven shall be paid out of principal subject to the provisions of subsection (2) of section eleven

(2) All other expenses including trustees' commissions computed upon principal cost of investing or reinvesting principal attorneys' fees and other costs incurred in maintaining or defending any action to protect the trust or the property or assure the title thereof unless due to the fault or cause of the tenant and costs of or assessments for improvements to property forming part of the principal shall be paid out of principal Any tax levied by any authority federal state or foreign upon profit or gain defined as principal under the terms of subsection (2) of section three shall be paid out of principal not-

withstanding said tax may be denominated a tax upon income by the taxing authority

(3) Expenses paid out of income according to subsection (1) hereof which represent regularly recurring charges shall be considered to have accrued from day to day and shall be apportioned on that basis whenever the right of the tenant begins or ends at some date other than the payment date of the expenses Where the expenses to be paid out of income are of unusual amount the trustee may distribute them throughout an entire year or part thereof or throughout a series of years After such distribution where the right of the tenant ends during the period the expenses shall be apportioned between tenant and remainderman on the basis of such distribution

Section 13 Expenses Non-Trust Estates (1) The provisions of section twelve so far as applicable shall govern the apportionment of expenses between tenants and remaindermen where no trust has been created subject however to any legal agreement of the parties or any specific direction of the taxing or other statutes but where either tenant or remainderman has incurred an expense for the benefit of his own estate and without the consent or agreement of the other he shall pay such expense in full

(2) The special taxes or assessments for an improvement representing an addition of value to property forming part of the principal shall be paid by the tenant where such improvement cannot reasonably be expected to outlast the estate of the tenant In all other cases a portion thereof only shall be paid by the tenant while the remainder shall be paid by the remainderman Such portion shall be ascertained by taking that percentage of the total which is found by dividing the present value of the tenant's estate by the present value of an estate of the same form as that of the tenant except that it is limited for a period corresponding to the reasonably expected duration of the improvement The computation of present values of the estates shall be made on the expectancy basis set forth in the American Experience Tables of Mortality and no other evidence of duration or expectancy shall be considered

Section 14 Uniformity of Interpretation This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it

Section 15 Short Title This act may be cited as the Uniform Principal and Income Act

Section 16 Repeal All acts or parts of acts which are inconsistent with the provisions of this act are hereby repealed

Section 17 Time of Taking Effect The provisions of this act shall become effective upon the enactment thereof and shall apply to all estates of tenants or remaindermen and to all wills trust agreements and trust relations theretofore or thereafter made or created Provided however that the provisions of this act shall not apply to receipts and expenses received or paid prior to the effective date of this act

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I would like to have somebody in the House explain this bill so that we would know what we are voting on.

Mr. SORG. Mr. Speaker, the gentleman will probably recall that this is the measure concerning which there was some discussion on the floor of the House several days ago. The bill involves the scheduling or the establishing of a norm by which estates held in trust by life tenants and later to be passed on to remaindermen are to be distributed according to principal or income.

I should like to know from the gentleman, Mr. Speaker, if he desires a detailed explanation of the various sections of the bill, which I assure him are quite complicated, and also concerning which, Mr. Speaker, those engaged in the discussion several days ago have finally agreed to go along.

Mr. MORAN. Mr. Speaker, replying to the gentleman from Elk, I want an idea what the bill is. The explanation of the bill given does not tell me very much. I do not want the gentleman to read the bill at length, but I want him to tell me what the bill does.

Mr. SORG. Mr. Speaker, for the purpose of clarification, perhaps I might give an example of where litigation can arise out of, let us say, the will of a testator. A will provides that a given number of shares of stock, for example—it may be any other kind of property—is given to one person to be enjoyed by him for the duration of his life, and after his death to be passed on to some other individual absolutely. During the period of the enjoyment by the life tenant dividends are declared on this stock. The question then arises as to who is entitled to the dividends. There has been much litigation on the question because of the various types of dividends that might be declared on this particular stock. The bill clarifies judicial precedent. It provides that if there is a cash dividend it is the property of the one who owns the stock for life. It provides that if it is a stock dividend or a dividend of stock in the company in which the shares are held, that it becomes increment or a part of the principal which is to be passed on to the remainderman, or the one who comes into the enjoyment of the possession after the death of the life tenant. If the dividend involves issuance of rights to subscribe to stock in the same corporation it is also considered an increment or an addition to principal which shall pass on to the remainderman after the enjoyment of possession by the life tenant. And so it goes on, Mr. Speaker, to the various types of property, and it determines or establishes a norm as to who shall have the enjoyment of it.

I might ask the gentleman, at this time, Mr. Speaker, if this example gives him an idea as to what the bill intends to accomplish.

Mr. MORAN. Yes, Mr. Speaker, I think I understand now. It is about as clear as mud.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—159

Barrett,	Gibson,	McAtee,	Root,
Barton,	Goodling,	McDowell,	Royer,
Baumunk,	Gore,	McKinney,	Rudisill,
Bentzel,	Grant,	McLanahan,	Salus,
Bonawitz,	Greenwood,	McMillen,	Schuster,
Boney,	Greer,	McNally,	Serrill,
Boorse,	Guthrie,	Mihm,	Shaffer,
Bower,	Gyger,	Mikula,	Shoemaker,
Breisch,	Haberlen,	Miller,	Skale,
Brice,	Hall,	Milliken,	Sloan,
Brothers,	Hamilton,	Mills,	Smith,
Brown,	Hare,	Modell,	Snider,
Brunner, C. H.,	Haudenshield,	Mooney,	Snyder,
Brunner, P. A.,	Heatherington,	Moore, C. E.,	Sollenberger,

Burns,	Helm,	Moran,	Sorg,
Cadwalader,	Hering,	Moser,	Stank,
Chudoff,	Hewitt,	Munley,	Stockham,
Cohen,	Hoffman,	Murray, P. G.,	Stonier,
Cook,	Hoopes,	Nagel,	Stuart,
Cooper,	Howells,	Nelson,	Swope,
Costa,	Hunter,	O'Brien,	Tahl,
Coulson,	Huntley,	O'Connor,	Tittle,
Dennison,	James,	O'Dare,	Trout,
Depuy,	Jones,	O'Neill,	Turbett,
Dix,	Kennedy,	Owens,	Turner,
Dye,	Kolankiewicz,	Pettigrew,	Wachhaus,
Elder,	Komorofski,	Pickens,	Wagner,
Erb,	Krise,	Polaski,	Waterhouse,
Ewing,	Kurtz,	Polen,	Watkins,
Finnerty,	Laughner,	Powers,	Weiss,
Flack,	Lee,	Propert,	Welsh,
Fleming,	Leisey,	Reagan,	Wescott,
Foor,	Lichtenwalter,	Reese, D. P.,	Wood, L. H.,
Fox,	Longo,	Reese, R. E.,	Wood, N.,
Freed,	Lopez,	Regan,	Worley,
Frost,	Lyons,	Reidenbach,	Wright,
Fullerton,	Madden,	Reilly,	Yeakel,
Gaffney,	Madigan,	Reynolds,	Yester,
Gardner,	Mahany,	Riley,	Fiss,
Getchey,	Matthews,	Robertson,	Speaker

NAYS—17

Andrews,	Cullen,	McNair,	Scanlon,
Baker,	Hennihan,	Moore, W. J.,	Tate,
Boory,	Kirley,	Myhan,	Varallo,
Brancato,	Leonard,	O'Donnell,	White,
Coleman,	Lovett,		

NOT VOTING—27

Bentley,	Dougherty,	Levy,	Petrosky,
Boies,	Elish,	Loftus,	Readinger,
Corrigan,	Green,	McClester,	Rose,
Coyle,	Herman,	McCormack,	Trachtman,
Dague,	Hoggard,	Murray, M. L.,	Trent,
Dalrymple,	Kline,	Pentrack,	Verona,
Dillon,	Lane,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 16, 1945.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week, it reconvene on Monday, April 23, 1945, at four o'clock p. m., and when the House of Representatives adjourns this week, it reconvene on Monday, April 23, 1945, at nine o'clock p. m.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE INSISTS ON ITS AMENDMENTS NON-CONCURRED IN BY HOUSE TO HOUSE BILL No. 548

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 548, entitled:

An Act providing that when the contract of a fiduciary is made by him or approved by court inadequacy of price or an offer to deal on other terms shall not relieve the fiduciary of his obligation or constitute ground for any court to set aside the contract or to refuse to enforce it

MESSAGE AND BILL LAID ON TABLE

Mr. LICHTENWALTER. Mr. Speaker, I move that the message from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 230.

An Act to amend the title and the act approved the thirtieth day of April one thousand nine hundred and forty-three (P. L. 145) entitled "An act providing for and regulating the accumulation investment expenditure by counties cities boroughs incorporated towns and townships of funds for post war projects" extending the provisions of said act to school districts and defining the term "post war period"

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title page 1, line 8, by inserting after the word "and" the following: "to the expenditure of such funds jointly with the Commonwealth or any department or agency thereof".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Hering,	Moran,	Stockham,

Chudoff,	Herman,	Moser,	Stonier,
Cohen,	Hewitt,	Munley,	Stuart,
Coleman,	Hoffman,	Murray, M. L.,	Swope,
Cook,	Hoopes,	Murray, P. G.,	Tahl,
Cooper,	Howells,	Myhan,	Tate,
Corrigan,	Hunter,	Nagel,	Tittle,
Costa,	Huntley,	Nelson,	Trachtman,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kennedy,	O'Dare,	Turbett,
Dague,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Varallo,
Depuy,	Kolankiewicz,	Owens,	Verona,
Dillon,	Komorofski,	Pentrack,	Wachhaus,
Dix,	Krise,	Petrosky,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Dalrymple,	Hoggard,	Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 374

Commonwealth of Pennsylvania
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 374, Printer's No. 446, for the purpose of further consideration.

Accordingly, the original bill is herewith returned.

EDWARD MARTIN.

COMMUNICATION AND BILL LAID ON TABLE

Mr. ROYER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 505.

An Act relating to the practice of veterinary medicine defining such practice and providing for the licensing and registration of persons engaged therein and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Board of Veterinary Medical Examiners and the Department of Public instruction providing penalties and repealing existing laws

HOUSE BILL No. 749.

An Act to amend section eight hundred ninety-two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" permitting and protecting the sale of American War Mothers' carnations

SENATE BILL No. 421.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair wishes to announce that J. Dean Polen of Washington County has just received word that his boy who was "missing in action" has been located in a Russian hospital. While wounded, his wounds are not serious, and is reported to be recovering nicely.

RESOLUTIONS

Mr. DAGUE offered a resolution which was filed with the Clerk.

PERMISSION GRANTED TO MEET DURING SESSION

Permission was asked and obtained for the Republican and Democratic Members of Allegheny County to meet during the session of the House.

Mr. ANDREWS. Mr. Speaker, if the Allegheny County Republicans and the Allegheny County Democrats are meeting, are we invited to the wedding?

Mr. SPEAKER. The Chair thinks the gentleman is entitled to ask the question. However, the Chair cannot answer it.

CONDOLENCE RESOLUTION

Mr. MAHANY offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives, April 17, 1945.

It is with sorrow that the members of the House of Representatives learn of the death of former Representative Frank Bernhardt von Tacky, member of this body during the legislative term of 1911-12.

Representative von Tacky was a native of Titusville, and spent virtually all of his life at that city. He attended Titusville schools and graduated from Eastman Business College at Poughkeepsie, New York in 1898. He entered business with his father in the Titusville Oil Works and continued there until the plant was dismantled a few years ago.

For many years Mr. von Tacky had taken an active

part in civic and charitable affairs of Titusville. It is therefore

Resolved, That the sympathy of the House of Representatives is hereby expressed and that a copy of this resolution be transmitted to the bereaved members of his family.

PERMISSION TO ADDRESS HOUSE

Mr. DIX asked and obtained unanimous consent to address the House.

Mr. Speaker, millions of dollars have been provided for post war work on the primary road system of Pennsylvania, but up to the present time I have heard of no program for postwar work on the secondary roads of Pennsylvania which are the farm-to-market roads. I would like to refer you to some figures, Mr. Speaker. During the administration of Governor Pinchot there were 8713 miles of secondary roads constructed. During the Earle administration there were 2390 miles of secondary roads constructed and during the James administration there were 3629 miles of secondary roads constructed, or an approximate total of 15,000 miles. Now, Mr. Speaker, all that there is left on the secondary system of Pennsylvania, dirt roads, is six thousand miles, but in my opinion unless a determined effort is made during the next five or six years with this postwar money, these rural roads, the farm-to-market roads, are going to drag on over a period of twenty or twenty-five years without completion.

The purpose of my resolution, Mr. Speaker, is to urge on the Highway Department to adopt a program for secondary roads of Pennsylvania.

Mr. Speaker, I have seen the program that has been outlined for the primary roads of Pennsylvania, and it runs into tens of millions of dollars, but I do not know of any program for secondary roads or farm-to-market roads at the present time, and the purpose of this resolution is to call the attention of the Members of the House and also the Highway Department, to the fact that we are not planning any great postwar project for the rural people of Pennsylvania.

Here is the resolution:

In the House of Representatives, April 17, 1945.

Whereas, The Commonwealth of Pennsylvania has 6,000 miles of unimproved rural dirt roads remaining in its highway system; and

Whereas, These dirt roads are largely farm-to-market roads, school-bus routes, mail routes and milk routes; and

Whereas, It is unthinkable that the great and rich Commonwealth of Pennsylvania should continue to permit an unimproved State rural road system to exist; and

Whereas, The farmers, dairymen, lumbermen and villagers of our rural districts, have a right to expect our great Commonwealth to remedy the deplorable condition of our 6,000 miles of State dirt roads; and

Whereas, Little or no effort has been exerted since the Pinchot administration or fifteen years ago, to complete the hardsurfacing of these 6,000 miles of dirt State roads; and

Whereas, It was then demonstrated that thousands of miles per year of these dirt roads could be hard-surfaced without impairment to the financial condition of the Commonwealth; and

Whereas, There is not better project for postwar construction than the completion of the hard-surfacing of these 6,000 miles of dirt roads; and

Whereas, Over a period of six years, one thousand miles of such roads can be hard-surfaced at a cost that will not be burdensome to the Commonwealth of Pennsylvania; and

Whereas, The improvement of these dirt roads will benefit more people and furnish more employment per dollar than any other project yet planned for the Commonwealth; therefore be it

Resolved, That the Pennsylvania State Highway Department improve 1,000 miles of the remaining State dirt roads per year, or as much thereof as is possible, as a postwar project, and that intercity boulevards and superhighways, if necessary for financial reasons, be held in abeyence until the rural dirt system is completely improved with hard-surfaced highways; and be it further

Resolved, That the State Highway Department proceed immediately to formulate a plan for constructing and financing the completion of these farm-to-market roads to the end that there be made available good hard-surfaced rural roads for the greater promotion of marketing, farming, dairying, education, religion, recreation and tourist travel throughout Pennsylvania.

The SPEAKER. The resolution will be filed with the Clerk under the Rules.

COMMITTEE MEETINGS

There will be meetings of the committees on:

Cities—Third Class on Wednesday, April 18, at 10:30 a. m. in Room No. 521.

Education on Wednesday, April 18, at 11 a. m. in Room No. 324.

Fisheries on Wednesday, April 18 at 11:30 a. m. in Room No. 331.

Game on Wednesday, April 18, at 10 a. m. in Room No. 331.

Highways on Wednesday, April 18 at 10:30 a. m. in Room No. 439.

Military Affairs on Wednesday, April 18 at 11 a. m. in Room No. 327.

Municipal Corporations on Wednesday, April 18 at 10 a. m. in Room No. 521. Senate Bill No. 523 will be up for discussion—The sponsors will be present to explain all the features of the bill.

There will be a Public Hearing before the Committee on City and County—First Class on House Bill No. 915 on Wednesday, April 18, 1945 at 11 a. m. in Room No. 521.

Republican Caucus in New House Caucus Room, Wednesday, April 18 at 12:30 p. m.

ADJOURNMENT

Mr. NELSON. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 18, 1945, at 1:30 p. m.

The motion was agreed to, and (at 5:32 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., WEDNESDAY, APRIL 18, 1945. No. 47.

SENATE

WEDNESDAY, April 18, 1945.

The Senate met at 3:00 o'clock, p. m., Eastern War Time.

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D. D. offered the following prayer:

To the God and Father of all men we pray, and to none other, for Thou are the prayer-hearing and prayer-answering God. Put sincerity in our hearts that our words may express nothing but the truth. Then inspire us to live our prayers in all our deliberations and enactments. For our past sins we ask forgiveness. For the mistakes we have made we pray for wisdom and courage to rectify them in so far as that is possible.

Now we thank Thee for the life that Thou has given us and for the many opportunities and privileges we have had. Life has been good because Thou has been good to us. Continue Thy favor to us and may our gratitude never fail.

We remember in prayer our country. How blessed we are in it! Surely it is God's chosen land today. In our plenty may we all learn that blessing comes to those who give to the many who are in need in so many other lands, whose people are children of the same Father—our God and theirs.

Endow all our leaders in Nation and State with the wisdom that comes from above. Give to our armed forces courage and strength to overcome all our enemies and thus hasten the day when "The sun of righteousness shall rise with healing in His wings" for all the peoples of the earth.

All we pray is in the name of Him, whose kingdom is an everlasting kingdom, based on love. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. EDMONDS, the further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. Jaspan asked and obtained leave of absence for Mr. DiSILVESTRO, due to illness.

Mr. Dent asked and obtained leave of absence for Mr. KLEIN, due to illness.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED
SENATE BILL No. 72, PRINTER'S No. 7

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 72, Printer's No. 7, entitled "An Act to further amend section six hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001), entitled 'An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts, crimes and torts in, by or by means of operation of aircraft imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws' by reducing the amount of the minimum fine which may be imposed for certain violations."

EDWARD MARTIN.

APPROVED AND SIGNED
SENATE BILL No. 172, PRINTER'S No. 129

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 172, Printer's No. 129, entitled "An Act providing for the appointment of guardians in inter vivos deeds or gifts or under insurance or annuity policies."

EDWARD MARTIN.

APPROVED AND SIGNED
SENATE BILL No. 195, PRINTER'S No. 72

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 195, Printer's No. 72, entitled "An Act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter developed upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees."

EDWARD MARTIN.

APPROVED AND SIGNED
SENATE BILL No. 300, PRINTER'S No. 130

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 300, Printer's No. 130, entitled "An Act to further amend sections twenty-five twenty-six and thirty-six of the act approved the second day of May one thousand nine hundred twenty-nine P. L. 1237 entitled 'An act affecting marital relations prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages and amending revising and consolidating the law relating thereto' by providing that libels in divorce may be presented subpoenas awarded and masters appointed by a judge at chambers."

EDWARD MARTIN.

NOMINATION BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE, NORTH BRADDOCK BOROUGH, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank P. Foster, 1325 Grant Avenue, North Braddock, Braddock, Allegheny County, for appointment as Justice of the Peace in and for the Borough of North Braddock, Allegheny County, until the first Monday in January, 1946, vice Edward F. Cassidy, deceased.

EDWARD MARTIN.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 391, entitled:

An Act making voidable releases of claims for personal injuries or death given within thirty days and providing for the avoidance of the same

Which was committed to the Committee on Judiciary General.

House Bill No. 509, entitled:

An Act to further amend section five hundred forty-two of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," making husbands liable for payment of per capita taxes levied against their wives; and authorizing collection thereof from such husbands.

Which was committed to the Committee on Judiciary General.

House Bill No. 670, entitled:

An Act to amend section one of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" prescribing how husband may join in a wife's mortgage or conveyance

Which was committed to the Committee on Judiciary General.

House Bill No. 755, entitled:

An Act to add section eight hundred eighteen to the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act," further providing for the election of councilmen when the terms of all encumbrants expire in the same year.

Which was committed to the Committee on Municipal Government.

House Bill No. 861, entitled:

An Act to further amend section seven hundred seven subsection (e) of section nine hundred three, and to repeal section seven hundred eight and subsection (f) of section nine hundred two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," changing the provisions of said act relative to the registration of motor vehicles used for the transportation of passengers.

Which was committed to the Committee on Highways.

House Bill No. 1116, entitled:

An Act to further amend subsection (c) of section two hundred two and to amend subsection (c) of section two hundred six of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," authorizing stock casualty insurance companies to be organized for the purpose of guaranteeing transfers of evidences of indebtedness by fiduciaries, requiring a minimum capitalization for such companies and prohibiting other companies from engaging in such business.

Which was committed to the Committee on Insurance.

House Bill No. 1190, entitled:

An Act empowering cities of the second class to levy, assess and collect or to provide for the levying asses-

ment and collection of certain additional taxes for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced.

Which was committed to the Committee on Finance.

POINT OF ORDER

Mr. BARR. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. BARR. To which committee did the Chair refer House Bill No. 1190.

The PRESIDENT. To the Committee on Finance.

Mr. BARR. Of course, Mr. President I can not question the reference of any bill but I do not think that bill has anything to do with finance.

The PRESIDENT. The Chair thinks it does.

Mr. BARR. I should think it should go to the committee on Municipal Government.

The PRESIDENT. It provides for taxes.

Mr. BARR. I think it should go to Municipal Government.

The PRESIDENT. It could go to either committee, Senator.

HOUSE BILL FOR CONCURRENCE

House Bill No. 1209, entitled:

An Act relating to and regulating the business of the use and disposal of the bodies of dead animals; providing for the licensing of such business and the cancellation of such licenses; authorizing the Department of Agriculture to promulgate rules and regulations therefor and imposing certain duties upon said department; and providing penalties.

Which was committed to the Committee on Agriculture.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 230 RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 230, entitled:

An Act to amend the title and the act approved the hirtieth day of April one thousand nine hundred and orty-three (P. L. 145) entitled "An act providing for nd regulating the accumulation investment and expendiure by counties cities boroughs incorporated towns and ownships of funds for post war projects" extending the rovisions of said act to school districts and defining the erm "post war period"

Said bill having been recalled from the Governor. The otes had on final passage and third reading were reconidered in the Senate and the bill amended.

HOUSE CONCURS IN SENATE BILL No. 53

He also returned to the Senate, Senate Bill No. 53, entitled:

An Act concerning the ascertainment of principal and icome and the apportionment of receipts and expenses nong tenants and remaindermen; and to make uniform e law with reference thereto

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 210

He also returned to the Senate, Senate Bill No. 210, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by eliminating the requirements of a periodic enumeration of adults who are not citizens and of persons ten years of age or over who are unable to read write or speak English

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 224

He also returned to the Senate, Senate Bill No. 224, entitled:

An Act to extend the lien of taxes and municipal claims and the period for the redemption of real property where the commencement of proceedings or actions for the collection of taxes or municipal claims or sales for the collection thereof are stayed by a court pursuant to the Soldiers' and Sailors' Civil Relief Act of 1940 or the period for the redemption of real property expires before the end of six months after termination of the military service of a person having the right to redeem such real property.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 482

He also returned to the Senate, Senate Bill No. 482, entitled:

An Act to add section two thousand two point two to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for cooperation of State Teachers' Colleges with other agencies in vocational rehabilitation education of veterans and defense workers.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 544

He also returned to the Senate, Senate Bill No. 544, entitled:

An Act to regulate the sale and possession of penicillium (penicillin) and its derivatives, preparations and compounds in the interest of public health.

with the information that the House has passed the same without amendments.

SENATE BILL No. 45 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 45, entitled:

An Act to further amend sections three and thirty-nine of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics and certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," as amended, by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 279 RETURNED WITH AMEDMENTS

He also returned to the Senate, Senate Bill No. 279, entitled:

An Act defining and providing for the licensing and regulation of private trade schools and classes conferring powers and imposing duties on the State Board for Vocational Education and prescribing penalties

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, April 16, 1945.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week, it reconvene on Monday, April 23, 1945, at four o'clock p. m., and when the House of Representatives adjourns this week, it reconvene on Monday, April 23, 1945, at nine o'clock p. m.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) announced that the Acting Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 505, entitled:

An Act relating to the practice of veterinary medicine defining such practice and providing for the licensing and registration of persons engaged therein and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Board of Veterinary Medical Examiners and the Department of Public Instruction providing penalties and repealing existing laws.

House Bill No. 547, entitled:

An Act to further amend the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "Banking Code," by further providing for the powers and duties and limitations upon powers of corporations or persons authorized to engage in a banking or fiduciary business, or both.

House Bill No. 749, entitled:

An Act to amend section eight hundred ninety-two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," permitting and protecting the sale of American War Mothers' carnations.

House Bill No. 791, entitled:

An Act to further amend section two of the act approved the ninth day of March, one thousand eight hundred forty-seven (P. L. 278), entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth," by providing that the cost of advertising such sales shall be paid out of the proceeds of the sale.

House Bill No. 850, entitled:

An Act to further amend sections five hundred twenty-two and five hundred twenty-four, and to repeal section five hundred twenty-three of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," by providing regulations relating to standard fire insurance policies.

Whereupon,

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the presence of the Senate signed the same.

PERMISSION TO ADDRESS THE SENATE

Mr. McCREESH asked and obtained unanimous consent to address the Senate.

Mr. McCREESH. Mr. President, yesterday afternoon when the Lieutenant-Governor had to leave the Chair for some unknown reason, a man who I have great respect for and like his way of doing business, some other gentleman was appointed to take his place. I am not going to mention any names because the incident occurred between the hours of four and six.

This gentleman—I do not know what name to give him, whether to call him a crackpot or whether you would consider this a lawyer's smart trick or just plain ignorance—he refused to recognize a Senator and gave the floor to one of the other Senators; he absolutely turned his back on the Senator who wanted to speak, and in some wild manner of emotion he called upon a former Democrat to take the floor. If he had to call on a good Republican, I would not mind, but you are never sure of a turn-coat and you can not tell what way he might jump.

Mr. President, what I want to get into the record is that we have fifty Senators here, they are all elected by the people from their different districts and each Senator on this floor, in my estimation, has a right to speak when he wants to, if he asks for the privilege at the proper time and the proper place. We have a lot of Senators that sit back in the corner, good Senators, and this is a bad inducement to Senators, to jump on them right away and set them down, and you prevent Senators from speaking their minds. Senators, no matter what district they come from, to me, one is just as good as another, and that is the way I think the business on this side should be conducted.

This man, this—well, I do not know—palooka or whatever he is, he ran over the calendar in such a fashion that you would have thought it was a wastebasket, the papers he was throwing out of his office. This might be considered as a laughing matter, but you are dealing with legislation belonging to the state of Pennsylvania. You have got people who put in a lot of time every day, and in my estimation, Mr. President and members of the Senate, this should be stopped; you are degrading the Senate when you start such tactics as this, jumping on some Senator and acting in a wild manner. That should not be allowed here.

REPORTS FROM COMMITTEES

Mr. CROWE from the Committee on Forests and Waters, Game and Fish, to which was referred on March 27, 1945, the following resolution from the House of Representatives reported the same without amendments as follows, viz:

INVESTIGATION OF THE GAME AND FISH COMMISSION

In the House of Representatives, March 19, 1945.

Since the organization of this General Assembly, the Game Commission and the Fish Commission have been the objects of adverse criticism and various resolutions have been introduced requesting investigations of the conduct of their work.

In his address to the General Assembly at the time of the convening of this session, his Excellency the Governor stated that the idea of "combining the two commissions had been suggested" which leads to the conclusion that others think that the game and fish situation in Pennsylvania could be improved.

The criticism of, and the abuse directed at these two commissions must have some basis, and even though the facts upon which that basis is constructed may be erroneous, it is still sufficient to raise a doubt as to the efficiency of these two very important parts of the State Government.

If the criticisms are justifiable, a change should be made. If they are not, then both commissions are entitled to the support of the General Assembly and to its stamp of approval.

For their protection and for a renewal of the faith of the people in the efficiency of the administration of these important commissions, a full investigation should be made; therefore be it

Resolved, That the General Assembly of the Commonwealth of Pennsylvania hereby requests the Joint State Government Commission to make a thorough investigation of the Game Commission and the Fish Commission of the Commonwealth, and of their manner of administering the laws of the Commonwealth relating to game and fish, of the manner of re-stocking the game and fish life, and of the establishing of closed seasons, and to study and make a comparison of the work and conduct of similar commissions or departments in other states, and to make a full and complete report of their study and investigation to the General Assembly not later than March 1, 1947, accompanied by such recommendations concerning any change in the administration of the matters now under the supervision and control of the Game Commission and the Fish Commission that they decide should be made.

Laid over for one day under the Rules.

He also, from the Committee on Forests and Waters, Game and Fish, reported as amended, Senate Bill No. 717, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties; and repealing inconsistent laws.

He also, from the Committee on Education, reported as committed, House Bill No. 558, entitled:

An Act to amend subsection (e) of section three of the act, approved the first day of August, one thousand nine hundred forty-one (P. L. 744), entitled "An act requiring schools boards in all school districts, and boards of directors of all vocational school districts, to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency; preserving certain contracts, salaries, increments, retirement rights; seniority, State contributions and grants to local school boards, eligibility lists, reemployment; authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes; requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund; reserving all rights and privileges of employes granted leaves of absence under the provisions herein, and superseding or repealing all contrary law," limiting the amount of refund payable to such employes who resign or fail to return to their employment; and providing for payments to school districts.

He also, from the Committee on Education, reported as committed, House Bill No. 1010, entitled:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointmnt of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools

Mr. EDMONDS, from the Committee on Education, reported as committed, Senate Bill No. 726, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor.

Mr. CARR, from the Committee on Education, reported as committed, House Bill No. 29, entitled:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further extending the time for present employes, as defined in the act, to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service.

Mr. LETZLER, from the Committee on Education, reported as committed, House Bill No. 289, entitled:

An Act to further amend section four of the act, approved the first day of May, one thousand nine hundred thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof by the State," by adding clause (d) providing for future veterans and rehabilitation programs in public schools.

Mr. BERGER, from the Committee on Elections, reported as committed, Senate Bill No. 695, entitled:

An Act to amend section twelve hundred nine of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the suspension of the provisions for the burning and destruction of ballots and other papers at certain times, and the salvaging thereof.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 565, entitled:

An Act to further amend subsection (f) of section three, and the first paragraph of section four of the act approved the thirty-first day of July, one thousand nine hundred forty-one (P L. 644), entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell or lease certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities," by extending the time in which the development of projects may be initiated thereunder.

Mr. WAGNER, from the Committee on Education, reported as committed, House Bill No. 177, entitled:

An Act to further amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," extending the retirement provisions relating to former teachers to additional persons who separated from school service prior to the first day of July, one thousand nine hundred nineteen.

Mr. TROUTMAN, from the Committee on Welfare, Public Assistance and Pensions, reported as committed, House Bill No. 128, entitled:

An Act to further amend section four hundred three of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017) entitled "An Act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" further regulating burial costs of persons buried at public expense

Mr. JAMES, from the Committee on Workmen's Compensation, reported as committed, Senate Bill No. 657, entitled:

An Act to further amend clauses (a), (b), (c), (f) and (h) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g), and four hundred twenty-eight of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing em-

ployer's rights of subrogation, adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

Mr. WOODWARD, from the Committee on State Government, reported as committed, House Bill No. 58, entitled:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providinig for and reorganizinig the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers; and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further regulatinig the vacation leave and sick leave to which State employes are entitled with pay.

He also, from the Committee on State Government, reported as committed, House Bill No. 827, entitled:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions and providing for the forfeiture of their office

Mr. WALKER, from the Committee on State Government, reported as committed, House Bill No. 1170, entitled:

An Act making an appropriation to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives.

He also, from the Committee on State Government, reported as committed, House Bill No. 89, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 722, entitled:

An Act to amend the act approved the fifteenth day of March, one thousand eight hundred ninety-nine (P. L. 8) entitled "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid," by further regulating appropriations made to land grant colleges.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Welfare the Pennsylvania Correctional, Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution"; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them; abolishing certain penal and correction institutions; imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare, the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents; creating a board of trustees to supervise and manage such institution; regulating the admission and cost of care and maintenance of such juvenile delinquents.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 731, entitled:

An Act authorizing a State training school for female juvenile delinquents; creating a board of trustees to supervise and manage such institution; making the admission and cost of care and maintenance of such juvenile delinquents.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 732, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Welfare boards of trustees for certain penal, correctional and delinquent defective institutions, defining their powers and duties and changing the powers and duties of certain other penal, correctional and defective delinquent institutions.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes, the commitment of defective delinquents and repealing certain laws.

Mr. BOWERS, from the Committee on Education, reported as committed, Senate Bill No. 721, entitled:

An Act to further amend section two hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," further regulating when a director may be elected solicitor to the board.

Mr. KEPHART, from the Committee on Judiciary Special, reported as amended, Senate Bill No. 694, entitled:

An Act providing that any adjudication or decree of any orphans court which shall have become confirmed absolutely or shall have become final pursuant to the rules of such court shall be deemed to be final and definitive for all purposes.

Mr. HOLLAND, from the Committee on Education, reported as committed, House Bill No. 363, entitled:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating requirements for examinations licenses and fees and revising the powers and duties of the department and revising penalties.

He also, from the Committee on Education, reported as committed, House Bill No. 621, entitled:

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity, and regulating the same.

Mr. McCREESH, from the Committee on Law and Order, reported as amended, Senate Bill No. 175, entitled:

An Act to further amend sections, four, ten, twelve, sixteen, seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June, one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing, sparring and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by further regulating boxing, sparring and wrestling matches and exhibitions.

Mr. GOURLEY, from the Committee on Education, reported as committed, House Bill No. 414, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof, and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing the minimum amount to be paid to certain persons on retirement.

He also, from the Committee on Education, reported as committed, Senate Bill No. 634, entitled:

An Act providing that war orphans shall not be charged tuition or matriculation fees for attending secondary schools within this Commonwealth

He also, from the Committee on State Government, reported as committed, House Bill No. 823, entitled:

An Act to further amend subsection (1) of section six of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further regulating the return of part of the weighmasters's license fee to cities and counties

He also, from the Committee on State Government, reported as committed, House Bill No. 824, entitled:

An Act to repeal certain statutes relating to weights and measures

Mr. COLEMAN, from the Committee on Education, reported as committed, Senate Bill No. 635, entitled:

An Act to provide grants for the higher education of certain war orphans; conferring powers and imposing duties on the Superintendent of Public Instruction; requiring free tuition for war orphans attending secondary schools; and making an appropriation.

Mr. ROSENFELD, from the Committee on Welfare, Public Assistance and Pensions, reported as amended, House Bill No. 449, entitled:

An Act relating to settlements abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance and repealing inconsistent legislation

Mr. WOODRING, from the Committee on Workmen's Compensation, reported as committed, Senate Bill No. 656, entitled:

An Act to amend clause (a) of section three hundred one, clauses (a), (b), (c) and (f) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g), and four hundred twenty-eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of

and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employers' rights of subrogation; adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

Mr. SNOWDEN, from the Committee on Judiciary Special reported as committed, Senate Bill No. 686, entitled:

An Act authorizing certain persons on active duty with the armed forces of the United States to act as notaries public, requiring certification of their authority in certain circumstances and fixing evidential value of instruments so acknowledged.

Mr. STIEFEL, from the Committee on State Government, reported as committed, Senate Bill No. 645, entitled:

An Act to amend section five of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955) entitled "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercises of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Board of Housing, and certain other State officers and departments," by providing for the appointment of members of an authority.

He also, from the Committee on State Government, reported as committed, House Bill No. 155, entitled:

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund.

Mr. WADE, from the Committee on State Government, reported as committed, Senate Bill No. 734, entitled:

An Act authorizing the transferring to the Commonwealth of the properties and possessions of corporations formed for the support of a hospital for the insane and the disposition of unexpended moneys theretofore appropriated to such corporations.

He also, from the Committee on State Government, reported as committed, House Bill No. 884, entitled:

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh Pittsburgh Pennsylvania providing for the transfer of such institution to the Commonwealth providing for the management and operation of closing and abandonment thereof and maintenance of tuberculosis patients therein including the collection of maintenance in certain cases providing for the retransfer under certain circumstances conferring powers and imposing duties on the Governor and Department of Health

He also, from the Committee on State Government, reported as committed, House Bill No. 1081, entitled:

An Act to amend clause twelve of section three of the act, approved the tenth day of May, one thousand nine hundred and thirty-nine (P. L. 111), entitled "An act relating to, and providing for, the promotion and development of business, industry and commerce in the Commonwealth; conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth; abolishing the Pennsylvania State Publicity Commission, terminating the terms of its members and conferring its powers upon, and transferring and appropriating the balance of its current appropriation to, the Department of Commerce; and repealing certain laws," providing for the inspection of mineral production, the gathering and compilation of composite statistics, for reports to the General Assembly by agencies administering production control plans, and for the termination of such plans under certain circumstances.

Mr. COLEMAN, from the Committee on Elections, reported as committed, Senate Bill No. 578, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen, and section nine hundred seventy-eight point one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special, and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating certain filing fees required by said act.

Mr. MALLERY, from the Committee on Public Utilities, reported as committed, Senate Bill No. 667, entitled:

An Act to further amend clauses six, seven, twenty and twenty-three of section two of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of ac-

counts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," exempting from the provisions thereof motor vehicles engaged in the transportation of wood used in the manufacture of charcoal and wood chemicals.

Mr. HOMSHER, from the Committee on Agriculture, reported as committed, House Bill No. 522, entitled:

An Act to further amend the title and sections one three eight eleven sixteen eighteen and nineteen of and to add section ten point one to the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 587) entitled "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation and possession of meat and meat-food products prescribing the powers and duties of the Department of Agriculture incidental thereto" including poultry within the provisions of the act providing for the licensing of establishments making possession of unwholesome meat or meat-food products prima facie evidence of intention to sell and prescribing additional penalties

REPORT FROM THE COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. EALY from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid over for one day under the rules.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 2, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, the following:

MEMBER OF THE PENNSYLVANIA STATE BOARD OF CENSORS

John Clyde Fisher, Sharon, from October 23, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY TRAINING SCHOOL FOR TEACHERS

(Mrs.) Mary F. Comfort, Haverford, from May 6, 1944, until the third Tuesday of January, 1945, and until her successor shall have been appointed and qualified.

Samuel L. Smedley, Newtown Square, from May 6, 1944, until the third Tuesday of January, 1945, and until his successor shall have been appointed and qualified.

(Mrs.) Anne Walton Pennell, Moylan, from May 6, 1944, until the third Tuesday of January, 1945, and until her successor shall have been appointed and qualified.

C. Milbourne Smith, Sharon Hill, from May 6, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

Albert L. Bailey, Jr., West Chester, from May 6, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

William M. Maier, Bryn Mawr, from May 6, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

James M. Brittain, Haverford, from May 6, 1944, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Wallingford, from May 6, 1944, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Frederick D. Stubbs, Philadelphia, from May 6, 1944, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

Perry J. Cook, Titusville, from October 3, 1944, until the third Tuesday of January, 1945, and until his successor shall have been appointed and qualified.

MEMBER OF THE DELAWARE RIVER JOINT COMMISSION

Solon D. Bausher, Reading, from May 8, 1944, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBER OF THE NAVIGATION COMMISSION FOR THE DELAWARE RIVER AND ITS NAVIGABLE TRIBUTARIES

William D. Mason, Swarthmore, from July 6, 1944, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

Vincent deP. Henderson, Wyncote, from October 10, 1944, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF EAST STROUDSBURG STATE TEACHERS' COLLEGE

Alexander J. Casella, Old Forge, from May 6, 1944, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS' COLLEGE

(Mrs.) Ruth T. Wade, Warren, from September 21, 1944, until the third Tuesday of January, 1945, and until her successor shall have been appointed and qualified.

A. Bruce Denniston, Greenville, from October 18, 1944, until the third Tuesday of January, 1945, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Carroll R. Thompson, Philadelphia, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

William H. Lesser, Scranton, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

Edgar Dow Sibley, Reading, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

George S. Richardson, Pittsburgh, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

Warren H. Hinks, Johnstown, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

(Mrs.) Mabel Waller Mack, Indiana, from June 6, 1944, until the third Tuesday of January, 1947, and until her successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Wesley D. Richards, Pittsburgh, from July 21, 1944, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF NORRISTOWN STATE HOSPITAL

E. W. Bonnaffon, Ardmore, from June 7, 1944, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE PLANNING BOARD

Charles M. Morrison, Ivyland, from June 30, 1944, until June 30, 1949, and until his successor is qualified.

John U. Shroyer, Shamokin, from June 30, 1944, until June 30, 1949, and until his successor is qualified.

James A. Kell, New Alexandria, from June 30, 1944, until June 30, 1949, and until his successor is qualified.

MEMBERS OF THE PENNSYLVANIA POST-WAR PLANNING COMMISSION

Charles R. Barber, Erie, from June 13, 1944, until annulled.

(Mrs.) Hannah M. Durham, Allentown, from June 13, 1944, until annulled.

S. W. Fletcher, State College, from June 13, 1944, until annulled.

Edward Hopkinson, Jr., Philadelphia, from June 13, 1944, until annulled.

Thomas Kennedy, Hazleton, from June 13, 1944, until annulled.

Weir C. Ketler, Grove City, from June 13, 1944, until annulled.

Richard K. Mellon, Ligonier, from June 13, 1944, until annulled.

Henning W. Prentis, Jr., Lancaster, from June 13, 1944, until annulled.

H. Melvin Vivian, Wilkes-Barre, from June 13, 1944, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

(Mrs.) Clara C. Phillips, Washington, from July 5, 1944, until July 1, 1947, and until her successor is appointed and qualified.

W. Stewart Taylor, Harrisburg, from July 5, 1944, until July 1, 1947, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENNSYLVANIA TRAINING SCHOOL

David A. Evans, Ellwood City, from September 12, 1944, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE BOARD OF UNDERTAKERS

Edward S. Blair, Pittsburgh, from June 21, 1944, until August 31, 1948, and until his successor shall have been appointed and qualified.

Warren J. Dean, Philadelphia, from June 21, 1944, until August 31, 1947, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE VETERANS' COMMISSION

Charles E. Trice, Wilkes-Barre, from June 15, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

James F. Colley, DuBois, from July 25, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

Oscar J. Sybert, Butler, from August 8, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

William J. Rhoads, Rutledge, from October 9, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

MEMBER OF THE WATER AND POWER RESOURCES BOARD

Albert F. Damon, Jr., Yeadon, from May 16, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names:

ADAMS COUNTY

J. Hayes Beard, Gettysburg, from June 13, 1944, until December 31, 1944, and until his successor is duly appointed and qualified.

CAMERON COUNTY

(Mrs.) Christie Close, Emporium, from July 7, 1944, until December 31, 1946, and until her successor is duly appointed and qualified.

CARBON COUNTY

Emerson C. West, Weatherly, from January 1, 1945, until December 31, 1947.

Charles D. Neast, Mauch Chunk, from January 1, 1945, until December 31, 1947.

DELAWARE COUNTY

Adam J. Weber, Yeadon, from May 24, 1944, until December 31, 1944, and until his successor is duly appointed and qualified.

FAYETTE COUNTY

(Mrs.) Maude S. Reynolds, Uniontown, from August 11, 1944, until December 31, 1946, and until her successor is duly appointed and qualified.

HUNTINGDON COUNTY

(Mrs.) Minnie Rudy, Huntingdon, from July 11, 1944, until December 31, 1946, and until her successor is duly appointed and qualified.

LEBANON COUNTY

Clayton R. Boltz, Jonestown, from October 23, 1944, until December 31, 1945, and until his successor is duly appointed and qualified.

MONTOUR COUNTY

Jerome C. Fetzer, Danville, from June 12, 1944, until December 31, 1946, and until his successor is duly appointed and qualified.

VENANGO COUNTY

E. H. Messer, Oil City, from July 27, 1944, until December 31, 1944, and until his successor is duly appointed and qualified.

Andrew J. Harper, Oil City, from July 27, 1944, until December 31, 1946, and until his successor is duly appointed and qualified.

EDWARD MARTIN.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Eastern State Penitentiary, for the terms of four years, and until their successors are qualified:

Frank M. Speakman, 4 Green Hill Lane, Overbrook, Philadelphia, Philadelphia County. (Reappointment)

Matthew A. Roth, 545 Olney Avenue, Philadelphia, Philadelphia County. (Reappointment)

David E. Watson, 214 West Mt. Airy Avenue, Philadelphia, Philadelphia County. (Reappointment)

William C. Treston, 3411 Warden Drive, Philadelphia, Philadelphia County, vice Dr. F. D. Patterson, Philadelphia, resigned.

William Reinhardt, 250 South 18th Street, Philadelphia, Philadelphia County, vice Harry L. Heinzeroth, Philadelphia, resigned.

James Gallagher, Jr., 900 Drexel Avenue, Drexel Hill, Delaware County, vice John P. Hallahan, Lansdowne, resigned.

Samuel W. Gearhart, Lower Merion Township Building, Ardmore, Montgomery County, to fill a vacancy.

EDWARD MARTIN.

MEMBERS OF THE ADVISORY HEALTH BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 27, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Advisory Health Board, to serve until the third Tuesday of January, 1947, and until their successors shall have been appointed and qualified.

Arch W. Nance, 440 South Atlantic Avenue, Pittsburgh, Allegheny County. (Reappointment)

David W. Thomas, Lock Haven, Clinton County, (Reappointment)

T. Palmer Tredway, 233 West 8th Street, Erie, Erie County, vice George Morris Piersol, Philadelphia, whose term expired.

F. D. Patterson, 1617 Pennsylvania Boulevard, Philadelphia, Philadelphia County, vice William Gray Turnbull, Philadelphia, deceased.

James D. Lewis, 204 West Market Street, Scranton, Lackawanna County, vice Donald Guthrie, Sayre, whose term expired.

Joseph Scattergood, 115 South High Street, West Chester County, vice Ivor Griffith, Philadelphia, whose term expired.

EDWARD MARTIN.

Mr. EALY. Mr. President, these nominations will lay over until Monday for confirmation. If there are any objections to them, I would like to be advised.

BILL INTRODUCED AND COMMITTED

Mr. EDMONDS read in his place and presented to the Chair Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes.

Which was committed to the Committee on County Government.

PERMISSION TO ADDRESS THE SENATE

Mr. WAGNER asked and obtained unanimous consent to address the Senate.

Mr. WAGNER. Mr. President, I have a number of bills to introduce which are of very vital importance to the men in the Commonwealth of Pennsylvania who work in the mines. Because of the nature of these bills and because of some bills that have been previously introduced dealing with the same situation, I think it is very important that I make some preliminary observations with regard to these men, about whom we hear much talk at this particular time.

I was a member of the General Assembly of Pennsylvania when the last contract was negotiated between the miners and the operators and, coming from the hard coal region, I was amazed at that time to find that there was almost a complete lack of appreciation on the part of those who did not live in the mining parts of Pennsylvania, almost of complete knowledge of the kind of men those fellows are who go into the bowels of the earth and dig out the coal. To hear certain observations made and certain questions asked, you would think they were some kind of long-horned animals who were different from human beings, as we usually think of them.

I would like very much to read this afternoon an editorial which appeared in the Evening Hearld of Shenandoah, Pennsylvania, on the 15th day of last March. It is a reprint of a splendid editorial in the Pathfinder Magazine headed "A Square Deal for Miners," and I quote:

"SQUARE DEAL FOR MINERS

"It is time to call a halt to the great American sport of abusing the coal miners. The entire foundation of American industry is keyed to coal production which is a dangerous underground work requiring great skill and courage. It's dark and damp, often men work a whole day in cramped positions. If ever there was a group of men who deserve expressions of appreciation and encouragement, these are the men. Instead, nobody wants to admit that they are even human beings. They are a favorite target of unjustified abuse, and are treated as though they had no souls of their own.

"Mr. John L. Lewis is an exceedingly able and brilliant man, but when he resorts to satire and power politics he is hardly making the best case for the welfare of his people. The miners have a good case. They represent the most basic of all basic industries upon which our entire economy is built. The public has no idea of the

hardships to which the miners are subjected. It is the bar of public opinion which decides all these matters in the long run and he should take the justice of his own case to the people in a sincere, honest manner rather than showing up the absurdities of the Administration's setup by copying the Petrillo technique of a 10-cent-a-ton shakedown to the United Mine Workers treasury.

"There are mighty few people in America mean enough not to be willing to pay a little more for their light and heat after seeing the moving pictures and other graphic portrayals of the miners' homes and their life underground. And there are very few manufacturers in America who would not say that a little more incentive pay and a little more cheerful environment would not result in more coal for a dollar, rather than less.

"Mr. Lewis' approach is worthy of a Dean Swift, but it is not going to be evident to the public that he means it to be a subtle attack upon too blind a devotion to the 'Little Steel' formula.

"The mine operators, too, must fight for the welfare of their own people and recognize the basic principle that incentive pay is not inflationary but brings the greatest productivity per man and per dollar. All mines have different operating conditions and men are entitled to incentive pay under their own conditions in their own mines. Trading en masse is not fair to either the men or the locals, and further it breeds despair amongst that class of people who over and above everybody else in America need leadership, hope and superior living conditions to offset the dreary, depressing environment of their daily work.

"The press and the public, misled by phony propaganda, thoroughly misunderstand, and instead of praising the noble job which these men are doing, join in the tirade and abuse directed at the miners.

"Where are the Congressmen from the mining districts? Where are the Governors from the coal producing states? Is it not their function to come to the rescue of this great mass of their constituents?

"The papers have been filled recently with the fact that American coal miners are producing three and a half times as much coal per man as miners are producing in England. The British have been forced to draft men for labor in their coal mines. American miners increased their output in 1944, with less manpower.

"Sometimes we get a little tired of all the hokum on inflation and the 'Little Steel' formula. The government had no business creating the 'Little Steel' formula until it first re-established equity in basic industrial wages. Thousands and thousands of young men in coal mining families go into shipyards and other war industries and then come home on Saturday night, having learned a new and less skilled trade, with $25 more in their pockets than their fathers and brothers who have spent their lives in the coal mining professions. This is the injustice which rankles.

"Let's cut out the hypocrisy. Give the miners adequate pay, and the operators a fair living.

"Restore the relative pay relationships between different trades and then, and only then, have we a chance to dig in against inflation."

That I read from the Shenandoah Herald, which is a reprint article from the Pathfinder Magazine.

I do not say that we can do anything about that economic or wage situation here in this Senate, but I do say that we can do something about another matter which is vital to the health of every miner and which is essential to the economic condition and well-being of every family that is supported by work in the mines. I am thinking about the occupational disease law, which apparently does not cover the miner, and I want to be very fair and state at the outset that there was introduced in this Senate sometime in February a bill, by the gentleman from Lackawanna, Mr. Coleman, and the gentleman from Allegheny, Mr. Cox, which approaches this thing that I am approaching in a different way this afternoon.

I do not care who gets the credit. I do not care who might be the author of any legislation which would bring these men into proper coverage that ought to be given them by an occupational disease act and the compensation that ought to go with it. In just a few instances, gentlemen, mine operators have taken insurance to protect themselves against the costs that might have to be imposed upon them by claims that would be recognized, made by miners who would come under the occupational disease act, I say, in just a few cases, and then there came along court decisions which indicated, in the judgment of the courts, that the Act does not cover the miners so far as occupational disease is concerned. I leave it up to you to decide whether it is not likely to be true that not too long after this session of the Pennsylvania Legislature adjourns, all the operators will get out from under and away from the coverage which the courts say is no longer necessary because the miner does not come under this act. It is a proposition that requires the best thought and the most careful study of the best minds of this Senate.

Maybe this bill to which I referred a few moments ago is the answer, maybe either one of these two bills that I am submitting today may be the answer, but let us find some answer; let us find some way to make possible and to make available this very essential coverage so far as occupational disease is concerned, on the part of thousands of the finest and the hardest working men in the Commonwealth of Pennsylvania today, who are performing so diligently and so valiantly in an essential part of the war production.

With all that in mind, gentlemen, I am pleased to read in place and present to the Chair the following bills dealing with the coverage of coal miners in all fields under occupational disease:

BILLS INTRODUCED AND COMMITTED

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 737, entitled:

An Act to amend section four of article ten of the act approved the second day of June, one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," by providing for the removal and rendering harmless of certain dust.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 738, entitled:

An Act to amend section one of article IV of the act, approved the fifteenth day of May, one thousand eight hundred ninety-three (P. L. 52), entitled "An act relating to bituminous coal mines, and providing for the lives, health, safety and welfare of persons employed therein," by providing for the removal and rendering harmless of certain dust.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 739, entitled:

An Act to amend the title, section two hundred four and subsection (a) of section three hundred one and to repeal sections three hundred two, three hundred three and three hundred four of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of, and in, the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," making the schedules of compensation compulsory upon all employers.

Which was committed to the Committee on Mines and Mining.

PERMISSION TO ADDRESS SENATE

Mr. COLEMAN asked and obtained unanimous consent to address the Senate.

Mr. COLEMAN. Mr. President, as the son of a miner who literally gave his life to the business of mining coal in the anthracite region, I rise to compliment the gentleman from Schuylkill for the presentation of these bills. I have not read their contents, but if they bring about the desired results, I shall be delighted to have the Committee on Mines and Mining give prior consideration to the enactment of the bills presented by the gentleman from Schuylkill.

I share in the beliefs so well expressed by the gentleman from Schuylkill, Mr. Wagner, that the miners in the Commonwealth of Pennsylvania have been subjected to unfair criticism. No men engaged in any field of endeavor in the Commonwealth have made a greater contribution towards the war effort, and I, too, share his belief that there is no occupation more hazardous than the mining of coal in this great state of our.

Mother Nature is rather jealous of her treasure and she hugs it close to her breast, and he who removes it must rip and tear and blast the precious fuel from Mother Earth. I come from a mining region made up of many miners who are all hospitable people, men who meet their obligations, pay their taxes, make their contribution to government. Although the coal mined from beneath the coal regions has been giving warmth to a shivering although not always duly grateful country, our no less inexhaustible mine of hospitality has been giving warmth to people all over the nation.

I shall be delighted to join with the gentleman from Schuylkill to breathe legislative life into any bills that will adequately compensate the men who make such a great contribution in our war effort.

BILL INTRODUCED AND COMMITTED

Mr. GELTZ read in his place and presented to the Chair Senate Bill No. 740, entitled:

An Act to further amend clause (c) of section seven of the act, approved the first day of June, one thousand nine hundred and thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties"; by limiting investigations made to determine representatives in certain cases.

Which was committed to the Committee on Labor and Industry.

REPORTS FROM COMMITTEES

Mr. RUTH. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Education reported as committed, House Bill No. 933, entitled:

An Act to add section one thousand six hundred and fifteen to the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the release of pupils from the public schools for religious instruction

He also, from the Committee on State Government, reported as committed, House Bill No. 361, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the Fortieth Ward City of Philadelphia Commonwealth of Pennsylvania known as the Naval Ammunition Depot of Fort Mifflin Pennsylvania and ceding jurisdiction to the United States.

PERMISSION TO ADDRESS SENATE

Mr. WOODRING asked and obtained unanimous consent to address the Senate.

Mr. WOODRING. Under the order of original resolutions Mr. President, last week I had occasion to castigate our committee system in that too often our committee chairmen, and sometimes a minority membership of the committee, hold bills in their possession and fail to permit a committee to serve as the people of Pennsylvania understand and believe they are served, namely, to consider the various bills which have been referred by the President to the several committees.

This morning I happened to have the pleasure of attending the last regular meeting of the Committee on Law and Order, and the Chairman at that time announced that we had passed upon every bill which has been referred to that committee, and I want to at this time, Mr. President and members of the Senate, pay tribute to that Chairman, my colleague from Clearfield county, Senator Letzler.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 18, 1945.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

CHESTER COUNTY

Harold L. Merrick, West Chester.

COLUMBIA COUNTY

Chester A. Blass, Locust Twp., R .D. No. 3, Catawissa.

INDIANA COUNTY

John H. Frampton, Indiana.

JEFFERSON COUNTY

S. H. Smyers, Sykesville.

LANCASTER COUNTY

Paul W. Felker, Lancaster.

LEHIGH COUNTY

Herbert C. Witman, Emmaus.

PHILADELPHIA COUNTY

Ned L. Hirsh, Phila., 210 Lafayette Bldg.
Miss Mary E. Hopper, Phila., 4858 Fairmount Ave.
Abraham Katz, Phila., 4633 "C" St.
Miss Charlotte M. Redmond, Phila., 4615 Walnut St.

SUSQUEHANNA COUNTY

B. P. Leslie, Susquehanna.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring.
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 719, as follows:

An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 558) entitled "An act authorizing the Department of Property and Supplies to sell and convey a lot or piece of land in Delaware County" correcting an erroneous measurement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1. Section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 558) entitled "An act authorizing the Department of Property and Supplies to sell and convey a lot or piece of land in Delaware County" is hereby amended to read as follows

Section 1 The Department of Property and Supplies with the approval of the Governor is hereby authorized and empowered to sell and convey for such consideration as may be agreed upon and to make and execute a deed

conveying an unimproved lot or piece of ground in the Township of Middletown County of Delaware being bounded and described as follows

Beginning at a point on the line of lands of the School District in the Township of Middletown a corner of lands of John L Booth and wife at the distance of two hundred forty-eight and forty one hundredths feet [seventy-four and twenty-one and one hundredths feet] measured South forty-nine degrees thirty minutes West from the center line of the Edgmont or Middletown Road which last said point is a corner common to the lands of the School District and of the said John L Booth and wife thence by said lands South forty-nine degrees thirty minutes West One hundred ninety-nine and seventy-three one-hundredths feet more or less to a point thence North thirty-seven degrees thirty minutes West One hundred fifty four and seventy-seven one-hundredths feet thence North fifty-two degrees thirty minutes East One hundred ninety-nine and seventy-three one-hundredths feet to a corner of lands of the Pennsylvania Department of Highways and John L Booth and wife thence by the latter South thirty-seven degrees thirty minutes East One hundred forty-four and three tenths feet to the point and place of beginning

The deed of conveyance to the purchaser thereof shall be prepared by the Attorney General and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania The price received as the purchase price of said plot of ground shall be paid into the State Treasury

Section 2 The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 44, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties", by further regulating and changing the provisions of the act relating to suspension of registration upon the failure to vote within two years and providing for the reinstatement of electors' registration after failing to vote during two calendar years.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 46, entitled:

An Act to further amend the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties", by further regulating and changing the provisions of the act relating to suspension of registration upon failure to vote within two years and providing for the reinstatement of electors' registrations after failure to vote during two calendar years.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 46

Mr. HEYBURN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 46.

Mr. THOMAS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 48, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating and changing the provisions of the act relating to suspension of registration upon the failure to vote within two years and providing for the reinstatement of electors' registrations after failure to vote during two calendar years.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 295, as follows:

An Act to repeal certain obsolete and supplied penal laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following obsolete and supplied penal acts and parts of acts and resolutions and parts of resolutions are hereby repealed absolutely

Section three of the act approved the twenty-sixth day of August one thousand seven hundred twenty-one (1 Sm L 129) entitled "An act for preventing accidents that may happen by fire"

The act approved the ninth day of February one thousand seven hundred fifty-one (1 Sm L 208) entitled "An act for the more effectual preventing accidents which may happen by fire and for suppressing ideleness drunkenness and other debaucheries"

Sections seven and nine of the act approved the ninth day of April one thousand seven hundred sixty (1 Sm L 227) entitled "An act to prevent the hunting of deer and other wild beasts beyond the limits of the lands purchased of the Indians by the Proprietaries of this province and against killing deer out of season"

Section one of the act approved the eighth day of February one thousand seven hundred sixty-six (1 Sm L 266) entitled "An act to prevent cutting or damaging the ropes used by the ferrymen on Schuylkill or elsewhere within this province"

The act approved the twenty-fourth day of December one thousand seven hundred seventy-four (1 Sm L 421) entitled "An act to suppress the disorderly practice of firing guns &c on the times therein mentioned"

Section six of the act approved the twenty-ninth day of September one thousand seven hundred eighty-seven (2 Sm L 432) entitled "An act for regulating chimney-sweepers within the city of Philadelphia the district of Southwark and township of the Northern-Liberties in the county of Philadelphia"

Section three four and twelve of the act approved the twenty-second day of April one thousand seven hundred ninety-four (3 Sm L 177) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

Sections one two three four five six seven and eight

of the act approved the seventeenth day of February one thousand eight hundred twenty (P. L. 20 7 Sm L 244) entitled "An act against horse racing"

The act approved the sixth day of March one thousand eight hundred twenty (P. L. 46 7 Sm L 254) entitled "An act relative to the owners and drivers of public stages and other carriages for the conveyance of passengers and for other purposes"

Sections one two three and four of the act approved the second day of April one thousand eight hundred twenty-two (P. L. 286 7 Sm L 660) entitled "An act to prevent the disturbance of meetings held for the purpose of religious worship"

Section three of the act approved the twenty-first day of March one thousand eight hundred thirty-three (P. L. 91) entitled "An act laying a tax on dogs in the borough of Pottsville in the county of Schuylkill and in the borough of Alexandria in Huntingdon county"

Clause three of the resolution approved the third day of April one thousand eight hundred forty (P. L. 714) entitled "A resolution providing for the resumption of specie payments by the banks and for other purposes"

Section nineteen of the act approved the twenty-sixth day of January one thousand eight hundred forty-nine (P. L. 10) entitled "An act regulating turnpike and plank road companies"

Section three of the act approved the seventh day of April one thousand eight hundred forty-nine (P. L. 461) entitled "A supplement to the act entitled 'An act regulating turnpike and plank road companies' approved January the twenty-sixth anno domini one thousand eight hundred and forty-nine"

Section two of the act approved the thirtieth day of March one thousand eight hundred sixty (P. L. 362) entitled "An act to protect Fruit et cetera and punish Trespass in the counties of Huntingdon Washington Allegheny Berks Lancaster Lycoming and Delaware"

The act approved the second day of April one thousand eight hundred seventy (P. L. 46) entitled "An act supplementary to an act entitled 'An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty"

The act approved the eighth day of May one thousand eight hundred seventy-six (P. L. 154) entitled "An act to define and suppress vagrancy"

The act approved the third day of May one thousand eight hundred seventy-eight (P. L. 40) entitled "An act to amend an act entitled 'An act to define and suppress vagrancy' approved May eighth one thousand eight hundred and seventy-six so as to prohibit the payment of fees for arrests made by police officers and high constables"

The act approved the fourth day of June one thousand eight hundred seventy-nine (P. L. 85) entitled "An act to prevent the obstruction of toll-gates for the purpose of evading the payment of tolls"

Section one of the act approved the thirteenth day of June one thousand eight hundred eighty-three (P. L. 95) entitled "An act to prevent the obstruction of the navigable streams of this Commonwealth"

The act approved the thirteenth day of June one thousand eight hundred eighty-three (P. L. 100) entitled "An act to authorized in cities of the first class whenever wayfarers' lodges shall be established therein the commitnemt of persons to the house of correction as vagrants who shall obtain shelter and food from such lodges and who shall refuse to perform work in return therefor when physically able to work"

Section four of the act approved the twenty-eighth day of May one thousand eight hundred eighty-five (P. L. 27) entitled "An act supplementary to an act entitled 'An act to protect children from neglect and cruelty and relating to their employment protection and adoption' approved the eleventh day of June one thousand eight hundred and seventy-nine providing for the further protection of minors and regulating the boarding and maintaining of infant children for hire"

The act approved the twenty-sixth day of February one thousand eight hundred and fifty-five (P. L. 53) entitled "An act to prevent the sale of intoxicating liquors on the first day of the week commonly called Sunday

Sections one and two of the act approved the eighth day of May one thousand eight hundred eighty-nine (P. L. 131) entitled "An act forbidding the refilling of or dealing or trafficking in registered bottles by persons other than the owners thereof without the written permission of the owner declaring it to be a misdemeanor so to do imposing a penalty therefor and providing what shall be prima facie proof thereof"

Section two of the act approved the twenty-fifth day of February one thousand nine hundred one (P. L. 11) entitled "An act to establish a Department of Forestry to provide for its proper administration to regulate the acquisition of land for the Commonwealth and to provide for the control protection and maintenance of Forestry Reservations by the Department of Forestry"

The act approved the tenth day of July one thousand nine hundred one (P. L. 638) entitled "An act to prohibit the sale and furnishing of tobacco to persons under the age of sixteen years"

Section one of the act approved the twenty-seventh day of March one thousand nine hundred three (P. L. 102) entitled "An act to prevent bigamous marriages defining same and declaring same misdemeanors fixing the punishment declaring certain marriages void exempting certain persons from the penalties marking out limits of time within which the prosecution must be brought and repealing inconsistent acts"

The act approved the twenty-third day of April one thousand nine hundred nine (P. L. 171) entitled "An act making it a misdemeanor for any person to make utter circulate or transmit false or derogatory statements affecting the solvency or financial standing of any bank banking house banking company trust company surety company guarantee company title insurance company or other financial institution in this Commonwealth and providing penalties for violation of this act"

Sections one and two of the act approved the sixth day of May one thousand nine hundred nine (P. L. 443) entitled "An act prohibiting any owner offering for sale or selling any horse which could not be worked in this Commonwealth without violating the laws against cruelty to animals by reason of lameness debility disease or other cause and preventing any person from leading riding or driving on any public way for any purpose except to a proper place for humane keeping or killing or for medical or surgical treatment any horse which by reason of debility disease or lameness or for other cause could not be worked without violating the laws against cruelty to animals providing a penalty for the violation of this act and authorizing policemen constables or agents of any society for the prevention of cruelty to animals in this Commonwealth to make arrests on view or by warrant of offenders of this act"

Section three of the act approved the eleventh day of May one thousand nine hundred eleven (P. L. 274) entitled "An act to prohibit the bringing into prisons of all weapons or other implements which may be used to injure any convict or person or in assisting any convict to escape punishment or the selling or furnishing of same to convicts to prohibit the bringing into prisons of all spirituous or fermented liquors drugs medicines poisons opium morphine or any other kind or character of narcotics or the giving selling or furnishing of spirituous or fermented liquor drugs medicine poison opium morphine or any other kind or character of narcotics or bringing into or taking out letters notes money or contraband goods of any kind whatsoever and providing a penalty for the violation thereof"

Sections eight and nine of the act approved the twelfth day of June one thousand nine hundred thirteen (P. L. 481) entitled "An act relating to inns and hotels regulating certain rights and liabilities of hotelkeepers and innkeepers and providing penalties for fraud against innkeepers and hotelkeepers"

Sections two three and four of the act approved the

eighteenth day of July one thousand nine hundred seventeen (P. L. 1068) entitled "An act to prevent the publication and distribution of discriminating matter against any religious sect creed class denomination or nationality and to punish the same"

The act approved the thirteenth day of April one thousand nine hundred twenty-one (P. L. 140 Act No. 88) entitled "An act making it unlawful to turn in or sound false alarms of fire and to meddle or interfere with or break or destroy any fire-alarm telegraph system"

The act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1361) entitled "An act to amend section one of the act approved the twenty-third day of April one thousand nine hundred and nine (P. L. 171) entitled 'An act making it a misdemeanor for any person to make utter circulate or transmit false or derogatory statements affecting the solvency or financial standing of any bank banking house banking company trust company surety company guarantee company title insurnace company or other financial institution in this Commonwealth and providing penalties for violation of this act' by extending the provisions of said act so as to include the writing and publishing of derogatory financial statements and to include statements affecting building and loan associations"

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Millery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 340, on final passage, entitled:

An Act to further amend subsection (c) of section seven of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State Government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," making further provision for designation and selection of representatives for the purposes of collective bargaining.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

RECONSIDERATION OF HOUSE BILL No. 696 ON FINAL PASSAGE

Mr. JONES. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 696 passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. JONES. Mr. President, I voted "aye".

Mr. BLASS. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BLASS. Mr. President, I voted "aye".

The motion was agreed to.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 696, entitled:

An Act to further amend sections one two three and four of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 787) entitled as amended "An act authorizing subject to approval of the court of common pleas the compromise or reduction of tax and municipal claims on real property purchased by any county city borough town school district or poor district at any sale for the nonpayment of taxes or municipal claims and the reconveyance or private sale of such property" requiring such reconveyance and private sale to have the approval of a majority of the municipalities having an interest therein

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. JONES. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend the title, Line 12, after the word "of" by striking out the words "a majority of" and Line 13 before the word "an" by striking out the words "the municipalities having" and inserting in lieu thereof the following: "the court of common pleas after notice to all municipalities having"; Amend Section 1, Page 2, Line 22, after the word "of" by striking out the words "a majority of the", Line 23 by striking out the word "municipalities", and Line 24 before the word "the" by striking out the words

"having an interest in such property and of"; Amend Section 2, Page 3, by striking out all of line 14 and on Line 15 before the word "of" by striking out the words "having an interest therein and"; Amend Section 4, Page 4, Line 8, after the word "that" by striking out the words "a majority of the municipalities having", Line 9 before the word "the" by striking out the words "an interest therein have agreed"; Amend Section 4, Page 4, Line 10, after the word "sale" by striking out the words "and that it".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 696 on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 805, on final passage, entitled:

An Act to amend Article VIII of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 18, as follows:

An Act to amend sections one and two of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1303) entitled "An act to regulate the sale of certain hypnotic analgesic and body-weight reduction drugs in the interest of public health" by redefining the meaning of "other hypnotic drug or analgesic drug or body-weight reducing drug" and naming certain remedies permitted to be sold at retail under certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and two of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1303) entitled "An act to regulate the sale of certain hypnotic analgesic and body-weight reduction drugs in the interest of public health" are hereby amended to read as follows

Section 1 Be it enacted etc That the following words and phrases shall for the purpose of this act have the meanings respectively ascribed to them in this section except where the context clearly indicates a different meaning

"Hypnotic drug" shall mean the drugs known as barbital and the salts of barbituric acid also known as malonylurea or any derivative or compounds or any preparations or mixtures thereof possessing hypnotic properties or effects

"Other hypnotic drug or analgesic drug or body-weight reducing drug" shall be held to mean and include sulphonethylmethane (Trional) or sulphonmethane (Sulphonal) or diethylsulphon diethylmethane (Tetronal) or bromdiethylacetyl-carbamide (Carbromal) by whatever name they may be known or paraldehyde or any derivatives or compounds or preparations or mixtures thereof possessing hypnotic properties or effects and chloral or chloralhydrate or chlorbutanol or any compounds or mixtures thereof possessing hypnotic properties or effects or phenylcinchoninic acid (Cinchophen) an analgesic antirheumatic drug or any derivative or compound including Atophan and Atoquinol or dinitrophenol a metabolic accelerator body-weight reduction drug or any dinitro compounds including dinitrophenol sodium and dinitrocresol sodium Amphetamine (Benzedrine) and Thyroid when the drugs herein defined or any derivatives or compounds or mixtures or preparations thereof

Section 2 No hypnotic drug or analgesic or body-weight reduction drug as defined herein shall be sold at retail or dispensed to any person except upon the written prescription of a duly licensed physician dentist or veterinarian compounded or dispensed by a registered pharmacist or under the immediate personal supervision of a registered pharmacist and no pharmacist shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the pharmacist the date compounded and the consecutive number of the prescription under which it is recorded in his prescription files together with the name of the physician dentist or veterinarian prescribing it Provided That the provisions of this section of this act shall not apply to a duly licensed physician dentist or veterinarian Provided however That they keep a record of the amount of such drugs purchased and a dispensing record showing the date name of the quantity of the drugs dispensed and the name and address of the patient No physician dentist or veterinarian shall dispense any such drug without affixing to the container in which the drug is sold or dispensed a label bearing the name and address of the dispenser the date dispensed the name and address of the patient and the directions for the use of the drug by the patient

Sprays eye lotions tooth-ache drops liniments inhalers and external preparations not including vaginal or rectal remedies may be sold at retail provided that such compound or mixture or preparation intended as a spray eye lotion tooth-ache drops liniment inhalers or external application shall contain in addition to the content of Chlorbutanol or other drug defined under this act some other drug or drugs conferring upon it medicinal qualities other than those possessed by the drug used as specified in this act and that such compounds or mixtures or preparations shall be sold in good faith for the purpose for which they are intended and not for the purpose of evading the provisions of this act

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutmar
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,

Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 40, on third reading, entitled:

An Act to amend or further amend the title and sections one five seven nine and ten of the act approved the eighth day of June one thousand nine hundred seven (P. L. 496) entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefore" excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 122, as follows:

An Act to amend sections one and two and to further amend section three of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344 Number 284) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" authorizing a married woman to mortgage or convey her real property to the same extent as a married man to make contracts as if unmarried

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344 Number 284) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" in hereby amended to read as follows

Section 1 Be is enacted &c That hereafter a married woman shall have the same right and power as [an unmarried person] a married man to acquire own possess control use lease mortgage sell or otherwise dispose of any property of any kind real personal or mixed and either in possession or expectancy and may exercise the said right and power in the same manner and to the same extent as [an unmarried person but she may not mortgage or convey her real property unless her husband join in such mortgage or conveyance] a married man

Section 2 Section two of said act is hereby amended to read as follows

Section 2 Hereafter a married woman may in the same manner and to the same extent as an unmarried person make any contract in writing or otherwise which is necessary appropriate convenient or advantageous to the exercise or enjoyment of the rights and powers granted by the foregoing section but she may not become accomodation endorser maker guarantor or surety for another A married woman may mortgage her real property without her husband joining in the mortgage but she may not execute or acknowledge a deed or other written instrument other than a mortgage conveying [or mortgaging] her real property unless her husband join in such [mortgage or] conveyance

Section 3 Section three of said act as amended by section one of the act approved the twenty-seventh day of March one thousand nine hundred thirteen (P. L. 14) is hereby further amended to read as follows

Section 3 Hereafter a married woman may sue and be sued civilly in all respects and in any form of action and with the same effect and results and consequences as an unmarried person but she may not sue her husband except in a proceeding for divorce or in a proceeding to protect and recover her separate property nor may he sue her except in a proceeding for divorce or in a proceeding to protect or recover his separate property nor may she be arrested or imprisoned for her torts

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 132, on third reading, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania abolishing County of Philadelphia as a separate political entity and providing for administering of county functions by City of Philadelphia

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 231, on third reading, entitled:

An Act to amend section seven of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under

certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, person, association, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purpose of this act"; providing for and regulating the change of width, grade, lines or location of state highways in such cities, the ascertainment and assessment of damages and benefits to abutting property in connection therewith, and the payment of damages by cities and the Commonwealth including the cost of the removal of certain structures; and making appropriations from the Motor License Fund.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 296, on third reading, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties and providing for abatement of certain accrued interest and penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 312, on third reading, entitled:

An Act to amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing the pension of a blind person.

go over in its order.

The PRESIDENT. Is there objection The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 329, as follows:

An Act to further amend section three hundred one and section three hundred three and to amend section three hundred four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by further regulating the computation of the reserve liability of life insurance companies deficiency reserve requirements and the acceptance of valuations made by other states

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three hundred one of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" as last amended by the act approved the seventh day of April one thousand nine hundred and forty-three (P. L. 33) is hereby further amended to read as follows

Section 301 Computation of Reserve Liability (a) The Insurance Commissioner shall each year [compute] value or cause to be valued the reserve [liability] liabilities (hereinafter called reserves or net value) as of the thirty-first day of December of the preceding year for all outstanding life insurance policies and annuity and pure endowment contracts of every life insurance ocmpany [authorized to make insurance on lives] doing business in this Commonwealth in accordance with the terms of the policy contract and rules following and may certify the amount of any such reserves specifying the mortality table or tables rate or rates of interest and methods (net level premium method or other) used in the calculation of such reserves In calculating such reserves he may use group methods and approximate averages for fractions of a year or otherwise

(b) This subsection shall apply only to policies and contracts issued prior to the operative date of section four hundred and ten A (the Standard Non-forfeiture Law) of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) as amended

[(a)] (1) The net value of all outstanding policies of life insurance issued by the company prior to the first day of January one thousand eight hundred and ninety shall be computed upon the basis of the American experience table of mortality with interest at not less than four and one-half and not more than six per centum per annum

[(b)] (2) The net value of all outstanding policies issued between the first day of January one thousand eight hundred and ninety and the first day of January one thousand nine hundred and three on the combined experience or actuaries' table of mortality with interest at four per centum per annum

[(c)] (3) The net value of all outstanding policies of life insurance issued on and after the first day of January nineteen hundred and three on the American experience

table of mortality with interest at three and one-half per centum per annum Provided however That any company may value its group term insurance policies under which premium rates are not guaranteed for a period in excess of five years according to the American men ultimate table of mortality with interest at three and one-half per centum per annum

[(d)] (4) The net value of all policies of life insurance issued on and after January first one thousand nine hundred and twenty-one where the premiums are payable monthly or oftener shall be valued according to the American experience table of mortality with interest at three and one-half per centum per annum But any company may voluntarily value its industrial policies according to the standard industrial mortality table with interest at three and one-half per centum per annum

(5) The net value of a policy at any time shall be taken to be the single net premium which will at that time effect the insurance less the value at that time of the future net premiums called for by the table of mortality and rate of interest designated

(6) The legal minimum standard for valuation of annuities issued after January one one thousand nine hundred and twelve shall be McClintock's table of mortality among annuitants with interest at three and one-half per centum per annum but annuities deferred ten or more years and written in connection with life or term insurance shall be valued upon the same mortality table from which the consideration or premiums were computed with interest not higher than three and one-half per centum per annum

(7) Any such company may however at any time elect under any of its policies of life insurance to reserve on the American experience table of mortality with a lower rate of interest but at a rate not less than two per centum or on the American men ultimate table of mortality (with such modification and extension below age twenty as may be approved by the Insurance Commissioner) with interest at a rate not more than three ane one-half per centum and not less than two per centum and its obligations under such policies shall [thereafter] be valued accordingly

(8) On or after the operative date of section four hundred and ten A (the Standard Non-forfeiture Law) of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) as amended reserves for any policies or contracts may be calculated at the option of the company according to any standard which produces greater aggregate reserves for all such policies or contracts than the standard in use by such company immediately prior to the exercise of the option and with the approval of the Insuarnce Commissioner any company which at any time shall have adopted any standard of valuation producing greater aggregate reserves than the minimum reserves above provided may adopt any lower standard of valuation for any policies or contracts but not lower than the minimum reserves above provided nor lower than the standard specified in such policies or contracts or the standard used by such company for the determination of the non-forfeiture values thereof

(c) This subsection shall apply only to policies and contracts issued on or after the operative date of section four hundred and ten A (the Standard Non-Forfeiture Law) of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) as amended

(1) The minimum standard for the valuation of all such policies and contracts shall be the Commissioners reserve valuation method defined in paragraph (2) of this subsection (c) three and one-half per cent (3½%) interest and the following tables

(i) For all Ordinary policies of life insurance issued on the standard basis excluding any disability and accidental death benefits in such policies the Commissioners 1941 Standard Ordinary Mortality Table

(ii) For all Industrial life insurance policies issue on the standard basis excluding any disability and accidental death benefits in such policies the 1941 Standard Industrial Mortality Table

(iii) For Annuity and Pure Endowment contracts excluding any disability and accidental death benefits in such contracts the 1937 Standard Annuity Mortality Table

(iv) For Total and Permanent Disability benefits in or supplementary to Ordinary policies or contracts Class (3) Disability Table (1926) which for active lives shall be combined with a mortality table permitted for calculating the reserves for life insurance policies

(v) For Accidental Death benefits in or supplementary to policies the Inter-Company Double Indemnity Mortality Table combined with a mortality table permitted for calculating the reserves for life insurance policies

(vi) For Group Life insurance life insurance issued on the substandard basis and other special benefits such tables as may be approved by the Insurance Commission sioner

(2) Reserves according to the Commissioners reserve valuation method for the life insurance and endowment benefits of policies providing for a uniform amount of insurance and requiring the payment of uniform premiums shall be the excess if any of the present value at the date of valuation of such future guaranteed benefits provided for by such policies over the then present value of any future modified net premiums therefor The modified net premiums for any such policy shall be such uniform percentage of the respective contract premiums for such benefits that the present value at the date of issue of the policy of all such modified net premiums shall be equal to the sum of the then present value of such benefits provided for by the policy and the excess of (A) over (B) as follows

(A) A net level annual premium equal to the present value at the date of issue of such benefits provided for after the first policy year divided by the present value at the date of issue of an annuity of one per annum payable on the first and each subsequent anniversary of such policy on which a premium falls due provided however that such net level annual premium shall not exceed the net level annual premium on the nineteen year premium whole life plan for insurance of the same amount at an age one year higher than the age at issue of such policy

(B) A net one year term premium for such benefits provided for in the first policy year

Reserves according to the Commissioners reserve valuation method for (i) life insurance policies providing for a varying amount of insurance or requiring the payment of varying premiums (ii) annuity and pure endowment contracts (iii) disability and accidental death benefits in all policies and contracts and (iv) all other benefits except life insurance and endowment benefits in life insurance policies shall be calculated by a method consistent with the principles of this paragraph (2) of this subsection (c)

(3) In no event shall a company's agreegate reserves for all life insurance policies excluding disability and accidental death benefits be less than the aggregate reserves calculated in accordance with the method set forth in paragraph (2) of this subsection (c) and the mortality table or tables and rate or rates of interest used in calculating non-forfeiture benefits for such policies

(4) Reserves for any category of policies contracts or benefits as established by the Insurance Commissioner may be calculated at the option of the company according to any standards which produce greater aggregate reserves for such category than those calculated according to the minimum standard herein provided but the rate or rates of interest used shall not be higher than the corresponding rate or rates of interest used in calculating any non-forfeiture benefits provided for therein Provided however that reserves for participating life insurance policies may with the consent of the Insurance Commissioner be calculated according to a rate of interest lower than the rate of interest used in calculating the non-forfeiture benefits in such policies with the further proviso that if such lower rate differs from the rate used in the calculation of the non-forfeiture benefits by more than one-half per centum (½%) the company issuing such policies shall

file with the Insurance Commissioner a plan providing for such equitable increases if any in the cash surrender values and nonforfeiture benefits in such policies as the Insurance Commissioner shall approve

(5) Any such company which at any time shall have adopted any standard of valuation producing greater aggregate reserves than those calculated according to the minimum standard herein provided may with the approval of the Insurance Commissioner adopt any lower standard of valuation but not lower than the minimum herein provided

(d) The aggregate reserves or net value so ascertained of the policies and contracts of any such life insurance company shall be deemed its reserve liability to provide for which it shall hold funds in secure investments of an amount equal to such net value above all its other liabilities The Insurance Commissioner shall after having determined as above the net value of all the policies and contracts in force see that the company has that amount in safe legal securities after all its other debts and claims against it have been provided for

(e) The provisions of this section for the valuation of policies and for premium rates shall not apply to companies or associations transacting business on the mutual assessment plan

Section 2 Section three hundred three of such act as last amended by the act approved the seventh day of April one thousand nine hundred and forty-three (P. L. 33) is hereby further amended to read as follows

Section 303 [Separate Liability] Deficiency Reserve Requirements of Companies Charging Less Than Net Premiums Computed on Mortality Tables [Unlawful to Issue Policies Below Rate Fixed in Mortality Tables When the actual premium charged by any life insurance company doing business in the Commonwealth is less than the tabular net premium for such insurance computed as provided in this section such company shall be charged as a separate liability with the value of an annuity the amount of which shall equal the difference between such premiums and the term of which in years shall equal the number of future annual payments due on such insurance at the date of the valuation] If the gross premium charged by any life insurance company on any policy or contract is less than the net premium for the policy or contract according to the mortality table rate of interest and method used in calculating the reserve thereon there shall be maintained on such policy or contract a deficiency reserve in addition to all other reserves required by law For each such policy or contract the deficiency reserve shall be the present value according to such standard of an annuity of the difference between such net premium and the premium charged for such policy or contract running for the remainder of the premium-paying period [The tabular] At the option of the company the net premium for the purpose of this section for all policies and contracts issued prior to the operative date of section four hundred and ten A (The Standard Nonforfeiture Law) of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) as amended shall be computed according to the table of mortality and rate of interest prescribed for such insurance in clauses [(a) (b) (c) or (d)] (1) (2) (3) or (4) of subsection (b) of section three hundred and one of this act except that it shall be computed according to the table of mortality and rate of interest specified in the policy as the basis of the reserve for such insurance if the table so specified is the American men ultimate table of mortality

Section 3 Section three hundred four of said act is hereby amended to read as follows

Section 304 Valuations by other States [The Insurance Commissioner shall accept the valuations made by the] [proper officer of the State under whose authority a life insurance company was organized when such valuations are made on a basis that will give values at least equal to the valuation above defined and when the State under which the company was organized accepts the valuation made by the Insurance Commissioner for the companies organized under the laws of this Commonwealth] in lieu of the valuation of the reserves required in section 301 of this act of any foreign or alien company the Insurance Commissioner may accept any valuation made or caused to be made by the insurance supervisory official of any state or other jurisdiction when such valuation complies with the minimum standard provided in section 301 of this act and if the official of such state or jurisdiction accepts as sufficient and valid for all legal purposes the certificate of valuation of the Insurance Commissioner when such certificate states the valuation to have been made in a specified manner according to which the aggregate reserves would be at least as large as if they had been computed in the manner prescribed by the law of that state or jurisdiction Each [life insurance] such company shall furnish to the Insurance Commissioner on or before the first day of March in each year a certificate from the proper officer of such State or jurisdiction setting forth the value of all the policies and contracts of the company in force on the previous thirty-first day of December Any such company failing to furnish such certificate shall be required to make a full detailed list of policies to the Insurance Commissioner and shall be liable for all charges and expenses resulting from the failure to furnish said certificate

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

Section 5 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 330, as follows:

An Act to further amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties

and repealing existing laws" by amending section four hundred ten (410) thereof relating to uniform policy provisions by adding thereto section four hundred ten A (410A) relating to non-forfeiture benefits and cash surrender values required in life insurance policies and by amending section four hundred twenty C (420C) thereof relating to uniform industrial policy provisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred ten (410) of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as last amended by the act approved the fourth day of June one thousand nine hundred and thirty-seven (P. L. 1634) is hereby further amended to read as follows

Section 410 Uniform Policy Provisions No policy of life or endowment insurance except policies of industrial insurance where the premiums are payable monthly or oftener shall hereafter be issued or delivered by any stock or mutual life insurance company in this Commonwealth unless it contains in substance the following provisions

(a) A provision that all premiums shall be payable in advance either at the home office of the company or to an agent of the company upon delivery of a receipt signed by one or more of the officers of the company who shall be named in the policy

(b) A provision that the insured is entitled to a grace either of thirty days or one month within which the payment of any premium after the first year may be made subject at the option of the company to an interest charge not in excess of six per centum per annum for the number of days of grace elapsing before the payment of the premium during which period of grace the policy shall continue in full force but in case the policy becomes a claim during the said period of grace before the overdue premium or the deferred premiums of the current policy year if any are paid the amount of such premiums with interest on any overdue premiums may be deducted in any settlement under the policy

(c) A provision that the policy shall be incontestable after it has been in force during the lifetime of the insured two years from its date of issue except for nonpayment of premiums and for engaging in military or naval service in time of war without the consent in writing of an executive officer of the company and that at the option of the company provisions relative to benefits in the event of total and permanent disability and provisions which grant additional insurance specifically against death by accident may also be excepted

(d) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties

(e) A provision that if the age of the insured has been misstated the amount payable under the policy shall be such as the premium would have purchased at the correct age

(f) A provision that the policy shall participate in the surplus of the company and that beginning not later than the end of the third policy-year the company will annually determine the portion of the divisible surplus accruing on the policy and that the owner of the policy shall have the right to have the dividend arising from such participation paid in cash or applied to the payment of premium or the purchase of paid up additions to the policy as the policyholder may elect

In lieu of the foregoing provisions the policy may contain a provision that the policy shall participate in the surplus of the company and that beginning not later than the end of the fifth policy-year the company will determine the portion of the divisible surplus accruing on the policy and that the owner of the policy shall have the right to have the current dividend arising from such participation paid in cash and that at periods of not more than five years thereafter such apportionment and payment at the option of the policyholder shall be had

Renewable term policies of ten years or less may provide that the surplus accruing to such policies shall be determined and apportioned each year after the second policy-year and accumulated during each renewal period and that at the end of any renewal period or renewal of the policy by the insured the company shall apply the accumulated surplus as an annuity for the next succeeding renewal term in the reduction of premiums

(g) A provision specifying the options if any to which the policyholder is entitled in the event of default in a premium payment [after three full annual premiums shall have been paid]

(h) A provision for a loan value at any time while the policy is in force [that] after three full years' premiums have been paid

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) it shall be provided that the company [at any time while the policy is in force] will advance on proper assignment or pledge of the policy and on the sole security thereof at a specified rate of interest a sum equal to or at the option of the owner of the policy less than the reserve at the end of the current policy year on the policy and on any dividend additions thereto less a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto and that the company will deduct from such loan value any existing indebtedness on the policy and any unpaid balance of the premium for the current policy-year and may collect interest in advance on the loan to the end of the current policy-year which provision may further provide that such loan may be deferred for not exceeding six months after the application therefor is made A company may in lieu of the provision hereinabove permitted for the deduction from a loan on the policy of a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto insert in the policy a provision that one-fifth of the entire reserve may be deducted in case of a loan under the policy or may provide therein that the deduction may be the said two and one-half per centum or the one-fifth of the said entire reserve at the option of the company

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) it shall be provided that the company will advance on proper assignment or pledge of the policy and on the sole security thereof at a specified rate of interest a sum equal to or at the option of the owner of the policy less than the cash surrender value at the end of the current policy year as required by section four hundred and ten A of this act and that the company will deduct from such loan value (in addition to any indebtedness deducted in determining such value) any unpaid balance of the premium for the current policy year and may collect interest in advance on the loan to the end of the current policy year The company shall reserve the right to defer such loan except any made to pay premiums for six months after application therefor is made This subsection (h) shall not apply to term insurance

(i) A provision [which] for a non-forfeiture benefit and cash surrender value

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this

act (the Standard Non-forfeiture Law) a non-forfeiture benefit shall be provided in event of default in premium payments after premiums shall have been paid for three years which shall secure to the owner of the policy a stipulated form of insurance the net value of which shall be at least equal to the reserve at the date of default on the policy and on any dividend additions thereto specifying the mortality table and rate of interest adopted for computing such reserves less a sum not more than two and one-half per centum of the amount insured by the policy and of any existing dividend additions thereto and less any existing indebtedness to the company on the policy Such provision shall stipulate that the policy may be surrendered to the company at its home office within one month from date of default for a specified cash value at least equal to the sum which would otherwise be available for the purchase of insurance as aforesaid and may stipulate that the company may defer payment for not more than six (6) months after the application therefor is made This provision shall not be required in term insurance of twenty years or less

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section

(j) A table showing in figures the loan value if any and the options if any available under the policy each year upon default in premium payments during at least the first twenty years of the policy and if the proceeds of the policy are payable in installments or as an annuity a table showing the amount of the installment or annuity payment

(k) A provision that the holder of a policy shall be entitled to have the policy reinstated at any time within three years from the date of default in premium payments unless the policy has been duly surrendered or the extension period expired upon the production of evidence of insurability satisfactory to the company and the payment of all overdue premiums and any other indebtedness to the company upon said policy with interest at the rate of not exceeding six per centum per annum

(l) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death

Any of the foregoing provisions or parts thereof not applicable to single premium or non-participating [or term] policies shall to that extent not be incorporated therein Provided however that the police of an insurance company organized under the laws of any State or foreign government may contain when issued in this Commonwealth any provision which may be prescribed by laws of the State or government under which the company is organized and the policies of a life insurance company organized under the laws of this Commonwealth may when issued in any other State Territory or foreign country contain any provision required by the laws of such State Territory or foreign country to be contained in policies issued therein

Section 2 The said act is hereby amended by adding thereto section four hundred ten A (410A) to read as follows

Section 410A Standard Non-Forfetiure Law (a) In the case of policies issued on or after the operative date of this section as defined in subsection (g) no policy of life insurance except as stated in subsection (f) shall be issued or delivered in this Commonwealth unless it shall contain in substance the following provisions or corresponding provision which in the opinion of the Insurance Commissioner are at least as favorable to the defaulting or surrendering policyholder

(1) That in the event of default in any premium payment the company will grant upon proper request not later than sixty days after the due date of the premium in default a paid-up non-forfeiture benefit on a plan stipulated in the policy effective as of such due date of such value as may be hereinafter specified

(2) That upon surrender of the policy within sixty days after the due date of any premium payment in default after premiums have been paid for at least three full years in the case of Ordinary insurance or five full years in the case of Industrial insurance the company will pay in lieu of any paid-up non-forfeiture benefit a cash surrender value of such amount as may be hereinafter specified

(3) That a specified paid-up non-forfeiture benefit shall become effective as specified in the policy unless the person entitled to make such election elects another available option not later than sixty days after the due date of the premium in default

(4) That if the policy shall have become paid-up by completion of all premium payments or if it is continued under any paid-up non-forfeiture benefit which became effective on or after the third policy anniversary in the case of Ordinary insurance or the fifth policy anniversary in the case of Industrial insurance the company will pay upon surrender of the policy within thirty days after any policy anniversary a cash surrender value of such amount as may be hereinafter specified

(5) A statement of the mortality table and interest rate used in calculating the cash surrender values and the paid-up non-forfeiture benefits available under the policy together with a table showing the cash surrender value if any and paid-up non-forfeiture benefit if any available under the policy on each policy anniversary either during the first twenty policy years or during the term of the policy whichever is shorter such values and benefits to be calculated upon the assumption that there are no dividends or paid-up additions credited to the policy and that there is no indebtedness to the company on the policy

(6) A statement of the method to be used in calculating the cash surrender value and the paid-up non-forfeiture benefit available under the policy on any policy anniversary with an explanation of the manner in which the cash surrender values and the paid-up non-forfeiture benefits are altered by the existence of any paid-up additions credited to the policy or any indebtedness to the company on the policy

Any of the foregoing provisions or portions thereof not applicable by reason of the plan of insurance may to the extent inapplicable be omitted from the policy

The company shall reserve the right to defer the payment of any cash surrender value for a period of six months after demand therefor with surrender of the policy

(b) Any cash surrender value available under the policy in the event of default in a premium payment due on any policy anniversary whether or not required by subsection (a) shall be an amount not less than the excess if any of the present value on such anniversary of the future guaranteed benefits which would have been provided for by the policy including any existing paid-up additions if there had been no default over the sum of (A) the then present value of the adjusted premiums as defined in subsection (d) corresponding to premiums which would have fallen due on and after such anniversary and (B) the amount of any indebtedness to the company on the policy Any cash surrender value available within thirty days after any policy anniversary under any policy paid-up by completion of all premium payments or any policy continued under any paid-up non-forfeiture benefit whether or not required by subsection (a) shall be an amount not less than the present value on such anniversary of the future guaranteed benefits provided for by the policy including any existing paid-up additions decreased by any indebtedness to the company on the policy

(c) Any paid-up non-forfeiture benefit available under the policy in the event of default in a premium payment due on any policy anniversary shall be such that its present value as of such anniversary shall be at least equal to the cash surrender value then provided for by the policy or if none is provided for that cash surrender value which would have been required by this section

in the absence of the condition that premiums shall have been paid for at least a specified period

(d) The adjusted premiums for any policy shall be calculated on an annual basis and shall be such uniform percentage of the respective premiums specified in the policy for each policy year that the present value at the date of issue of the policy of all such adjusted premiums shall be equal to the sum of (i) the then present value of the future guaranteed benefits provided for by the policy (ii) two per cent of the amount of insurance if the insurance be uniform in amount or of the equivalent uniform amount as hereinafter defined if the amount of insurance varies with duration of the policy (iii) forty per cent of the adjusted premium for the first policy year (iv) twenty-five per cent of either the adjusted premium for the first policy year or the adjusted premium for a whole life policy of the same uniform or equivalent uniform amount with uniform premiums for the whole of life issued at the same age for the same amount of insurance whichever is less Provided however that in applying the percentages specified in (iii) and (iv) above no adjusted premium shall be deemed to exceed four per cent (4%) of the amount of insurance or level amount equivalent thereto The date of issue of a policy for the purpose of this subsection shall be the date as of which the rated age of the insured is determined

In the case of a policy providing an amount of insurance varying with duration of the policy the equivalent level amount thereof for the purpose of this subsection shall be deemed to be the level amount of insurance provided by an otherwise similar policy containing the same endowment benefit or benefits if any issued at the same age and for the same term the amount of which does not vary with duration and the benefits under which have the same present value at the inception of the insurance as the benefits under the policy

All adjusted premiums and present values referred to in this section shall be calculated on the basis of the Commissioners 1941 Standard Ordinary Mortality Table for Ordinary insurance and the 1941 Standard Industrial Mortality Table for Industrial insurance and the rate of interest not exceeding three and one-half per cent (3½%) per annum specified in the policy for calculating cash surrender values and paid-up non-forfeiture benefits Provided however that in calculating the present value of any paid-up term insurance with accompanying pure endowment if any offered as a non-forfeiture benefit the rates of mortality assumed may be not more than one hundred and thirty per cent (130%) of the rates of mortality according to such applicable table Provided further that for insurance issued on a substandard basis the calculation of any such adjusted premiums and present values may be based on such other table of mortality as may be specified by the company and approved by the Insurance Commissioner

(e) Any cash surrender value and any paid-up non-forfeiture benefit available under the policy in the event of default in a premium payment due at any time other than on the policy anniversary shall be calculated with allowance for the lapse of time and the payment of fractional premiums beyond the last preceding policy anniversary All values referred to in subsections (b) (c) and (d) may be calculated upon the assumption that any death benefit is payable at the end of the policy year of death The net value of any paid-up additions other than paid-up term additions shall be not less than the dividends used to provide such additions Nothwithstanding the provisions of subsection (b) additional benefits payable (i) in the event of death or dismemberment by accident or accidental means (ii) in the event of total and permanent disability (iii) as reversionary annuity or deferred reversionary annuity benefits (iv) as decreasing term insurance benefits provided by a rider or supplemental policy provision to which if issued as a separate policy this section would not apply and (v) as other policy benefits additional to life insurance and endowment benefits and premiums for all such additional benefits shall be disregarded in ascertaining cash surrender values and non-forfeiture benefits required by this section and no such additional benefits shall be required to be included in any paid-up non-forfeiture benefits

(f) This section shall not apply to any reinsurance group insurance pure endowment annuity or reversionary annuity contract nor to any term policy of uniform amount or renewal thereof of fifteen years or less expiring before age sixty-six for which uniform premiums are payable during the entire term of the policy nor to any term policy of decreasing amount on which each adjusted premium calculated as specified in subsection (d) is less than the adjusted premium so calculated on such fifteen year term policy issued at the same age and for the same initial amount of insurance nor to any policy which shall be delivered outside this Commonwealth through an agent or other representative of the company issuing the policy.

(g) After the effective date of this act any company may file with the Insurance Commissioner a written notice of its election to comply with the provisions of this section after a specified date After the filing of such notice then upon such specified date (which shall be the operative date for such company) this section shall become operative with respect to the policies and contracts thereafter issued by such company provided however that the operative date for every life insurance company except a limited life insurance company shall not in any event be later than January first nineteen hundred and forty-eight

(h) This Section shall be known as the Standard Non-forfeiture Law

Section 3 Section four hundred twenty C (420C) of said act which section was added by section one (1) of the act approved the twenty-first day of May one thousand nine hundred and thirty-seven (P. L. 769) is hereby amended to read as follows

Section 420C Uniform Industrial Policy Provisions From and after the first day of January nineteen hundred and thirty-eight no policy of Industrial Insurance shall be issued or delivered to take effect in this Commonwealth or be issued by a life insurance company organized under the laws of this Commonwealth unless the same shall contain in substance the following provisions

(a) A provision that the insured is entitled to a grace of four (4) weeks within which the payment of any premium after the first may be made expect that where premiums are payable monthly the insured shall be entitled to a grace of one month or 30 days During such period of grace the policy shall continue in full force but in case the policy becomes a claim during said grace period before the overdue premiums are paid the amount of overdue premiums may be deducted in any settlement under the policy

(b) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties

(c) A provision that the policy shall be incontestable after it has been in force during the life-time of the insured two years from its date of issue except for non-payment of premium and except for violation of the conditions of the policy relating to naval or military service in time of war and except as to provisions and conditions relating to benefits in the event of total and permanent disability and those granting additional insurance specifically against death by accident

(d) A provision that if the age of the insured has been misstated the amount payable under the policy shall be such as the premium would have purchased at the correct age

(e) A provision that the policy shall participate in the surplus of the company and that the company will annually determine the portion of any divisible surplus accruing on the policy and indicating the conditions under

which the company shall apportion such dividends to the policyholder

(f) A provision for a non-forfeiture benefit and cash surrender value

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit shall be available [that] in event of default in premium payments after premiums have been paid for three full years [there] and shall be [available] a stipulated form of insurance effective from the due date of the defaulted premium the net value of which stipulated form of insurance shall not be less than the reserve on the policy (exclusive of reserves if any for provisions relating to benefits in the event of specific types of disability or provisions granting additional insurance specifically against death by accident and for provisions granting other benefits in addition to life insurance) at the end of the last completed quarter of the policy year for which premiums have been paid and on any dividend additions thereto if any (the policy to specify the mortality table and rate of interest and also the method of valuation if other than net level premium adopted for computing such reserve) less a specified maximum percentage (not more than two and one-half) of the maximum face amount insured by the policy and of dividend additions thereto if any and less any existing indebtedness to the company on or secured by the policy Provided however That the said percentage or other rule of calculation so stated as to permit determination of the values shall be specified for each year for which required values are not included in the policy And provided a company may in lieu of the provision herein permitted for the deduction from the reserve of a sum not more than two and one-half per centum of the maximum face amount insured by the policy and of any dividend additions thereto insert in the policy a provision that a deduction of one-fifth of said reserve may be made or said two and one-half per centum of the maximum face amount insured or one-fifth of said reserve at the option of the company Provided further That after premiums have been paid for five full years the policy may be surrendered to the company at its home office within four weeks of the due date of the defaulted premium for a specific cash value at least equal to the sum which would otherwise be available for the purchase of insurance as aforesaid And provided further That the company may defer payment of such cash value for not more than six months after application therefor is made In the event that such cash or other non-forfeiture value is not requested within the required period it shall be provided that a stipulated form of insurance shall automatically become effective

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section

(g) A table showing in figures the non-forfeiture options available under the policy at the end of each year upon default in premium payments during the premium payment period but not to exceed the first twenty (20) years of the policy [such table to begin with the year in which such values become available] and providing that the company will furnish upon request an extension of such table beyond the years shown in the policy

(h) A provision that the policy if not surrendered for its cash value or if the period of extended insurance has not expired may be reinstated within one year from the date of default in payment of premiums upon payment of all overdue premiums and the payment or reinstatement of any other indebtedness to the company upon said policy and at the option of the company interest thereon at a rate not to exceed six per centum per annum and upon the presentation of evidence satisfactory to the company of the insurability of the insured

(i) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death

(j) A form number and title on the face of the policy clearly and correctly describing its form

Any such policy may be issued or delivered in this Commonwealth which in the opinion of the Insurance Commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the policy holder than hereinbefore required The policies of an insurance company organized under the laws of any other state or foreign government may contain when issued in this Commonwealth any provision which may be prescribed by the laws of the state or government under which the company is organized not contrary to the provisions heretofore prescribed and the policies of a life insurance company organized under the laws of this Commonwealth when issued in any other state territory or foreign country may contain any provision required by the laws of such state territory or foreign country to be contained in the policies issued therein

Any of the foregoing provisions or parts thereof not applicable to non-participating [or term] policies shall to that extent not be incorporated therein and the provisions of this section shall not apply to policies issued or granted pursuant to the non-forfeiture provisions prescribed in subsection (f) of this section

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

Section 5 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 404, as follows:

An Act to further amend section ten of the act approved the twenty-first day of May one thousand nine hundred and thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing

certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing certain duties and restrictions in the allocation and expenditures of the Liquid Fuels Tax Fund in the State Treasury on the county commissioners and the Department of Highways and changing the provisions as to reports to the Departments of the Auditor General and Revenue

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section ten of the act approved the twenty-first day of May one thousand nine hundred and thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" as last amended by the act approved the twenty-first day of June one thousand nine hundred and thirty--nine (P. L. 634) is hereby further amended to read as follows

Section 10 Disposition and Use of Tax (a) One half cent per gallon of the permanent tax collected under the provisions of this act shall be paid into the Liquid Fuels Tax Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated for the purposes hereinafter set forth

The moneys so paid into the Liquid Fuels Tax Fund except those that are refunded as hereinafter provided shall be paid to the respective counties of this Commonwealth on the first day of June and December of each year in the rule ratio that the average return made during the three (3) preceding years to each county bears to the average amount returned to all counties for the three preceding years Provided That the distribution of tax to the counties from the Liquid Fuels Tax Fund that is payable the first day of August one thousand nine hundred and thirty-one shall be made under the provisions of the acts of Assembly repealed by this act

All moneys received by the counties hereunder shall be deposited and maintained in a special fund designated as the "County Liquid Fuels Tax Fund" into which no other moneys shall be deposited and commingled Moneys so received and deposited shall be used only for the purpose of construction reconstruction maintenance and repaid of roads highways and bridges including the payment of property damage now due or hereafter to become due occasioned by or the relocation or construction of highways and bridges and for the payment of interest and sinking fund charges on bonds issued or used for highways and bridge purposes or on so much of any bonds as have been used for such purposes and all such payments heretofore made are hereby validated [.] Provided That no expenditures from the County Liquid Fuels Tax Fund shall be made by the county commissioners for new construction on roads or bridges without first having obtained the approval of the plans for such construction from the Department of Highways And Provided further That the county commissioners shall not allocate moneys from the County Liquid Fuels Tax Fund to any political subdivision within the county until the application and the contracts or plans for the proposed expenditures have been made on forms prescribed prepared and furnished and first approved by the Department of Highways The county commissioners of each county shall make to the [department] Department of Highways on or before the [first days of May and November] fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively of each year on forms prescribed prepared and furnished by the [department] Department of Highways a report showing the receipts and expenditures of such moneys received [during the preceding six months] by the county from the Commonwealth under the provisions of this section [Such] Copies of such reports shall be transmitted to the department and to the Department of the Auditor General for audit Upon the failure of the County commissioners to file any one of such [report] reports or to make any payments allocations or expenditures in compliance with the provisions of this section the department shall withhold further payments to the county out of the Liquid Fuels Tax Fund until the delinquent report is filed [.] transmitted or said moneys allocated or said expenditures for the prior six months are approved by the Department of Highways

(b) The county commissioners may allocate and apportion moneys from the County Liquid Fuels Tax Fund to the political subdivisions within the county in the ratio as provided in this subsection Provided however That when the unencumbered balance in the County Liquid Fuels Tax Fund is greater than the receipts for the twelve months immediately preceding the date of either of said reports the county commissioners shall notify the said political subdivisions to make application within ninety (90) days for participation in the redistribution of the said unencumbered balance and distribute the said unencumbered balance to the said political subdivisions making application therefor in the following manner fifty percent (50%) of said moneys shall be allocated and apportioned among the political subdivisions within the county in the ratio which the total mileage of all roads and streets maintained by the several political subdivisions making application bears to the total mileage of all such roads and streets maintained by such political subdivision in the county as of January first of the year in which an allocation is made and Provided further That the remaining fifty percent (50%) of said moneys shall be allocated and apportioned among the same subdivisions on a population basis in the ratio which each such subdivision of the county making application bears to the total population of the whole county Provided further That in the case of an emergency and upon approval of the Department of Highways the county commissioners may enter into contracts and obligations for the expenditure of the estimated liquid fuels tax receipts for a period not exceeding two years and receive a credit for such expenditures against such subsequent receipts and Provided further That except in the case of an emergency as heretofore authorized no county shall carry over any credit balance against future fuel tax receipts from year to year and any credit balance now carried on the reports or in the records of the county commissioners the department or the Depuartment of the Auditor General are hereby specifically invalidated and declared null and void

(c) The Department of Highways shall annually issue to the county commissioners and to the corporate authorities of the political subdivisions in the counties copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipts and expenditures of any funds authorized to be apportioned allocated or expended as provided herein

[(b)] (d) The remaining two and one-half cents per gallon of the permanent tax collected under the provisions of this act all penalties and interests and all interest earned on deposits of the Liquid Fuels Tax Fund shall be paid into the Motor License Fund and are hereby specifically appropriated for the same purposes for which moneys in the Motor License Fund are appropriated by law

[(c)] (e) The entire amount of the additional emergency tax of one cent per gallon or fractional part thereof collected under the provisions of this act before June first one thousand nine hundred thirty-six shall be paid into the State Treasury by and through the department

and shall be used only for unemployment relief purposes and for such purposes is hereby appropriated and all such tax paid into the State Treasury on and after June first one thousand nine hundred thirty-six shall be credited to the General Fund

Section 2 This act shall become effective on the first day of January one thousand nine hundred and forty-six

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

Becker,	Edmonds,	Kephart,	Taylor,
Berger,	Farrell,	Letzler,	Thomas,
Blass,	Geltz,	Mallery,	Troutman,
Bowers,	Haluska,	Scarlett,	Wade,
Carr,	Heyburn,	Snowden,	Wagner,
Crider,	Homsher,	Stevenson,	Walker,
Crowe,	James,	Tallman,	Wilson,
Ealy,	Jones,		

NAYS—15

Barr,	Dent,	Leader,	Ruth,
Chapman,	Gourley,	Margie,	Stiefel,
Coleman,	Holland,	McCreesh,	Woodring,
Cox,	Jaspan,	Rosenfeld,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 410, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations [illegible] duties and conferring powers upon the Department of Welfare; imposing duties [illegible] prohibiting certain advertising and prescribing penalties

And said bill having been read at length the third time, on the question,

Will the Senate agree to the bill on third reading?

Mr. McCREESH. Mr. President, I have a lot of letters from Philadelphia in regard to Senate Bill No. 410. Some of the letters are from very important judges. This bill carries with it an appropriation to set up an amount for different positions for social workers. Today foster homes are going along very nicely in Philadelphia and I have not heard of any need for improvement.

When this bill went back to the Committee on Appropriations some time ago I asked leave to be heard, and in some way or other the bill slipped out of the committee, as usual. In my mind, Mr. President, this bill should go back again to the committee on Appropriations and give us time to see just how much money the Governor of the state of Pennsylvania has for such actions as this that are not required. We may need money in the future, after the war is over, so I would not be so hasty in spending or appropriating money until we know just where it should go.

MOTION THAT SENATE BILL 410 BE RECOMMITTED TO COMMITTEE ON APPROPRIATIONS

Mr. McCREESH. I move that Senate Bill 410 be recommitted to the Committee on Appropriations.

Mr. STIEFEL. I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MALLERY. Mr. President, I would like to interrogate the gentleman from Philadelphia, Senator McCreesh.

The PRESIDENT. Will the gentleman from Philadelphia, Senator McCreesh, permit himself to be interrogated?

Mr. McCREESH. Yes, sir, I will.

Mr. MALLERY. Does the gentleman from Philadelphia, Senator McCreesh, know that stables and barns housing cows are inspected?

Mr. McCREESH. Mr. President, I have heard no reports from my district.

Mr. MALLERY. I would just like to have the gentleman from Philadelphia answer my question.

Mr. McCREESH. I might answer your question this way, and say that if we keep on passing legislation of the type we are passing now, yes, you will inspect anything. Again, I would answer the question by saying that inspections or investigations are caused by very poor management, because you or I or anybody can be investigated or inspected. I am not in favor, I might say, of the investigation.

Mr. MALLERY. Does the Senator from Philadelphia know that a great deal of money is now being spent investigating how cattle are kept in Pennsylvania, especially milk cattle?

Mr. McCREESH. No, I am not interested in that stuff.

Mr. MALLERY. I would like to ask the Senator, further, whether he considers it more important to see that milk cattle are properly housed than foundling children.

Mr. McCREESH. I do not consider a cow in the place of a child.

Mr. MALLERY. I just ask my colleagues to vote no on this motion.

Mr. McCREESH. If we are to improve conditions in the state of Pennsylvania and if we are to advise men and women to have families, children, instead of going around with dogs in the street, then we should not start voting for this type of legislation.

The man with a family today, the poor man, is the man who protects the country, his work. He works as long as he can, until he almost drops, and then his family of little children come along fighting for the country. If we disagree with that kind of living and, as I said, foster the other kind, then we are doing a wrong thing.

I am not asking for much; I am asking that this bill go back to the Committee on Welfare until we find out just how much money—they say nineteen thousand dollars is needed—what will be needed next year or what will be needed the year after. By the time you satisfy a lot of social workers going into homes and upsetting little children and upsetting their beds and their conditions of living—it is unnecessary— it is setting up a racket for employes who do not understand children.

The PRESIDENT. Senator McCreesh, your motion, as I heard it, was to recommit the bill to the Committee on Appropriations, and now you say the Committee of Welfare.

Mr. McCREESH. Appropriations is correct, Mr. Presiden.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 410 on third reading, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 423, on third reading, entitled:

An Act to add section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing temporarily for payment of State appropriation where schools are closed on account of impassable roads heavy snow or floods

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 501, on third reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and further providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 524, as follows:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 635) entitled "An act creating a commission to study the methods of maintaining and supporting public schools and the method of participation by the Commonwealth and local school districts in the maintenance of a thorough and efficient public school system prescribing its powers and duties and making an appropriation" continuing such commission changing its purpose and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 635) entitled "An act creating a commission to study the methods of maintaining and supporting public schools and the method of participation by the Commonwealth and local school districts in the maintenance of a thorough and efficient public school system prescribing its powers and duties and making an appropriation" is hereby amended to read as follows

Section 2 A commission is hereby created for the purpose of making a [complete study of the methods of maintaining and supporting the public schools and the amount of participation by the Commonwealth and local school districts and making a report thereon to the next session of the General Assembly] study of public school finance including the cost of different types of school organizations and educational programs financed partially or fully by the Commonwealth and making a report thereon to the General Assembly at its regular biennial session in the year one thousand nine hundred forty-seven embodying the commission's recommendations The commission shall consist of a special committee of fifteen members three of whom shall be appointed by the Governor and twelve of whom shall be members of the General Assembly six of whom shall be appointed by the Speaker of the House and six of whom shall be appointed by the President pro tempore of the Senate in each instance with due consideration for representation of the minority party The chairman of said committee shall be named by the Governor

Section 2 The sum of fifty thousand dollars ($50,000) or as much thereof as may be necessary is hereby specifically appropriated to the commission for the payment of the expenses of the members and for the payment of the compensation and expenses of investigators experts assistants and employes for witness fees allowed by the commission for supplies and printing and for all other expenses deemed necessary and proper by the commission

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 528, as follows:

An Act to repeal subsection (f) of section nine hundred two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329)

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section nine hundred two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby repealed

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barr,	Ealy,	Leader,	Stiefel,
Becker,	Edmonds,	Letzler,	Tallman,
Berger,	Farrell,	Mallery,	Taylor,
Blass,	Geltz,	Margie,	Thomas,
Bowers,	Haluska,	McCreesh,	Troutman,
Carr,	Heyburn,	Rosenfeld,	Wade,
Chapman,	Homsher,	Ruth,	Wagner,
Coleman,	James,	Scarlett,	Walker,
Crider,	Jaspan,	Snowden,	Wilson,
Crowe,	Jones,	Stevenson,	Woodward,
Dent,	Kephart,		

NAYS—4

Cox,	Gourley,	Holland,	Woodring,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 537, as follows:

An Act to amend section twenty-eight and to repeal section twenty-nine of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" providing for payment of the compensation of local registrars by the Commonwealth and relieving counties from such payments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-eight of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" is hereby amended to read as follows

Section 28 Compensation of Local Registrars Each local registrar shall be paid the sum of fifty cents for each complete birth death or stillbirth certificate returned by him to the department in accordance with the regulations of the department In case no birth death or stillbirth was registered during any calendar month the local registrar shall so report and be paid the sum of fifty cents for the report The department is authorized to change by regulation the amounts specified herein to be paid to local registrars and the department shall limit the aggregate amount of fees to be paid per annum to any local registrar either by setting an annual aggregate maximum of such fees or by graduating the fees according to the number of registrations The fees of the local registrars shall be paid by the Commonwealth from funds appropriated to the Department of Health

Section 2 Section twenty-nine of said act is hereby repealed

Section 3 This act shall become effective the first day of June one thousand nine hundred forty-five

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,

Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 577, on third reading, entitled:

An Act to amend section seven hundred eight and to further amend clause (f) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the time limitation for tagging big game controlling the removal and transportation of big game requiring report of such killing and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 616, as follows:

An Act to amend section two thousand four and to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" permitting additional hours of service by policemen and firemen for the duration of the present war and providing for overtime pay for such work

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand four of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 2004 Hours of Service Exceptions No city shall employ or require any police officer to remain on duty for more than eight hours in any twenty-four consecutive hours or more than fifty-six hours in any one week unless in emergency cases for the suppression of riots or tumults or the preservation of the public peace Provided That for the duration of the present war and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service in excess of such maximum hours of service Nothing contained herein shall prevent any such city from requiring any such police officer to remain on duty or to work sixteen hours in any twenty-four consecutive hours not more than one day each week if requiring by a change in working hours or a change in shifts

Section 2 Section two thousand one hundred three of said act as last amended by the act approved the sixteenth day of March one thousand nine hundred thirty-seven (P. L. 103) is hereby further amended to read as follows

Section 2103 Platoon System Hours of Service The director of the department having charge of the fire bureau in each city shall divide the officers and members of companies of the uniformed fire force in the employ of such cities or in the case of a volunteer fire department the firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs and those employed subject to call into two bodies or platoons one to perform day service and the other to perform night service The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon and the hours of day service shall not exceed sixty hours in any one calendar week and the hours of night service shall not exceed eighty-four hours in any one calendar week unless the hours of day and night service shall be equalized in which case neither the hours of day or night service shall exceed seventy-two in any one calendar week Provided That for the duration of the present war and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service in excess of such maximum hours of service The employes of such fire forces shall be allowed to have at least twenty-four consecutive hours of rest in every calendar week and to forces shall be allowed to have at least twenty-four consecutive hours of rest in every calendar week and to have an annual vacation of not less than fourteen days without diminution of the salary or compensation fixed by ordinance or resolution In cases of riot serious conflagration times of war public celebrations or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shifts bodies or platoons of fourteen hours in the day shifts bodies or platoons of fourteen hours in the night shifts bodies or platoons excepting as may be necessary to equalize the hours of duty and service and also excepting in case of emergency as above provided

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 628, as follows:

An Act to amend section thirteen hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" increasing the annual amount available for bear damages

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirteen hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 1304 Amount Available for Bear Damages Not to exceed [three thousand dollars ($3,000)] five thousand dollars ($5,000) annually may be expended by the Commission from the Game Fund for the payment of such bear damage protection or bear damage claims filed and adjusted in accordance with the provisions of this article

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 684, as follows:

An Act authorizing and empowering any corporation for profit heretofore or hereafter organized under any general or special law of this Commonwealth by action of its board of directors to make contributions out of its income in any taxable year for public and charitable purposes to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year as returned by it to the Federal Government for income tax purposes and ratifying contributions heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any corporation for profit heretofore or hereafter organized under any general or special law of this Commonwealth by and hereby it is authorized and empowered by action of its board of directors to make contributions out of its income in any taxable year to or for the use of

(a) the United States any State Territory or any political subdivision thereof or the District of Columbia or any possession of the United States for exclusively public purposes or

(b) a corporation trust or community chest fund or foundation created or organized in the United States or in any possession thereof or under the laws of the United States or of any State or Territory or of the District of Columbia or of any possession of the United States organized and operated exclusively for religious charitable scientific literary or educational purposes or for the prevention of cruelty to children (but in the case of contributions to a trust chest fund or foundation payment of which is made within the taxable year of such corporation beginning after the date of the cessation of hostilities in the present war as proclaimed by the President of the United States only if such contributions are to be used within the United States or any of its possessions exclusively for such purposes) no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda or otherwise attempting to influence legislation

to an amount in the aggregate which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year as returned by it to the Federal Government for income tax purposes

All contributions made at any time prior to the passage of this act by authority of the board of directors of the corporation for the purposes and within the limitations prescribed by this act are hereby ratified and confirmed

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Mr. WOODRING. Mr. President and members of the Senate, the chaplain today, in his invocation, said something like this: "In our day of plenty help us to know the blessedness of giving to those who are less favored than we." That is a nice definition of the word charity, and I am sure we are all for it and it is hard to get up on the floor of the Senate of Pennsylvania and talk against something which smacks of charity.

This bill, Senate Bill No. 684, as I read it, permits directors of corporations to give fifteen percent of their net income as reflected by their federal income tax statements to charitable corporations. If that is all that is motivated here it might be worthy of consideration.

The bill also attempts to validate the giving of gifts from corporate treasuries. That, it seems to me, smacks of suspicion. But aside from either of those considerations, I think the real heart of the situation is this, whether we Senators of Pennsylvania want to attempt to reach down in the pockets of stockholders, shareholders of corporations, and take their money without their permission and give it away, no matter how worthy the cause. If we want to be charitably disposed, if we want to make gifts, we ought to make the gifts from our own pockets and not from somebody else's pocket over which we have no real control.

I therefore think this is a bad bill. I think it is way beyond the scope of our propriety to authorize directors of corporations, to say that they can give away stockholders' money. There is an orderly procedure whereby

this can be done—by stockholders' meetings. Stockholders can authorize any gift that they want the corporation to make and if the stockholders authorize it, then I say that is a proper gift. I am especially reluctant to take this position because I know that corporations in my own community are giving to the Community Chest and hospitals, and I am for those gifts, I think it is a fine thing, but I think rather than for us to give away stockholders' money, the stockholders themselves ought to, after the dividends are declared, determine in their own hearts and with their own pocketbooks whether they want to make the gift, and since we are taking away rights from people over whom we have no proper control, I am going to vote against the bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—33

Becker,	Dent.	Kephart,	Taylor,
Berger,	Edmonds,	Mallery,	Thomas.
Blass,	Farrell,	Margie,	Troutman,
Bowers,	Geltz,	Ruth,	Wade,
Carr,	Heyburn,	Scarlett,	Wagner,
Chapman,	Homsher,	Snowden,	Walker,
Cox,	James,	Stevenson,	Wilson,
Crider,	Jones,	Tallman,	Woodward,
Crowe,			

NAYS—12

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Letzler,	Stiefel,
Gourley,	Jaspan,	McCreesh,	Woodring,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 701, as follows:

An Act to amend section three of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 214) entitled "An act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien providing for the payment of the cost of such acquisitions and making an appropriation" by authorizing the Department of Justice to execute and deliver a deed for property formerly owned by a recipient of public assistance upon payment of debt interest and costs due the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 214) entitled "An act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien providing for the payment of the cost of such acquisitions and making an appropriation" is hereby amended to read as follows

Section 3 Any property purchased under the provisions of this act shall be held until such time as the department board commission or officer who or which held the mortgage or was charged with the duty of collecting the money covered by the lien shall believe it advisable to dispose of the same except as hereafter provided in this section Thereupon such department board commission or officer may dispose of the property upon such terms and conditions as he or it may deem advisable and the Department of Justice may approve It shall be lawful to sell the property for cash or for part cash and a mortgage to run from the purchaser to the Commonwealth When the terms and conditions of such sale shall have been agreed upon and approved the Department of Justice is hereby authorized and directed to execute and deliver a deed or other appropriate document conveying or transferring the property Any such conveyance or transfer shall be free and clear of all liens and encumbrances in favor of the Commonwealth except the lien of a purchase money mortgage if any contemporaneously executed and delivered to the Commonwealth When property is purchased at said judicial sale in order to protect a lien of the Commonwealth acquired under section four of "The Support Law" the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) the Department of Justice is hereby authorized at its discretion to execute and deliver a deed or other appropriate document conveying or transferring the property to the former owner and judgment debtor upon payment of the debt interest and costs due the Commonwealth

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Kephart,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas.
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent.	Jones,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 714, on third reading, entitled:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal

investments in certain instances; prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing additional purposes for which turnpike revenue bonds may be issued regulating the sale and use of the proceeds thereof and regulating the issuance of turnpike revenue refunding bonds

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. JASPAN. Mr. President, I ask unanimous consent that House Bill No. 1082, on third reading, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissioners commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the provisions of said act as to the registration of electors before and after certain elections the preparation of street lists the cancellation of registrations for failure to vote and the destruction of records.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unonimous consent that House Bill No. 1211, on third reading, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justice of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds." by further prescribing the time when certain penalties imposed under the said act shall become effective.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2, entitled:

An Act to amend section seven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 899) entitled "An act regulating public bathing places swimming pools public bath houses public and private natatoriums turkish bath houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violations" by eliminating certain annual fees

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. DENT. Mr. President, I have been instructed by the Democratic Caucus to ask that House Bill No. 95 go back to the committee from whence it came, in order that there might be a public hearing held. It seems that certain parties who are affected by the bill are very much interested in it and would like to have their side of the story heard by the Senate.

Therefore, I request that the bill either be returned to the committee from whence it came, for a public hearing, or that it be left upon the Calendar for the purpose of holding a public hearing.

(The Senate was at ease.)

Mr. FARRELL. Mr. President, I ask unanimous consent that House Bill No. 95, on second reading, entitled:

An Act conferring upon the councils of cities of the first class the power, and devolving upon them the duty, of fixing and determining the salaries, wages and other compensation payable out of the treasury of such cities from and after the first day of January, one thousand nine hundred and forty-six of all public officers, clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries, wages or other compensation of officers, clerks and employes of the Courts which are fixed by law or by the Courts.

go over in its order.

The PRESIDENT. Is there objection?

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 98, entitled:

An Act to amend an act approved the sixth day of June one thousand eight hundred and seventy-one (P. L. 1353) entitled "An act relative to plans of survey and regulation in the City of Philadelphia," by restricting the operation

of the act to original plans and revisions, changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published, and of the hearing thereon, eliminating the requirement that streets which are the subject of such plans or revisions must extend from street to street as thoroughfares and must be called public streets, and abrogating the provisions for widening the streets upon the petition of the owners or majority of feet frontage thereon or on one side thereof and by providing that all plans and revisions of plans of land subdivision shall, after approval by the Board of Surveyors, be recorded in the Office of the Recorder of Deeds, and that owners and purchasers shall be conclusively presumed to have notice thereof.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 116, entitled:

An Act to further amend sections one eleven and twelve of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by modifying certain definitions and imposing further powers and duties upon the retirement board prescribing the rights and liabilities of withdrawing contributors and of disability annuitants

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. DENT. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. DENT and were as follows, viz:

YEAS—30

Becker,	[illegible]	Letzler,	Thomas,
Berger,	[illegible]onds,	Mallery,	Troutman,
Blass,	[illegible]rell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Walker,
Chapman,	Homsher,	Tallman,	Wilson,
Crider,	James,	Taylor,	Woodward,
Crowe,	Kephart,		

NAYS—15

Barr,	Gourley,	Jones,	Ruth,
Coleman,	Haluska,	Leader,	Stiefel,
Cox,	Holland,	Margie,	Woodring,
Dent,	Jaspan,	McCreesh,	

So the question was determined in the affirmative.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 135, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisdiction of the Department of Mines in this Commonwealth and the expenses incident to this office

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BOWERS offered the following amendments:

Amend Section 1, Page 1, Line 2, by striking out after the word "Commonwealth" and before the word "shall" the boldface bracket, thus: "[]"; Amend Section 1, Page 1, Line 9, by striking out after the word "has" and before the syllable "con-" the following: "[] who have]".

They were agreed to.

The section was agreed to as amended.

The second and third sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transscribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 162, on second reading, entitled:

An Act to protect the people from tuberculosis to provide for the care treatment isolation and hospitalization of persons afflicted therewith to provide for the commitment of certain persons afflicted with tuberculosis to provide for their care custody and discharge and to prescribe penalties for the violation of this act

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 355, on second reading, entitled:

An Act for the prevention control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 384, entitled:

An Act to add clause XXV XXVI and XXVII to section seven hundred and two of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and

changing the law relating thereto" authorizing townships to adopt ordinances and to prescribe and enforce penalties for violation thereof and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury and providing for an appeal to the court of quarter sessions

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following amendments:

Amend Section 1, Subsection 702, page 3, line 14, by striking out before the word "No" the Roman numerals "XXVI"; Amend Section 1, Subsection 702, page 3, line 17, by striking out before the word "An" the Roman numerals "XXVII".

They were agreed to.

The section was agreed to as amended.

The section section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. STEVENSON offered the following amendment:

Amend title, page 1, line 1, by striking out after the Roman numerals "XXV" and before the word "to" the following: "XXVI and XXVII".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 402, entitled:

An Act to amend subsection B of section three of the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amounts of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions and imposing penalties" excluding domestic corporations owned exclusively by and for members of the medical and dental professions from the provisions thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 536, on second reading, entitled:

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 548, on second reading, entitled:

An Act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 553, on second reading, entitled:

An Act to further amend section two hundred twelve of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws," changing the retaliatory provisions of law so as to equalize the burdens and prohibitions as herein defined placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 560, entitled:

An Act to amend sections two hundred five two hundred six five hundred one five hundred two five hundred five five hundred six and eight hundred seven of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon

certain officers and employes of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by further regulating and improving the civil service of certain departments and agencies of the Commonwealth

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 561, on second reading, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred forty-three (P. L. 796), entitled "An act establishing as state highways, certain highways and requiring their construction, repair and maintenance as such," by limiting the highways and structures which may become the responsibility of the Commonwealth thereunder.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 580, on second reading, entitled:

An Act to further amend section three of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 912) entitled "An act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulating the manufacture sale and offering for sale of bakery products conferring powers on the Department of Agriculture and providing penalties" by eliminating certain requirements concerning wrappers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 599, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred and thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and adding provisions relative to corporate names and addresses advertising filing of certificates by foreign corporations revocation of certificates of authority making certain certificates prima facie evidence in certain cases and by providing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 600, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for service required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and adding provisions relative to corporate names and addresses advertising filing of certificates by foreign nonprofit corporations revocation of certificates of authority making certain certificates prima facie evidence in certain cases and by providing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 613, on second reading, entitled:

An Act to amend the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amount of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions; and imposing penalties" by changing the short title of the act redefining the term "charges" changing the form of the application restricting the conduct of business by a licensee enlarging the authority of the Secretary of Banking altering the powers of licensees offering the requirements and limitations applicable to licensees altering the form of certain statements and excluding certain domestic corporations

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 618, on second reading, entitled:

An Act relating to and regulating the practice of the profession of engineering including civil engineering mechanical engineering electrical engineering mining engineering chemical engineering surveying and constituent parts and combinations thereof as herein defined providing for the licensing and registration of persons practicing said profession and the certification of engineers in training and the suspension and revocation of said licenses registrations and certifications for violation of this act prescribing the powers and duties of the State Registration Board for Professional Engineers the Department of Public Instruction and the courts prescribing penalties and repealing existing laws

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 626, on second reading, entitled:

An Act to add section one point one to the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on certain waters

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 629, entitled:

An Act to amend section six hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" permitting for purposes of conservation the designation and posting of beaver colonies prohibiting the trapping of beavers at any time in such colonies and imposing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 636, on second reading, entitled:

An Act to further amend section twelve hundred and eighteen of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring pedestrians to comply with requests of peace officers.

be recommitted to the Committee on Highways.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, I do not propose to oppose the motion, but in order that the record may be clear for the years to come, because I am firmly convinced that we must sooner or later pass some legislation regulating pedestrians in traffic problems, I therefore wish to have added to the record certain communications addressed to me relative to this type of legislation, and I ask that they be made part of the record.

The PRESIDENT. Is there objection? The Chair hears none. Permission is granted.

The communications are as follows:

"THE ATLANTIC REFINING COMPANY

Philadelphia, April 9, 1945.

"Senator John H. Dent
Harrisburg, Pa.

"Dear Senator Dent:

"I hesitate to add to your daily correspondence, however, I did not wish to pass up the opportunity of expressing to you my sympathy in connection with Senate Bill No. 636, which yourself and Senator Snowden have introduced.

"The changes to the Motor Vehicle Code which will be occasioned by the passage of this bill are absolutely necessary, as you are well aware, before any successful attempt can be made towards effective pedestrian control in the large cities of the State of Pennsylvania.

"We are all, I am sure, apprehensive of an increase in redestrian fatalities in the immediate post war area, so that any action that is taken at this time to enable the State and City authorities to control highway problems should effectively bear fruit at some future date.

"Please permit me to assure you that this bill has not only my own sympathy but also the sympathy of most everyone interested in highway safety and the reduction of pedestrian fatalities.

Very truly yours,

G. W. LAURIE,
Manager, Automotive Transportation."

"PHILADELPHIA SAFETY COUNCIL

1129 Walnut Street, Philadelphia, 7, Pa.

April 10, 1945.

"Honorable John H. Dent,
State Senate,
Harrisburg, Pa.

"Dear Senator Dent:

"In behalf of the Philadelphia Safety Council, which as you probably know, is a non-profit, non-political and co-operative organization for the prevention of all types of accidents, I should like to express my appreciation for your sponsorship, along with Senator Snowden, of

Senate Bill No. 636 which you introduced on April 2nd, and which, we now understand, is in your Committee on Highways.

"The Bill amends Section 1218 of the Pennsylvania Vehicle Code, and is designed to give police officers the authority to require names and addresses from persons violating pedestrian regulations. While many of us engaged in traffic safety activities feel that local officers may already have the authority if they choose to exercise it, our police here in Philadelphia, and in some of our other Pennsylvania cities, feel that such a provision in the Vehicle Code is necessary to give added strength to any local ordinance which must subsequently be enacted to effect closer pedestrian control.

"I think you know, that for some few years past, the major proportion of traffic fatalities, not only in the cities but in rural areas as well, have been pedestrians, and it becomes more and more apparent that such educational measures as have hitherto been used must be supplemented, if not by actual rigid enforcement, at least by the authority and power to enforce, if the general public and the police are willing and ready for enforcement.

"In a Pedestrian Slogan Contest conducted last year in Philadelphia by the Philadelphia Safety Council, many of the suggestions coming from some 3000 participants who submitted slogans and essays on what to do about pedestrians, the opinion was expressed that more rigid control measures should be adopted. It may be felt that this is a purely local function and that there is already ample authority in the Vehicle Code to adopt any necessary ordinance but the amendments suggested in Senate Bill No. 636 are solely for the purpose of strengthening any such local ordinances.

"We will very much appreciate your support of this amendment in the interest of further traffic safety on our Streets and Highways, and if, when it is brought out of Committee, we can supply any further information, or if you feel that traffic safety interests would be better served by some of our Council members appearing at a hearing, we will be very glad to do whatever is necessary to advance the Bill's passage.

"I might add that prior to any consideration of this amendment it was discussed with officials of the Bureau of Highway Safety, Department of Revenue, and they indicated no objection to it.

"With sincere appreciation for your co-operation, I am,

Cordially yours,

WALTER W. MATTHEWS,

Managing Director."

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 658, on second reading, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 660, on second reading, entitled:

An Act to add section thirty-one point one to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of assembly" further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens mortgages ground rents estates and claims against such property by such sale and eliminating the right of redemption after such sales

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officers of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 673, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to convey to the County of Blair and the City of Altoona certain real property located in said county and heretofore acquired by the Commonwealth for development as an airport

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 675, entitled:

An Act to repeal The General State Authority Act of 1935 and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 679, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately three-tenths of an acre of land in the County of Delaware upon which is erected the Chester Range Front Light and ceding jurisdiction to the United States

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1095, entitled:

An Act to amend section one thousand one hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" requiring the Pennsylvania Game Commission to pay bounties to public employees

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1172, on second reading, entitled:

An Act to further amend the first six paragraphs of section four hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the membership of the Pennsylvania Aeronautics Commission.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. JAMES. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 29, entitled:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further extending the time for present employes as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 58, entitled:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other execu-

tive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further regulating the vacation leave and sick leave to which State employes are entitled with pay

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 89, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 128, entitled:

An Act to further amend section four hundred three of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished, revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," further regulating burial costs of persons buried at public expense.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 155, entitled:

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 175, entitled:

An Act to further amend sections four ten twelve sixteen seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by further regulating boxing sparring and wrestling matches and exhibitions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 177, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" extending the retirement provisions relating to former teachers to additional persons who separated from school service prior to the first day of July one thousand nine hundred nineteen

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 289, entitled:

An Act to further amend section four of the act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" by adding clause (d) providing for future veterans and rehabilitation programs in public schools

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 361, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America, of a tract of land in the Fortieth Ward, City of Philadelphia, Commonwealth of Pennsylvania, known as the Naval Ammunition Depot of Fort Mifflin, Pennsylvania, and ceding jurisdiction to the United States.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 363, entitled:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating requirements for examinations licenses and fees and revising the powers and duties of the department and revising penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 414, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by increasing the minimum amount to be paid to certain persons on retirement

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 449, entitled:

An Act relating to settlements; abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance, and repealing inconsistent legislation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 522, entitled:

An Act to further amend the title and sections one, three, eight, eleven, sixteen, eighteen and nineteen of, and to add section ten point one to the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 587), entitled as amended "An act to protect the public health by regulating the manufacture, preparation, handling, storage, sale, transportation and possession of meat and meat-food products; prescribing the powers and duties of the Department of Agriculture incidental thereto," including poultry within the provisions of the act providing for the licensing of establishments; making possession of unwholesome meat or meat-food products prima facie evidence of intention to sell; and prescribing additional penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 558, entitled:

An Act to amend subsection (e) of section three of the act approved the first day of August one thousand nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund; reserving all rights and privileges of employes granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" limiting the amount of refund payable to such employes who resign or fail to return to their employment and providing for payments to school districts

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 565, entitled:

An Act to further amend subsection (f) of section three, and the first paragraph of section four of the act approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 644), entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell or lease certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities," by extending the time in which the development of projects may be initiated thereunder.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 578, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen, and section nine hundred seventy-eight point one of the act, approved third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating certain filing fees required by said act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 621, entitled:

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity and regulating the same

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 634, entitled:

An Act providing that war orphans shall not be charged tuition or matriculation fees for attending secondary schools within this Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 635, entitled:

An Act to provide grants for the higher education of certain war orphans; conferring powers and imposing duties on the Superintendent of Public Instruction; requiring free tuition for war orphans attending secondary schools; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 645, entitled:

An Act to amend section five of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955) entitled "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum slearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Board of Housing, and certain other State officers and departments," by providing for the appointment of members of an authority.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 656, entitled:

An Act to amend clause (a) of section three hundred one, clauses (a), (b), (c) and (f) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g), and four hundred twenty-eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employers' rights of subrogation; adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 657, entitled:

An Act to further amend clauses (a), (b), (c), (f) and (h) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employers' rights of subrogation, adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 667, entitled:

An Act to further amend clauses six, seven, twenty and twenty-three of section two of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and per-

sons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," exempting from the provisions thereof motor vehicles engaged in the transportation of wood used in the manufacture of charcoal and wood chemicals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 686, entitled:

An Act authorizing certain persons on active duty with the armed forces of the United States to act as notaries public, requiring certification of their authority in certain circumstances and fixing evidential value of instruments so acknowledged.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 694, entitled:

An Act providing that any adjudication or decree of any orphans court which shall have become confirmed absolutely or shall have become final pursuant to the rules of such court shall be deemed to be final and definitive for all purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 695, entitled:

An Act to amend section twelve hundred nine of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the suspension of the provisions for the burning and destruction of ballots and other papers at certain times, and the salvaging thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 717, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties; and repealing inconsistent laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 721, entitled:

An Act to further amend section two hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith." further regulating when a director may be elected solicitor to the board.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 722, entitled:

An Act to amend the act approved the fifteenth day of March, one thousand eight hundred ninety-nine (P. L. 8) entitled "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid," by further regulating appropriations made to land grant colleges.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 726, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes, the commitment of defective delinquents and repealing certain laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Welfare the Pennsylvania Correctional, Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to a "a State institution"; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them; abolishing certain penal and correctional institutions; imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare, the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents; creating a board of trustees to supervise and manage such institution; regulating the admission and cost of care and maintenance of such juvenile delinquents.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing a State training school for female juvenile delinquents; creating a board of trustees to supervise and manage such institution; making the admission and cost of care and maintenance of such juvenile delinquents.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 732, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing and salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Welfare boards of trustees for certain penal, correctional and delinquent defective institutions, defining their powers and duties and changing the powers and duties of certain other penal, correctional and defective delinquent institutions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 734, entitled:

An Act authorizing the transferring to the Commonwealth of the properties and possessions of corporations formed for the support of a hospital for the insane and the disposition of unexpended moneys theretofore appropriated to such corporations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideraton of House Bill No. 823, entitled:

An Act to further amend subsection (1) of section six of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," further regulating the return of part of the weighmaster's license fee to cities and counties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 824, entitled:

An Act to repeal certain statutes relating to weights and measures.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 827, entitled:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions and providing for the forfeiture of their office.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 884, entitled:

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh, Pittsburgh, Pennsylvania; providing for the transfer of such institution to the Commonwealth; providing for the management and operation of closing and abandonment thereof, and maintenance of tuberculosis patients therein, including the collection of maintenance in certain cases; providing for the retransfer under certain circumstances; conferring power and imposing duties on the Governor and Department of Health.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 933, entitled:

An Act to add section one thousand six hundred and fifteen to the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the release of pupils from the public schools for religious instruction.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1010, entitled:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor-Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1081, entitled:

An Act to amend clause twelve of section three of the act approved the tenth day of May one thousand nine hundred and thirty-nine (P. L. 11) entitled "An act relating to and providing for the promotion and development of business industry and commerce in the Commonwealth conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth abolishing the Pennsylvania State Publicity Commission terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to the Department of Commerce and repealing certain laws" providing for the inspection of mineral production the gathering and compilation of composite statistics for reports to the General Assembly by agencies administering production control plans and for their termination of such plans under certain circumstances

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1170, entitled:

An Act making an appropriation to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

POINT OF INFORMATION

Mr. HALUSKA. Mr. President, I rise on a point of information.

The PRESIDENT. The gentleman will state his point.

Mr. HALUSKA. Can the Chair inform this Body as to what members have asked for leave of absence for tomorrow and their reasons therefor.

The PRESIDENT. The Chair can look it up and inform the Senator. The Chair does not remember for sure.

Mr. HALUSKA. Would it take very long, Mr. President?

The PRESIDENT. No, it will only take a few moments. Leave of absence has been asked for Senator DiSilvestro and Senator Klein, both of whom are ill.

LEAVE OF ABSENCE

Mr. DENT. Mr. President, I rise to ask the consent of the Senate to ask leave of absence for my colleague, Senator Gourley, who will not be with us tomorrow. I might add that our good friend, the inimitable John McCreesh, just had a solution to the whole problem. He said to me, "Johnny, if there is nothing important to-

morrow, I would like to be in Philadelphia," and I said, "John, you better ask John Haluska, because he intends to poll the Senate," and he said, "Oh, tell him to put it off until Monday."

The PRESIDENT. Senator Gourley, having made another engagement under a misapprehension, will not be present tomorrow, and the Lieutenant-Governor may be found attending the session of the Board of Pardons.

ADJOURNMENT

CONDOLENCES EXTENDED ON DEATH OF ERNIE PYLE

Mr. DENT. Mr. President and members of the Senate, today this nation was saddened again by the announcement of the death of one of the outstanding newspapermen in this nation. This man has been found on every battlefront, bringing to the G. I. Joes some touch from home and sending back to those of us who are not fortunate enough to be participating with our brothers at the front, the very life that they lead.

No man has touched American heartstrings any deeper than Ernie Pyle. We are all saddened to know that he is no longer with us. Therefore, as a tribute to his memory, I move that the Senate do now adjourn until eleven o'clock a. m. E. W. T., tomorrow, Thursday, April 19, 1945.

Mr. HEYBURN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:51 p. m. E. W. T. until Thursday, April 19, 1945, at 11:00 a. m. E. W. T.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 18, 1945.

The House met at 1:30 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the the following prayer:

O Lord God Almighty bless all those to whom Thou hast committed the government of this nation. May they uphold what is right and follow what is true. May they know that the lasting joys come to those who do Thy will and perform Thy purposes; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, April 17, 1945.

The Clerk proceeded to read the Journal of Tuesday, April 17, 1945, when, on motion of Mr. DOUGHERTY unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. JOHN M. REILLY. HOUSE BILL No. 1281.

An Act making an appropriation to the Department of Welfare for payment to certain volunteer fire companies for the protection of State property.

Referred to the Committee on Appropriations.

By Mr. LICHTENWALTER. HOUSE BILL No. 1282.

An Act to further amend the title and section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled, as last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings; imposing duties on school authorities and on certain corporations, associations and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," including political subdivisions among the owners and occupants of buildings who may be required to remove or change such buildings.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 4.

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, preparing and printing a compilation of veterans' laws furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Referred to the Committee on Appropriations.

SENATE BILL No. 8.

An Act to authorize the Pennsylvania Post-War Planning Commission, under certain conditions, to enter into agreements with political subdivisions of this Commonwealth for the financing of plans and specifications for public works; and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 10.

An Act making an appropriation to the Department of Military Affairs for the payment of certain moral claims; providing for the hearing, adjustment, and paying of moral claims of person injured, and the dependent relatives, members of families, and personal representatives of persons killed through negligence in the operation of trucks of or under the control of the Pennsylvania National Guard.

Referred to the Committee on Appropriations.

SENATE BILL No. 32.

An Act making an appropriation to the Department of Property and Supplies for the acquisition of land and buildings by purchase, condemnation or gift, the construction and equipment and furnishing of any buildings, and the alteration, removal, remodeling or replacing of existing buildings, to be used for barracks and training facilities for the Pennsylvania State Police.

Referred to the Committee on Appropriations.

SENATE BILL No. 219.

An Act authorizing the Department of Military Affairs to collect and to preserve the selective service and war records of the Commonwealth of Pennsylvania authorizing the storage of such records in available buildings or the construction of a new building to accommodate them if necessary. and making an appropriation therefor.

Referred to the Committee on Appropriations.

SENATE BILL No. 426.

An Act to further amend subsection (b) of section four hundred fifteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by increasing the amount of group life insurance covering certain borrowers and purchasers.

Referred to the Committee on Insurance.

SENATE BILL No. 649.

An Act providing for the disposition of fines penalties and forfeitures collected in summary proceedings and imposing penalties

Referred to the Committee on Judiciary General.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. DIX. RESOLUTION No. 54.

In the House of Representatives, April 17, 1945.

Whereas, The Commonwealth of Pennsylvania has 6,000 miles of unimproved rural dirt roads remaining in its highway system; and

Whereas, These dirt roads are largely farm-to-market roads, school-bus routes, mail routes and milk routes; and

Whereas, It is unthinkable that the great and rich Commonwealth of Pennsylvania should continue to permit an unimproved State rural road system to exist; and

Whereas, The farmers, dairymen, lumbermen and villagers of our rural districts, have a right to expect our great Commonwealth to remedy the deplorable condition of our 6,000 miles of State dirt roads; and

Whereas, Little or no effort has been exerted since the Pinchot administration of fifteen years ago, to complete the hardsurfacing of these 6,000 miles of dirt State roads; and

Whereas, It was then demonstrated that thousands of miles per year of these dirt roads could be hard-surfaced without impairment to the financial condition of the Commonwealth; and

Whereas, There is no better project for postwar construction than the completion of the hard-surfacing of these 6,000 miles of dirt roads; and

Whereas, Over a period of six years, one thousand miles of such roads can be hard-surfaced at a cost that will not be burdensome to the Commonwealth of Pennsylvania; and

Whereas, The improvement of these dirt roads will benefit more people and furnish more employment per dollar than any other project yet planned for the Commonwealth; therefore be it

Resolved, That the Pennsylvania State Highway Department improve 1,000 miles of the remaining State dirt roads per year, or as much thereof as is possible, as a postwar project, and that intercity boulevards and superhighways, if necessary for financial reasons, be held in abeyance until the rural dirt system is completely improved with hard-surfaced highways; and be it further

Resolved, That the State Highway Department proceed immediately to formulate a plan for constructing and financing the completion of these farm-to-market roads to the end that there be made available good hard-surfaced rural roads for the greater promotion of marketing, farming, dairying, education, religion, recreation and tourist travel throughout Pennsylvania.

Referred to the Committee on Highways.

By Mr. DAGUE. (Concurrent) RESOLUTION No. 55.

In the House of Representatives, April 17, 1945.

Whereas, The name of the founder of this Commonwealth lends itself appropriately as an abbreviation for Pennsylvania and its use in such circumstances will to a greater extent perpetuate the memory of this tolerant advocate of the dignity of man and of his leading part in formulating the idealogy of the democracy under which we live; now therefore be it

Resolved (if the Senate concurs), That the official abbreviation of Pennsylvania as it is applied to this Commonwealth shall be Penn. As soon as economically feasible, this and no other abbreviation for the name of this Commonwealth shall be used by all departments, boards, commissions, bureaus, offices and the courts of this Commonwealth and its political subdivisions and the officers, employes and judges thereof; and be it further

Resolved, That a copy of this resolution shall be forwarded by the Chief Clerk of the House of Representatives of the General Assembly to each court of record of this Commonwealth, to every high school and State-aided college in the Commonwealth of Pennsylvania and to the Postmaster General of the United States.

Referred to the Committee on Rules.

PETITIONS AND REMONSTRANCES

The SPEAKER laid before the House the following petitions and remonstrances which were read by the Clerk.

TAXES

Telegram from Pittsburgh Real Estate Board favoring passage of House Bill No. 1190, empowering cities of second class to levy additional taxes.

Referred to the Committee on Cities and Counties—Second Class.

UNFAIR EMPLOYMENT PRACTICES

Telegram from Zitomirer Beneficial Association favoring legislation prohibiting unfair employment practices and endorsing House Bill No. 354.

Referred to the Committee on Labor.

RETAIL COAL DEALERS

Telegram from Harry Bleiman, Philadelphia, favoring passage of House Bill No. 202, establishing grades of anthracite coal.

Referred to the Committee on State Government.

CAMPBELL JUNIOR HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon the Eighth grade history class of the Campbell Junior High School who are the guest of the gentleman from Lebanon, Mr. Kurtz.

The Chair assures you that we are pleased to have you visit us today.

HIGHSPIRE HIGH SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes to the House this afternoon the Senior and Junior history classes of the Highspire High School, who are guest of the gentleman from Dauphin, Mr. Fox.

Boys and girls you are welcome to the session today. We hope you will be able to come again.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. BOIES for himself after today's session.
Mr. GORE for himself for tomorrow's session.
Mr. CHUDOFF for himself for tomorrow's session.
Mr. ROSE for himself for tomorrow's session.
Mr. ERB for himself for tomorrow's session.
Mr. HERING for himself for tomorrow's session.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I would merely call the attention of the Members on both sides of the House to the fact that House Bill No. 568 will be voted upon tomorrow. Those Members who do not want to be recorded on House Bill 568, it is all right with me personally, but I think they would want to be recorded.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HEWITT asked and obtained permission for the Committee on Mines and Mining to meet during the session of the House.

COMMITTEE REPORTS

Mr. SERRILL from the Committee on Highways reported as committed House Bill No. 79, entitled:

An Act to facilitate vehicular traffic between the eastern section of the Commonwealth and the ports on Lake Erie by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County to a point at or near the City of Erie; and conferring powers; and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds, and for the cost of maintenance, operation, and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions upon which such turnpike shall become free providing for grade separations, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike, providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds.

Mr. BOORSE from the Committee on Military Affairs reported as committed House Bill No. 622, entitled:

An Act to provide for the establishment and maintenance of a home for disabled and indigent soldiers and sailors of Pennsylvania.

Mr. DEPUY from the Committee on Highways reported as committed House Bill No. 724, entitled:

An Act to amend section four of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the third class.

Mr. STUART from the Committee on Military Affairs reported as committed House Bill No. 842, entitled:

An Act authorizing cities, boroughs, towns and townships to establish veterans' service centers and to expend money therefor and for the operation and maintenance thereof.

Mr. GOODLING from the Committee on Game reported as committed House Bill No. 870, entitled:

An Act to further amend section fifteen, and to add section fifteen and one-tenth to, the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended "An act relating to dogs, and the protection of livestock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Ariculture; providing for the enumeration of dogs by assesors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to livestock, poultry, and game birds by dogs, and for livestock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," authorizing county treasurers to retain certain moneys collected under said act, and the payment thereof to certain societies for the prevention of cruelty to animals under supervision of the courts of common pleas.

Mr. McCLESTER from the Committee on Education reported as committed House Bill No. 890, entitled:

An Act to further amend section two thousand six hundred three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," authorizing school districts of the second, third and fourth class to employ certified public accountants to audit the school finances in lieu of the controller or auditors of the city, borough, town or township.

Mr. O'BRIEN from the Committee on Education reported as committed House Bill No. 1016, entitled:

An Act to further amend section one thousand four hundred twelve of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the Commonwealth to pay the tuition of certain non-resident inmates of institutions attending public schools.

Mr. DAGUE from the Committee on Highways reported as committed House Bill No. 1085, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing Route 53073 in Schuylkill County.

Mrs. VARALLO from the Committee on Municipal Corporations reported as committed House Bill No. 1121, entitled:

An Act to further amend section fifteen of the act, approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six month before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," permitting assignees of municipal claims to revive the same by suggestion of non-payment and averment of default.

Mrs. DYE. Mr. Speaker, we are making legislative history. I would like to draw the attention of the Members of the House to the precedent that is being established. For the first time in the history of the House of Representatives of Pennsylvania a bill was introduced by two women Members of the House, reported from Military Affairs Committee by a woman also. Here is a bill with the completely feminine touch.

Mrs. DYE from the Committee on Military Affairs reported as committed House Bill No. 1169, entitled:

An Act authorizing the Department of Military Affairs upon request to supply an official flag of the Commonwealth to each post of a nationally chartered veterans' service organization in the Commonwealth, and making an appropriation.

Mr. WATKINS from the Committee on Education reported as committed House Bill No. 1199, entitled:

An Act to further amend section four hundred one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the preservation of certain records.

Mr. TROUT from the Committee on Education reported as committed House Bill No. 1213, entitled:

An Act to amend section two hundred six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," providing for the election of school directors for independent school districts and terminating the terms of office of the present school directors in such districts.

Mr. DEPUY from the Committee on Highways reported as committed House Bill No. 1271, entitled:

An Act authorizing the laying out, opening, construction and maintenance of a State highway route in the County of Juniata, and making an appropriation.

Mr. MOSER from the Committee on Military Affairs reported as committed Senate Bill No. 284, entitled:

An Act to amend section one of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 270), entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval, military, or other personnel, at the Soldiers'" and Sailors' home at Erie, to the Department of Military Affairs for the maintenance and operation of said home," by including moneys received for the housing and maintaining of certain discharged service men.

Mr. MILLER from the Committee on Cities—Third Class reported as committed Senate Bill No. 446, entitled

An Act to further amend section one thousand nine hundred two of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending, revising, and consolidating the law relating thereto," exempting certain contracts from the pro

visions of said act regulating advertising and bidding for contracts.

Mr. BOIES from the Committee on Cities—Third Class reported as committeed Senate Bill No. 483, entitled:

An Act to add clause fifty-five to section two thousand four hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," authorizing the acquisition and maintenance of parking lots and the exercise of the power of eminent domain therefor.

Mr. STONIER from the Committee on Military Affairs reported as amended Senate Bill No. 248, entitled:

An Act to authorize certain persons to take affidavits and acknowledgments in connection with the administration of the affairs of veterans and their dependents making certain offenses punishable as perjury and imposing penalties.

Mr. FREED from the Committee on Cities—Third Class re-reported as amended House Bill No. 647, entitled:

An Act to amend section two thousand one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cites of the third class and amending revising and consolidating the law relating thereto" by fixing the minmum salaries or compensation for paid policemen in police departments or bureaus in such cities

BILL INTRODUCED

Mr. HEATHERINGTON asked and obtained unanimous consent to introduce a bill the title of which was read for information as follows:

An Act to further amend sections one and two of the act, approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," declaring Roosevelt's Birthday, the thirtieth day of January, a legal holiday.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon a former Member, the gentleman from Westmoreland, Mr. Paul K. McCormick.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 22, 54, 65, 67, 85, 101, 194, 294, 468, 641, 644, 663, 680, 693.

House Bills concurred in by Senate 45, 51, 136, 146, 439, 474, 614, 642, 784, 795, 866.

Amended House Bills returned for concurrence 448.

Amended Senate Bills—Senate insists on non-concurrence in House amendments 52.

Amended House Bills—Senate insists on amendments 1.

APPOINTMENT OF NEW CONFERENCE COMMITTEE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 17, 1945.

The Committee of Conference appointed on April 11, to consider House Bill No. 527 was this day discharged from further consideration of the said bill and in its stead the Senate appointed Senators Blass, Ealy and Woodring.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1, entitled:

An Act to amend the title and certain sections, and to add certain new sections to the act approved the twenty-second day of June, one thousand nine hundred thirty-seven, (P. L. 1987), entitled "An act to preserve and improve the purity of the water of the Commonwealth for the protection of the public health, animal and aquatic life, and for industrial consumption, and recreation; empowering and directing the creation of indebtedness or the issuing of non-debt revenue bonds by political subdivisions to provide works to abate pollution; providing protection of water supply; providing for the jurisdiction of courts, magistrates, aldermen and justices of the peace in the enforcement thereof; and providing additional remedies for abating pollution of waters; imposing certain penalties; and repealing certain acts", by changing the definitions of "establishment" and "industrial waste", by changing penalties for violations and requiring prosecutions to be instituted or approved by the Attorney General by prohibiting the discharge of silt into any waters of the Commonwealth and regulating the discharge of acid mine drainage into waters thereof authorizing the Sanitary Water Board to establish standards of purity and to determine the time for compliance with the provisions of the act in certain cases and requiring the Board's approval of plans for opening reopening or extending coal mines, by authorizing the acquisition by purchase or condemnation or otherwise by the Sanitary Water Board of easements or right of ways and the acquisition or construction of pipes conduits drains or tunnels and pumps and pumping equipment and providing for the payment of the costs thereof by the Commonwealth

And has appointed Messrs. Heyburn, Thomas and Ruth a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

The SPEAKER. The Chair requests the gentleman from Northumberland, Mr. Bower to preside.

MR. BOWER IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 69, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 140, entitled:

An Act making an appropriation to aid school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 147, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeoman (female) and nurses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 152, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 157, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 174, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 279, entitled:

An Act to amend section one of the act approved the first day of June one thousand nine hundred forty-three (App. Acts p. 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" increasing the amount of such appropriation and extending the time thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 324, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 399, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloister and important historical shrine belonging to the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 610, entitled:

An Act making an appropriation to the Department of Public Instruction for the purchase of large type books for partially sighted children

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 815, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 817, entitled:

An Act making an appropriations to the Department of Property and Supplies for the further restoration improvement and equipment of the Pottsgrove Mansion in the Borough of Pottstown on the advice and subject to the approval of the Pennsylvania Historical Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 992, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park, birthplace of the petroleum industry.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1278, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1243, entitled:

An Act to add section thirty-three to the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the bound-

ary lakes and boundary rivers of the Commonwealth" prohibiting dredging or otherwise disturbing the bottoms of certain waters which are the spawning beds of fish and imposing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 425, entitled:

An Act authorizing individual co-fiduciaries in certain cases to consent to holding of investments in the name of their corporate co-fiduciaries' nominee and validating such consents heretofore given

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 488, entitled:

An Act to amend section 3 of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568), entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" by making further provision concerning the revocation of credits given by a bank for items drawn on or payable at such bank.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 405, entitled:

An Act providing temporary increases in the salaries of nonprofessional employes of school districts authorizing additional appropriations and temporary loans therefor requiring the Commonwealth to reimburse school districts for the full amount of such increases authorizing the Superintendent of Public Instruction to withhold payments due from the Commonwealth in certain cases authorizing additional temporary increases and validating such increases heretofore made

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

The SPEAKER pro tempore. The following bills on first reading on page 4 of today's calendar, are not on file and will be passed over:

House Bill No. 142, Printer's No. 576,,
House Bill No. 148, Printer's No. 574,
House Bill No. 170, Printer's No. 573,
House Bill No. 325, Printer's No. 572,
House Bill No. 386, Printer's No. 577,
House Bill No. 816, Printer's No. 578,
House Bill No. 821, Printer's No. 579, and
House Bill No. 868, Printer's No. 566.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Northumberland, Mr. Bower, for presiding.

TIME EXTENDED ON BILLS

Mr. CHUDOFF. Mr. Speaker, I move that the time on House Bill No. 648, Printer's No. 389, entitled:

An Act to further amend section four of the act, approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," by increasing the salaries of judges of common pleas of the first and fifth judicial districts.

House Bill No. 649, Printer's No. 649, entitled:

An Act to amend section seven of the act approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the Judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny," by increasing the salaries of judges of the Municipal Court of Philadelphia.

on page 12 of today's calendar, bills on second reading postponed, be extended five days.

The motion was agreed to.

ADDITIONAL SPONSOR

Mr. HARE. Mr. Speaker, in view of the recognized fine work and the sincere method and manner in which the Chairman of the House Education Committee performed his duties this year I ask unanimous consent of the House to have the name of the Hon. D. Raymond Sollenberger of Blair County added to the sponsorship of House Bill 568.

The SPEAKER. Will the House give its unanimous consent to add an additional sponsor to House Bill 568? Is there objection? The Chair hears none and consent is granted.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 568, entitled:

An Act to add section 1209.1 to and to repeal subsections 1, 2, 3, 4, 5, 6, 7, 7A, 8, 9, 10 and 11 and paragraph (a) of subsection 19 of section 1210 and to further amend section 1436 of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" by further providing for the minimum of compensation and increments of members of the teaching and supervisory staffs of school districts, county superintendents, assistant county superintendents, and district superintendents, and providing for reimbursement by the Commonwealth.

The first section was read.

On the question,

Will the House agree to the section?

Messrs. SOLLENBERGER and BENTZEL offered the following amendments:

Amend section 1 (subsection 2 of section 1209.1) page 5, line 26, by striking out with bold faced brackets the following: "Provided" and inserting in lieu thereof the following: "provided".

Amend section 1 (subsection 2 of section 1209.1) page 5, lines 26 and 27 by striking out with bold faced brackets the following: "such professional employes".

Amend section 1 (subsection 2 of section 1209.1) page 5, line 28 by inserting after the word "class" the following: "elementary teachers".

Amend section 1 (subsection 2 of section 1209.1) page 5, line 29 by inserting after the word "each" the following: "and high school teachers shall be entitled to four additional minimum annual increments of one hundred dollars ($100) each."

They were agreed to.

On the question,

Will the House agree to the section as amended?

Mr. SALUS offered the following amendments:

Amend Section 1, page 12, line 15, by striking out the word "Seven", and inserting in lieu thereof "Eight".

Amend Section 1, page 12, line 16, by striking out the figure "($700)", and inserting in lieu thereof "($800)".

On the question,

Will the House agree to the amendments?

Mr. HARE. Mr. Speaker, I ask the House Membership to oppose this amendment.

Mr. SALUS. Mr. Speaker, this amendment does but one thing, it raises the allotment of Philadelphia and Pittsburgh from seventy-eight hundred dollars. I am told, and I think reliably told, that that is the smallest amount received by any school district in Pennsylvania. The purpose of the amendment is to give the school districts in the two cities the opportunity to increase the salaries of three thousand employees in the City of Philadelphia who are not school teachers. The number in Pittsburgh I do not know.

Now, many of the employees in the City of Philadelphia are women who are earning on the average ten dollars a week. They work part time. There are many other employees, engineers, janitors, women who help in janitor services, and they under the present setup are to receive no consideration.

I have no fault to find with the bill as presented excepting that I think the opportunity to pay those that are miserably paid in the City of Philadelphia the opportunity should be given to them to give them some additional money. We hear much about the high cost of living, we hear much about our income tax, and naturally in these times we all want to be satisfied to take the punishment or whatever you call it—take it cheerfully because it is a condition due to the present war, but these poor underpaid people who are employed in the City of Philadelphia, if they go out on the market, these women making ten dollars a week, they have got to pay the same price for a pound of butter that a millionaire does, they have got to pay the same for their coal as a millionaire does, and I think it is high time if we are going to try to help the employees out in the school districts of Pennsylvania, including school teachers and other employees, we should also try to take care of those who are miserably underpaid, and that is all that this additional one hundred dollars put into Section 1 means. I think the Members of this House ought to support the amendment.

Mr. HARE. Mr. Speaker, it is not my desire, nor do I believe it is the desire of any Member of the House to want to go into any protracted discussion of the measure. I want to correct one statement of the Senator from Philadelphia. This bill affects in his amendment, not only the cities of Pittsburgh and Philadelphia but provides a change in the base from seven hundred dollars to eight hundred dollars to all school districts of Pennsylvania at a cost of about two and three-quarters millions of dollars additional.

I know all of you are sincere in attacking the problems of Public Education and there is only one thing I want to discuss and call to your attention, and that is ask you to look deep into your hearts and conscience as you honestly and sincerely strive to serve the people, and then look at that tall, angular figure who is depicted in that front mural, who one hundred eleven years ago uttered these words, the father of public education in the State of Pennsylvania, Thaddeus Stevens:

When you come to vote upon these questions, take lofty ground, look beyond the narrow sphere of time on which you presently stand, and so cast your vote that the blessings of education may be conferred upon the poorest child of the poorest inhabitant in the meanest huts of your mountains in Pennsylvania, to the end that he too may be prepared to act well his part in this land of free men.

I would ask the House in deference to the long study given to this bill to vote down the proposed amendment.

The yeas and nays were required by Mr. O'Brien and Mr. Corrigan.

Messrs. Scanlon, Finnerty and Levy asked for a verification of the roll.

The roll was vertified and was as follows:

YEAS—95

Andrews,	Gaffney,	McNair,	Regan,
Baker,	Gore,	Mihm,	Reidenbach,
Barrett,	Grant,	Mills,	Reynolds,
Bentzel,	Green,	Modell,	Root,
Boies,	Hamilton,	Mooney,	Rose,
Boney,	Heatherington,	Moore, W. J.,	Rudisill,
Boory,	Hennihan,	Moran,	Salus,
Brancato,	Hering,	Munley,	Scanlon,
Brothers,	Herman,	Murray, M. L.,	Schuster,
Brown,	Hersch,	Myhan,	Shaffer,
Brunner, P. A.,	Hunter,	Nagel,	Smith,
Burns,	Jones,	O'Brien,	Snider,
Chudoff,	Kirley,	O'Connor,	Stank,
Cohen,	Kolankiewicz,	O'Dare,	Swope,
Coleman,	Komorofski,	O'Donnell,	Tahl,
Corrigan,	Lane,	O'Neill,	Tate,
Costa,	Leonard,	Owens,	Trent,
Coyle,	Levy,	Petrosky,	Varallo,
Cullen,	Longo,	Pettigrew,	Verona,
Dillon,	Lopez,	Polaski,	Weiss,
Dougherty,	Lovett,	Polen,	Welsh,
Duffy,	Matthews,	Powers,	White,
Elish,	McCormack,	Readinger,	Yester,
Finnerty,	McLanahan,	Reese, R. E.,	

NAYS—97

Barton,	Fullerton,	Lichtenwalter,	Serrill,
Baumunk,	Gardner,	Lyons,	Shoemaker,
Bonawitz,	Getchey,	Madden,	Sloan,
Boorse,	Gibson,	Madigan,	Snyder,
Bower,	Goodling,	Mahany,	Sollenberger,
Breisch,	Greenwood,	McAtee,	Sorg,
Brice,	Greer,	McClester,	Stockham,
Brunner, C. H.,	Guthrie,	McKinney,	Stonier,
Cadwalader,	Gyger,	McMillen,	Stuart,
Cook,	Hall,	Mikula,	Tittle,
Cooper,	Hare,	Miller,	Trout,
Coulson,	Helm,	Milliken,	Turbett,
Dague,	Hewitt,	Moore, C. E.,	Turner,
Dennison,	Hoopes,	Moser,	Wachhaus,
Dix,	Howells,	Murray, P. G.,	Wagner,
Dye,	Huntley,	Nelson,	Waterhouse,
Elder,	James,	Pickens,	Watkins,
Erb,	Kennedy,	Propert,	Wescott,
Ewing,	Kline,	Reagan,	Wood, L. H.,
Flack,	Krise,	Reese, D. P.,	Wood, N.,

Fleming,	Kurtz,	Reilly,	Worley,
Foor,	Laughner,	Riley,	Wright,
Fox,	Lee,	Robertson,	Yeakel,
Freed,	Leisey,	Royer,	Fiss,
Frost,			Speaker.

NOT VOTING—13

Bentley,	Haudenshield,	Loftus,	Pentrack,
Dalrymple,	Hoffman,	McDowell,	Skale,
Depuy,	Hoggard,	McNally,	Trachtman,
Haberlen,			

So the question was determined in the negative and the amendments were not agreed to.

(During the verification of the roll).

PARLIAMENTARY INQUIRY

Mr. FLEMING. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER The gentleman from Allegheny will state it.

Mr. FLEMING. Mr. Speaker, is a Member who arrived during the verification of the roll permitted to vote on the subject before the House?

The SPEAKER. He is not qualified to vote on the question.

On the question recurring,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

DEATH OF ERNIE PYLE ANNOUNCED

The SPEAKER. The Speaker announces to the House, with regret, the death this morning of America's best-loved war correspondent—Erie Pyle—who was killed by a Jap machine gun bullet on a little island off Okinawa.

Ernie Pyle was the thirtieth allied war correspondent to be killed in action. He was a veteran of the invasions of North Africa, Sicily, Italy and Normandy and he had only recently moved to the Pacific to carry out his assigned task of writing "the human side of the war."

His death will be mourned by millions who saw the war through the eyes of a great reporter who was gifted with the ability to write what he saw simply and tellingly. He was the biographer of "G. I. Joe" and he did his last work among fighting men, under fire.

MARYSVILLE HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon the Senior Class of the Marysville High School, accompanied by one of their instructors, Mrs. Harbaugh, who are the guest of the gentleman from Perry, Mr. Barton.

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess until 3:15 p. m. Is there objection? The Chair hears none and a recess is declared.

AFTER RECESS

The House reconvened at 3:15 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 344, 475 and 695

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 344, Printer's No. 50, entitled "An Act to further amend section five hundred and forty of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' further defining the duties of the secretary to the board of supervisors and providing for the preservation and turning over to the successor in office of township records and for the destruction of certain records."

EDWARD MARTIN.

April 18, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 475, Printer's No. 121, entitled "An Act requiring cities boroughs towns and townships to notify adjacent political subdivisions of propsed streets roads and highways leading into them."

EDWARD MARTIN.

April 18, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 695, Printer's No. 242, entitled "An Act to amend section eight hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for special meetings of school directors under jurisdiction of county superintendents."

EDWARD MARTIN.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 45.

An Act to further amend section two hundred one of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their op-

eration; providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," exempting from registration tractors and trailers used by farmers in certain cases.

HOUSE BILL No. 51.

An Act providing for the health and safety of persons employed in and about the coal mines of the Commonwealth of Pennsylvania the protection and preservation of property connected therewith the appointment of electrical inspectors by the Secretary of Mines with the consent and approval of the Governor the fixing of their salaries and necessary expenses incurred in the performance of their duties and the fixing of the qualifications which shall be possessed by persons appointed to the position of Electrical Inspector.

HOUSE BILL No. 136.

An Act to amend section one of the act, approved the sixth day of May, one thousand nine hundred forty-three (P. L. 190), entitled "An act authorizing, in certain cases, the renewal of old motor vehicle operators' licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith, without a learner's permit, examination or additional fee; and while in such service the operation of motor vehicles without renewal of operators' license; and the temporary suspension of existing laws requiring the same," by providing that honorably discharged veterans may make application for renewal of old motor vehicle operators' licenses for a period of one year from the date of honorable discharge in certain cases and authorizing such applications also to be certified by, and sworn to before, a notary public.

HOUSE BILL No. 146.

An Act to further amend the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferrng powers and imposing duties upon the department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" changing the definition of "dealer" and limiting the delivery and issuance of temporary registration plates or markers

HOUSE BILL No. 439.

An Act providing for the establishment in counties of the second class of the lot and block plan for the registration of land titles for the accumulation of county tax liens and for the enumeration of the parcels of real estate to be assessed for county city borough township school and institution district taxation providing for the incurring of indebtedness for the installation thereof and imposing duties upon the county controller and the deed registrar in each of such counties

HOUSE BILL No. 474.

An Act providing for the granting of certificates of licensure to practice professions or work at any trade or occupation in this Commonwealth for which licenses are issued by any State board or other State agency to certain persons who served in the miliary or naval forces of the United States.

HOUSE BILL No. 614.

An Act to further amend section nine hundred and three of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the maximum gross weight of certain commercial motor vehicles and truck tractors.

HOUSE BILL No. 642.

An Act authorizing in certain cases the issuance of motor vehicle operators' licenses to persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith without a learner's permit and the temporary suspension of existing laws requiring the same.

HOUSE BILL No. 784.

An Act to add section one point one to the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 322) entitled "An act providing for the issuance of certified copies of death birth and marriage certificates and divorce decrees by county officers free of charge to disabled war veterans and their dependents in death and compensation cases and prescribing penalties" requiring counties to pay the fees of officers compensated on a fee basis

HOUSE BILL No. 795.

An Act to further amend clause (f) of section two hundred one, and to add clause (n) to section two hundred one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Penn-

sylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, and courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources.

HOUSE BILL No. 866.

An Act to further amend the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety, regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by providing for the use of "reflector type" flares as "danger and caution signals".

With the information that the Senate has passed the same without amendment.

BILLS ON SECOND READING

BILL PASSED OVER

There being no objection

Senate Bill No. 607, Printer's No. 279,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1130, entitled:

An Act to further amend section four hundred four and to amend sections four hundred five and four hundred six of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing stock and mutual life insurance companies to invest in housing projects either through stock ownership or real estate acquisition or use, subject to certain regulations and restrictions.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1131, entitled:

An Act to authorize State public bodies as defined to aid redevelopment authorities in the elimination of blighted areas and their redevelopment by entering into contracts to furnish and by furnishing to said authorities and to any Federal government agency, parks, playgrounds, streets and other improvements and facilities and by donating or lending money and making appropriations therefor; by accepting payments and exercising certain other powers and duties.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 847, entitled:

An Act to protect and promote the public health, safety and welfare by providing for the registration and regulation of watchmakers; prescribing the terms upon which licenses or certificates of registration may be issued to watchmakers, including apprentices; providing for the appointment of a State Board of Examiners in Watchmaking and defining the duties of the said board, including the right to revoke license prescribing fees; defining certain misdemeanors and providing penalties for violation thereof; and repealing present laws in consistent therewith.

The first and second sections were separately read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. HAUDENSHIELD and Mrs. VARALLO offered the following amendment:

Amend Sec. 3, page 3, by inserting at the end of line 14 the following: "and provided however that nothing in this act shall be construed to prevent any jeweler from advertising watch repairing although a watch repair department is not maintained on the premises unless said advertising tends to mislead or defraud the public."

It was agreed to.

The section was agreed to as amended.

The fourth to the thirteenth sections inclusive and title were separately read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 873, entitled:

An Act to further amend sections fifteen and eighteen of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 466), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations, not having a capital stock and not conducted for profit, and defining agri-

culture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, beekeeping, and horticulture," providing for the termination of memberships, for filing summaries of audits; for involuntary winding up and dissolution of associations failing to file such summaries, exempting associations from payment of certain State taxes and the filing of reports relative thereto, and imposing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 423, Printer's No. 379,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 874, entitled:

An Act to further amend the act, approved the thirtieth day of April, one thousand nine hundred twenty-nine (P. L. 885), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," providing for associations to be formed by two or more cooperative agricultural associations, removing certain limitations on holding of common stock; enlarging the powers to purchase stock of certain other corporations; providing for preferred stock in classes differing only as to rate of dividend, further regulating preferred stock dividends and patronage refunds; further regulating voting rights of stockholders, requiring filing of summaries of audits; imposing penalties, and changing the words "Auditor General" to the words "Secretary of Revenue."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 983, entitled:

An Act to further amend clause sixteen of section one of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the retirement of honorably discharged war veterans on superannuation at age fifty-five.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1052, entitled:

An Act authorizing the compromise and final settlement of claims and suits for the collection of inheritance taxes upon the estate of decedents and claims and suits for the escheat of such estates.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1182, entitled:

An Act to provide for the support of poor persons by the father, grandfather, mother, grandmother, children and grandchildren and under certain circumstances authorizing the arrest and imprisonment of persons liable for such support.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second read and consideration of House Bill No. 1194, entitled:

An Act authorizing the Pennsylvania Historical Commission to accept on behalf of the Commonwealth certain real estate in, and an endowment fund for, the Mt. Zion Cemetery which is part of the historic Ephrata Cloister land, located in Ephrata, Lancaster County, Pennsylvania.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1267, entitled:

An Act to further amend subsection (f) of section three, and the first paragraph of section four of the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 644), entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not other wise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell or lease certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities," by extending the time in which the development of projects may be initiated thereunder.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 293, Printer's No. 261,

Senate Bill No. 452, Printer's No. 263,

Senate Bill No. 519, Printer's No. 266, and

Senate Bill No. 563, Printer's No. 305,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 465, entitled:

An Act to further amend section one of the act approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by defining the word "vehicle."

The first section was read.

On the question,

Will the House agree to the section?

Mr. SORG offered the following amendments:

Amend sec. 1, page 1, line 1, by striking out the words "Sections one, two and three" and inserting in lieu thereof "Section one".

Amend sec. 1, page 2, line 5, by striking out the word "are" and inserting in lieu thereof "is".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500,

was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 149, Printer's No. 462, and

House Bill No. 806, Printer's No. 493

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1024, as follows:

An Act relating to judgments providing for the lien thereof and the duration and revival of such liens prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property and imposing duties on prothonotaries sheriffs and other court and county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Judgment Lien Law"

Section 2 Every judgment now or hereafter entered of record and indexed in any court of record in this Commonwealth shall be a lien upon all real property within the county where the judgment is entered which at the time of the entry and indexing of the judgment is owned by the person against whom the judgment is entered and shall unless sooner discharged as provided by law continue as a lien as to the defendant and all other persons for a period of five years from the date on which the judgment was entered and no longer unless the same is revived as hereinafter provided

Section 3 (a) The lien of a judgment may be revived by the indexing of (1) a judgment of revival by agreement between the plaintiff and defendant or of (2) a writ of scire facias if such judgment by agreement is entered of record in or such writ is issued out of the court in which the original judgment was entered within five years after the date on which the original judgment or the last preceding judgment of revival as the case may be was indexed Provided That if any interest in any part of the real property bound by the lien of the judgment has been acquired by a terre-tenant then the lien of such judgment shall be revived as to such part of the real property only if the terre-tenant within the five-year period hereinbefore designated joins in the agreement or is made a party to the scire facias proceedings as the case may be Provided further That if revival shall have been had against the defendant at a time when a terre-tenant's deed is of record but without the joinder of the terre-tenant then within a period of five years after the recording of the terre-tenant's deed or other evidence of title the lien may be revived as to the terre-tenant by (1) agreement between the plaintiff and the terre-tenant alone or between the plaintiff defendant and terre-tenant or (2) by writ of scire facias issued against the terre-tenant without joining the defendant or against the defendant and terre-tenant jointly entered in or issued out of and indexed in the court in which the judgment was entered within such period of five years after the recording of the terre-tenant's deed or other evidence of title and in such event the lien shall continue as to the terre-tenant for the same period only as it continues against the defendant when it must be revived against both parties as hereinbefore provided This proviso shall not be so construed as to revive any lien as to any part of the property acquired by a terre-tenant by the mere recording of a terre-tenant's deed or other evidence of title without specific revival by agreement or scire facias as above provided

(b) In the case of two or more joint defendants no revival shall be effective against any of such defendants or their real property whether or not owned jointly with the other joint defendants or any of them unless all such joint defendants shall join in the agreement or shall be made parties to the scire facias proceedings Provided That if any member less than all of the joint defendants shall agree to be bound the revival shall be effective against all of the defendants so agreeing

(c) The revived lien of any judgment shall unless sooner discharged as provided by law continue for a period of five years from the date on which the judgment of revival whether entered by agreement or on writ of scire facias was indexed provided such judgment of revival if entered on a writ of scire facias was indexed within a period of five years after the issuance of such writ otherwise such lien shall continue only for a period of five years from the date on which the writ of scire facias to revive was indexed and in either case no longer unless the same is again revived as provided in this act In any case where by reason of pending litigation judgment cannot be entered on the writ of scire facias within a period of five years after the indexing of such writ the court before which such litigation is pending may enter an order continuing the lien of such writ for such further period not exeeding five years as the court may direct such order shall become effective when indexed

(d) As used in this act the term "terre-tenant" shall not include any person claiming under or whose claim of title passes through a deed which is not recorded in the county where the real property is located or any person claiming under or through a deceased defendant or terre-tenant whose will has not been filed with or letters of administration on whose estate have not been issued by the register of wills or orphans' court of such county Provided That any person claiming under or through a deceased defendant or terre-tenant who was not a resident of the county at the time of his death may qualify as a terre-tenant under the provisions of this act by recording in the office of the recorder of deeds

of the county where the real property is located a certified copy of the will of such decedent if he died testate or if he died intestate a declaration of interest accompanied by a certificate of the register of wills or probate court or officer of the county state or county in which the decedent resided at the time of his death that letters of administration have been issued in the estate of such decedent

Section 4 A writ of scire facias issued to revive a judgment at any time either before or after the expiration of five years after the indexing thereof or before or after five years after the indexing of the last preceding judgment of revival thereof shall when indexed in a judgment index be a lien upon all real property within the county which at the time of the indexing thereof is owned by the defendant against whom the original judgment is entered whether or not such real property was owned by him at the time the judgment was indexed or previously revived All liens against after-acquired property or against property as to which the lien of the original judgment has been lost shall be effective as of the date when the writ of scire facias was indexed and shall unless sooner discharged as provided by law continue as a lien for a period of five years from the date of the indexing of the judgment of revival thereon and no longer unless the same is revived as provided in this act

Section 5 Whenever any real property of any person serving in the armed forces of the United States in time of war is subject to the lien of any judgment the plaintiff may at any time before the expiration of such lien issue a writ of scire facias to revive the same No judgment of revival shall be entered during the continuance of such service but successive alias writs of scire facias may be issued and if properly indexed shall be effective to continue the lien of the judgment After the service of the defendant or the terre-tenant as the case may be in the armed forces of the United States has terminated or after the expiration of six months after the date proclaimed by the President of the United States or by concurrent resolution of the two houses of Congress as the date of the termination of the war whichever shall first occur judgment of revival may be entered but only after ten days' written notice served on the defendant or terre-tenant as the case may be who shall have the right to enter an appearance and defend as in other cases If the defendant or terre-tenant as the case may be shall not return to and acquire a residence in the county in which judgment is entered within three months after the termination of his service in the armed forces of the United States or within nine months after the date proclaimed by the President of the United States or by concurrent resolution of the two houses of Congress as the date of the termination of the war whichever shall first occur the plaintiff may issue an alias writ of scire facias and on return of nihil habet thereon the court may enter judgment which shall become effective when indexed

Section 6 All writs of scire facias provided for by this act shall be served in the manner provided by law for the service of a summons on all persons named in the writ and shall be indexed If the writ is directed against the defendant and he is dead service shall be made on his heirs executors or administrators If the sheriff cannot find any one or more of said persons within the county he shall make return of nihil habet as to all those not so found On return being made by the sheriff showing service on all such persons found in the county and a return of nihil habet as to all those not so found the prothonotary shall at any time after the end of the period during which the writ runs upon praecipe enter and index judgment of revival of any such judgment during another period of five years against the real estate bound by the judgment unless sufficient cause is shown to prevent the same

Section 7 (a) The holder of any judgment may within five years after the entry thereof or after the entry of any judgment of revival thereon have execution in the manner provided by law on such original judgment or on such judgment of revival as the case may be against any real property bound by the lien of the judgment whether or not any interest therein has been acquired by a terre-tenant and against any real property acquired by the defendant subsequent to the entry of the original judgment or of the judgment of revival as the case may be and owned by him at the time of the indexing of the execution In the case of after-acquired property the execution when docketed and indexed shall become a lien upon such real property In the case of real property which is then subject to the lien of the judgment the execution when docketed and indexed shall continue such lien beyond the time it would otherwise have expired Any lien obtained or continued solely as the result of the docketing and indexing of an execution shall continue only for a period of five years from the indexing of the execution

(b) In all cases where more than five years have expired since the entry of the judgment or the entry of the last preceding judgment of revival as the case may be no execution upon any real property may issue until a writ of scire facias shall have issued and been reduced to judgment and the execution shall issue on the judgment so entered and not on the original judgment

Section 8 Nothing contained in this act shall be construed to affect or limit the provisions of section fifteen of the "Fiduciaries Act of one thousand nine hundred seventeen" approved the seventh day of June (P. L. 447)

The provisions of this act shall not affect the lien of any judgment entered prior to the effective date of this act The lien of all such judgments that are valid and subsisting liens on such date shall continue as such for the same periods as they would have continued had this act not been enacted but no longer unless prior to the expiration of such periods such liens are revived in the manner provided by this act

Section 9 The following acts are hereby repealed

The act approved the eleventh day of April one thousand eight hundred sixty-two (P. L. 484) entitled "An act relating to the Lien of Judgments against persons in military service"

The act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 506) entitled "'An act providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof such lien shall take effect from the date of issuance of the writ"

The act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 774) entitled "An act regulating the lien of judgments prescribing the procedure for the revival of judgments and for the continuance of the lien thereof and repealing certain acts and parts of acts"

Section 10 All other acts and parts of acts inconsistent with parts of this act are hereby repealed

Section 11 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,

Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boory,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 705, as follows:

An Act amending clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United State Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by increasing the amount of pensions to be paid to blind persons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" is hereby amended to read as follows

Section 9 Eligibility for Assistance * * * * *

(c) Blind Persons A blind person is defined as one who (1) is twenty-one years of age or more (2) has three-sixtieth or ten-two hundredths or less normal vision (3) has resided in the Commonwealth for at least five years during the nine years immediately preceding his application for a pension and has resided therein continuously for one year immediately preceding the application (4) is not receiving assistance as an aged person during the period for which he is receiving assistance as a blind person (5) is not at the date of making application an inmate of any prison jail insane asylum or any other public reform or correctional institution The pension of a blind person shall be [thirty dollars ($30)] forty dollars ($40) per month Provided That any blind person with an actual income of twelve hundred dollars ($1,200) or upwards and any blind person having real property with an assessed valuation of over five thousand dollars ($5,000) is not entitled to such pension And provided further That where a blind person has an income of less than twelve hundred dollars ($1,200) per year the pension shall be fixed in such amount so that the combined income and pension shall not exceed twelve hundred dollars ($1,200) a year No person shall be denied a pension because of the fact that he or she is not a citizen of the United States In the event that any act of Congress providing Federal aid toward pension for the blind requires the recipients to be citizens no such Federal aid moneys shall be expended in the payment of pensions to non-citizens but such persons shall receive pensions out of moneys appropriated by this Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,

Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 127, as follows:

An Act to further amend section two of the act approved the thirteenth day of June one thousand eight hundred eighty-three (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" by changing and clarifying the provisions of said act relating to the burial of unclaimed bodies unfit for anatomical purposes and further regulating the burial costs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the thirteenth day of June one thousand eight hundred eighty-three (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" as last amended by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 411) and as amended in part by the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 369) is hereby further amended to read as follows

Section 2 All public officers agents and servants and all officers agents and servants of any and every county city township borough district and other municipality and of any and every almshouse prison morgue hospital or other municipality or other public institution and all other persons having charge or control over dead human bodies required to be buried at the public expense are hereby required to notify immediately the said board of distribution or such person or persons as may from time to time be designated by said board or its duly authorized officer or agent whenever any such body or bodies come to his or their possession charge or control and shall without fee or reward deliver within thirty-six hours after death except those coroners' cases in which more time may be required such body or bodies and permit and suffer the said board and its agents to take and remove all such bodies to be used within the State for the advancement of medical science

Such notice shall be given to the board of distribution in all cases but no such body shall be delivered if any relative by blood or marriage shall claim the body for burial at the expense of such relative within thirty-six hours after death but the body shall be surrendered to said claimant for interment nor shall any such body be delivered if any friend or any representative of a fraternal society of which deceased was a member or a representative of any charitable organization shall claim the said body for burial within thirty-six hours after death said burial to be at the expense of such friend fraternal society or charitable organization nor shall the body be delivered if said person was an honorably discharged soldier sailor or marine of the United States or of the militia of the State of Pennsylvania in which case said body shall be buried in accordance with the provisions of existing laws

In case of the death of any person whose body is required to be buried at the public expense and the duly authorized officer or agent of the board deems such body unfit for anatomical purposes he shall notify in writing the county commissioners [of the county] in counties of the first class and the executive officers of the county institution district in all other counties where such person died and who shall direct some person to take charge of the body of such deceased indigent person and cause it to be buried and draw warrants upon the treasurer of their county for the payment of such expenses which expenses shall not be [less than thirty-five dollars nor] more than fifty dollars in counties of the first class and not more than seventy-five dollars in all other counties on each body buried in accordance with the provisions of this act Such warrants shall be made payable to the persons so authorized and directed who shall have buried the bodies for which said warrants are to be drawn No warrants for the payment of the expenses of the burial of any person whose body is required to be buried at the public expense shall be drawn or paid except upon the certificate of the duly authorized officer or agent of the board to the effect that such body is unfit for anatomical purposes or that the body is that of a soldier sailor or marine of the United States or of the militia of the State of Pennsylvania required to be buried at the public expense and that the provisions of this act have been complied with

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Bonawitz,	Goodling,	McCormack,	Rudisill,
Boles,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,

Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood L. H.,
Erb,	Leisey,	Propert,	Wood. N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 888, as follows:

An Act to add section one thousand four hundred forty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" establishing maximum term contracts for transportation of pupils and requiring a bond for the faithful performance of such contracts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article fourteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding at the end thereof a new section to read as follows

Section 1444 Whenever under the provisions of this act a school district shall be authorized or required to furnish transportation for pupils and the same is done by contract with any person who shall furnish a private motor vehicle for such purpose such contract may be entered into by the board of school directors subject to the provisions of this act relating to contracts by school districts for any period of time not exceeding six years No contract so made shall be cancelled except for failure to comply with the provisions of the act to which this is an amendment or any other act of Assembly relating to school buses or the transportation of pupils The person with whom any such contract is made shall before he undertakes to transport any pupils give a bond to the school district in the amount of one-fourth (¼) of the sum agreed to be paid to him for each year of service under such contract conditioned for the faithful carrying out of the terms and conditions of such contract The sureties on such bond shall be acceptable to the board of school directors

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fleming,	Longo,	Reese, D. P.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 995, as follows:

An Act to amend section four hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and presribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring accounts to be kept and a faculty treasurer appointed for school organizations handling money

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Section 405 The board of school directors in every school district of the first or second class shall and in every district of the third or fourth class may prescribe adopt and enforce such reasonable rules and regulations as it may deem proper regarding the management control or prohibition of exercises athletics or games of any kind taken part in or played by any pupils as members of or in connection with any public school and regarding the organization management supervision control or prohibition of school publications and of organizations or socities of the members of any class or school and may provide for the suspension dismissal or other reasonable penalty in the case of any superintendent teacher appointee employe or pupil who violates any of such rules and regulations

Where student organizations including athletic associations and class organizations which collect or disburse money exist in the schools operated by the district the board of school directors shall require that proper accounts be kept and that a member of the faculty shall be appointed the treasurer of the funds of such organizations that the accounts of the treasurer shall be properly audited by the same auditors who audit the accounts of the school district and that such audits shall be filed posted or advertised in the same manner as audits of the accounts of the school district are filed posted or advertised

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 172, as follows:

An Act authorizing counties (except of the first class) cities (except of the first class) boroughs incorporated towns and townships either alone or jointly to employ retain or contract for planning engineers consultants and professional planning services

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any county except a county of the first class and any city except a city of the first class borough incorporated town or township of either class undertaking or contemplating the undertaking of local or regional planning may by ordinance or resolution of its corporate authorities either alone or jointly with any other such

political subdivision employ or retain planning engineers or consultants or contract for professional planning services and provide for and pay the cost thereof

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Lyons,	Reilly,
Baker,	Fullerton,	Madden,	Reynolds,
Barrett,	Gaffney,	Madigan,	Riley,
Barton,	Gardner,	Mahany,	Robertson,
Baumunk,	Getchey,	Matthews,	Root,
Bentzel,	Gibson,	McAtee,	Rose,
Boies,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chudoff,	Hennihan,	Moore, C. E.,	Stockham,
Cohen,	Hering,	Moore, W. J.,	Stonier,
Coleman,	Herman,	Moran,	Stuart,
Cook,	Hersch,	Moser,	Swope,
Cooper,	Hewitt,	Munley,	Tahl,
Corrigan,	Hoopes,	Murray, M. L.,	Tate,
Costa,	Howells,	Murray, P. G.,	Tittle,
Coulson,	Hunter,	Myhan,	Trent,
Coyle,	Huntley,	Nagel,	Trout,
Cullen,	James,	Nelson,	Turbett,
Dague,	Jones,	O'Brien,	Turner,
Dalrymple,	Kennedy,	O'Connor,	Varallo,
Dennison,	Kirley,	O'Dare,	Verona,
Depuy,	Kline,	O'Donnell,	Wachhaus,
Dillon,	Kolankiewicz,	O'Neill,	Wagner,
Dix,	Komorofski,	Owens,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Erb,	Leisey,	Powers,	Wood, L. H.,
Ewing,	Leonard,	Propert,	Wood, N.,
Finnerty,	Levy,	Readinger,	Worley,
Flack	Lichtenwalter,	Reagan,	Wright,
Fleming,	Longo,	Reese, D. P.,	Yeakel,
Foor,	Lopez,	Reese, R. E.,	Yester,
Fox	Lovett,	Regan,	Fiss,
Freed,		Reidenbach,	Speaker.

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 578, as follows:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the prperty of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" changing the conditions to borrow money for current expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three hundred and eight of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 624) is hereby further amended to read as follows

Section 308 Borrowing Powers The commissioners of each county shall have power with the approval of the Department of Internal Affairs in the manner provided by law to issue and negotiate bonds of the institution district to raise funds for the acquisition of real estate for the erection and equipment of buildings for the payment of the obligations of the predecessor poor district for the refunding of outstanding bonds issued by it or the predecessor poor district and for the funding of notes of the institution district issued under the provisions of this section or of any other floating debt or evidences of indebtedness Such bonds shall be issued and sold in the manner provided by law for county bonds Provided however that any bonds of the institution district issued to fund its notes shall mature not more than five years from the date thereof

The commissioners may also borrow moneys for current expenses giving notes of the institution district payable in not over [six months] one year bearing not over six per centum interest and negotiated for not less than par Payment of such notes shall be provided for in the next annual tax excepting such notes heretofore or hereafter issued as shall be funded by the issuance of the bonds of the institution district

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reilly,
Baker,	Fullerton,	Madigan,	Reynolds,
Barrett,	Gaffney,	Mahany,	Riley,
Barton,	Gardner,	Matthews,	Robertson,
Baumunk,	Getchey,	McAtee,	Root,
Bentzel,	Gibson,	McClester,	Rose,
Boies,	Goodling,	McCormack,	Royer,
Bonawitz,	Gore,	McDowell,	Rudisill,
Boney,	Grant,	McKinney,	Salus,
Boorse,	Green,	McLanahan,	Scanlon,
Boory,	Greenwood,	McMillen,	Schuster,
Bower,	Greer,	McNair,	Serrill,
Brancato,	Guthrie,	McNally,	Shaffer,
Breisch,	Gyger,	Mihm	Shoemaker,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	O'Neill,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack,	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Longo,	Reese, R. E.,	Yeakel,
Foor,	Lopez,	Regan,	Yester,
Fox,	Lovett,	Reidenbach,	Fiss,
Freed,	Lyons,		Speaker.

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 828, as follows:

An Act to further amend section two and to amend sections three and four of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" further regulating the returns of taxable property made by taxpayers under the provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as amended by the act approved the nineteenth day of June one thousand nine hundred thirty-nine (P. L. 413) is hereby further amended to read as follows

Section 2 That the board of revision of taxes or the commissioners of every county in this Commonwealth shall annually furnish the assessors of the several townships boroughs and cities of the respective counties with blanks to be prepared by them and it shall be the duty of each of said assessors to furnish a copy of the same to every taxable person copartnership unincorporated association joint-stock association and company limited partnership and corporation in his respective ward district borough or township or to any officer agent or employe found at the place of business of any such limited partnership or corporation in his ward district borough or township upon which blank each taxable person copartnership unincorporated association company limited partnership joint-stock association and corporation shall respectively make return annually of the aggregate amount of all the different classes of personal property made taxable by the first section of this act held owned or possessed by said person copartnership unincorporated association company limited partnership joint-stock association or corporation either in his her or its own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person persons copartnership unincorporated association company limited partnership joint-stock association or corporation which return shall be made and [sworn or affirmed] certified to by such taxable person and in the case of copartnerships unincorporated associations and joint-stock associations and companies by some member thereof and in the case of limited partnership and corporations by the president chairman or treasurer thereof Provided That any corporation joint-stock association or limited partnership doing business in more than one county shall be liable to make such return only in the county in which its principal office within this Commonwealth is situated And provided further That whenever any personal property taxable under the provisions of this act was owned by a decedent at the time of his death and is held by his executor or administrator return of such personal property shall be made and the tax paid in the county wherein such decedent was domiciled at the time of his death notwithstanding the residence or location of such executor or administrator or of any beneficiary or the place where such securities are kept And provided further That whenever any personal property taxable under the provisions of this act is held owned or possessed as trustee agent attorney-in-fact or in any other manner as hereinabove set forth by two or more persons copartnerships unincorporated associations companies limited partnerships joint-stock associations or corporations all of which are residents of the Commonwealth but not all of which are domiciled in the same county return of such personal property shall be made in each county of this Commonwealth where any of the

same are domiciled and there shall be paid in each such county that portion of the tax imposed upon such personal property so held owned or possessed as the number of such trustees agents or attorneys-in-fact domiciled therein bears to the total number thereof notwithstanding the residence of any beneficiary or the place where such personal property is kept

Section 2 Sections three and four of said act are hereby amended to read as follows

Section 3 [That the affidavit] The certification of the return required to be made by the last preceding section shall [be made before the proper assessor or other person authorized to administer oaths and shall] set forth that the return is full true and correct to the best of his or her knowledge and belief and any person or officer who shall wilfully and corruptly make a false and fraudulent return as aforesaid shall be guilty of [wilful and corrupt perjury] a misdemeanor and upon his or her conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars [and] or undergo an imprisonment [by separate and solitary confinement at labor] not exceeding [seven] two years [and thereupon be forever disqualified from being a witness in any matter or controversy] or both

Section 4 [That the several assessors are hereby authorized to administer the oath or affirmation to any person or officer making the return prescribed by the preceding sections for the taking of which oath or affirmation no charge shall be made by the assessor] Any assessor who shall accept such return from any person or officer required to make the same without [requiring the oath or affirmation of such person or officer as herein provided or who shall make any charge for administering such oath or affirmation] it being certified shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced to a fine not exceeding [five] one hundred dollars

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 881, as follows:

An Act requiring boards of prison inspectors in counties of the fourth class to pay the premiums on all bonds required of employes appointed by the board

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all counties of the fourth class in which there is a board of prison inspectors such board shall pay out of the public moneys under their jurisdiction the premiums on all bonds of employes appointed by such board who are required to furnish bond

Section 2 All acts and parts of acts general local and special which are inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reilly,
Baker,	Fullerton,	Madigan,	Reynolds,
Barrett,	Gaffney,	Mahany,	Riley,
Barton,	Gardner,	Matthews,	Robertson,
Baumunk,	Getchey,	McAtee,	Root,
Bentzel,	Gibson,	McClester,	Rose,
Boies,	Goodling,	McCormack,	Royer,
Bonawitz,	Gore,	McDowell,	Rudisill,
Boney,	Grant,	McKinney,	Salus,
Boorse,	Green,	McLanahan,	Scanlon,
Boory,	Greenwood,	McMillen,	Schuster,
Bower,	Greer,	McNair,	Serrill,
Brancato,	Guthrie,	McNally,	Shaffer,
Breisch,	Gyger,	Mihm,	Shoemaker,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,

Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack,	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Longo,	Reese, R. E.,	Yeakel,
Foor,	Lopez,	Regan,	Yester,
Fox,	Lovett,	Reidenbach,	Fiss,
Freed,	Lyons,		Speaker.

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1184, as follows:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by giving jurisdiction to the Municipal Court of Philadelphia County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the persons and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" is hereby amended to read as follows

Section 2 Definitions The masculine pronoun when used in this act shall be construed to include the feminine

The word court as used in this act shall be construed to mean the court of quarter sessions of the peace of any county the Municipal Court of Philadelphia County the family court of Philadelphia and the county court of Allegheny County

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1258, entitled:

An Act to amend section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates

of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons.

On the question,

Will the House agree to the bill on third reading?

Mr. TURNER. Mr. Speaker, we have a bill on the calendar that does just the opposite; it says that they shall be liable; this says they shall not be liable. One is on second reading and the other on third reading. It seems to me this bill ought to be passed over until we get together.

Mr. LEVY. Mr. Speaker, did the gentleman from Delaware say wait until we get them together, or did the gentleman from Delaware say to wait until we got them together or match both of them?

The SPEAKER. The gentleman asked that the bill be passed over until an understanding could be had. The Chair hears no objection and the bill will be passed over.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1234, as follows:

An Act to further amend sections one and ten of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties" extending and further regulating such retirement systems

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and ten of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties" are hereby further amended to read as follows

Section 1 Be it enacted &c That the following words and phrases as used in this act shall be construed to have the following meanings

"Board" the county retirement board created by this act

"County Employee" any person whether elected or appointed who is employed by the county by the county institution district or its predecessor the county poor board by the county prison authorities by the county house of detention authorities or by the county retirement system whose salary or compensation is paid in regular periodic installments but shall not except as hereinafter provided include any person who is employed on a per diem basis

"Fund" the county employes' retirement fund created by this act

"Accumulated Deductions" the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act and standing to the credit of the members' annuity reserve account together with the regular interest thereon

"Contributor" any person who has accumulated deductions in the fund created by this act standing to the credit of the members' annuity reserve account

"Beneficiary" any person in receipt of a retirement allowance under this act

"Prior Service" all service as a county employe served not later than December thirty-first preceding the year the retirement system shall be established in any county

"Original Member" a member who was a county employe on the date of establishment of the retirement system in said county

"New Member" a member who shall have become a member of the retirement system after the establishment of the retirement system in said county

"Superannuation Retirement Age" as applied to a contributor means sixty years of age or upwards

"Final Salary" the average annual salary received by contributor for the five years of service immediately preceding retirement or in the event a member has not served five years the total salary received divided by the number of years served

"Regular Interest" interest at the rate of three and one-half per centum compounded annually

"County Annuity" payments for life or during disability derived from contributions made by the county

"Member's Annuity" payments for life or during disability derived from contributions made by the contributor

"Retirement Allowance" the county annuity plus the member's annuity

Section 10 Service Allowance In computing the length of service of a contributor for retirement purposes full credit shall be given to each original member for each year of service rendered to the county prior to January first of the year the retirement system was established This shall include the services of a county official whose compensation was in the form of fees collected by his office and shall also include the services of employes paid directly by such county official out of such fees As soon as practicable the retirement board shall issue to each original member a certificate certifying the aggregate length of his service prior to January first of the year retirement system was established Such certificate shall be final and conclusive as to his prior service unless thereafter modified by the board upon application of the member The retirement board may also give credit to any person who was a county employe for each year that he was employed previous to the first day of January one thousand nine hundred forty-five for at least two hundred days per year on a per diem basis for the purpose of the computation of his retirement credit The time during which a member is absent from service without pay shall not be counted in computing the service of a contributor unless allowed by the county commissioners and approved by the board

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,

Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 276, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical Commission to acquire on behalf of the Commonwealth certain land at the recognized site of William Penn's first landing in Pennsylvania in the city of Chester Delaware County as a historical site providing for the control management supervision improvement and maintenance thereof authorizing the Pennsylvania Historical Commission to make and enforce rules and regulations for the preservation and visitation thereof and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies is hereby authorized to acquire by purchase or gift on behalf of the Commonwealth approximately five (5) acres of land at and surrounding the recognized site of William Penn's first landing in Pennsylvania at Front and Penn Streets in the city of Chester Delaware County The exact amount and location of the land to be acquired shall be determined by the Pennsylvania Historical Commission

Section 2 The Pennsylvania Historical Commission after said property has been acquired shall clear said property of all buildings structures and waste materials and shall grade and improve the same and shall provide for the maintenance of a suitable park providing a setting for this historical shrine

The Pennsylvania Historical Commission after said property has been acquired shall make and enforce the rules and regulations for the preservation visitation and maintenance thereof

Section 3 The sum of sixty thousand dollars ($60,000) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the acquisition of the site referred to in the first section of this act and for the clearing grading and improvement of said land

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reilly,
Baker,	Fullerton,	Madigan,	Reynolds,
Barrett,	Gaffney,	Mahany,	Riley,
Barton,	Gardner,	Matthews,	Robertson,
Baumunk,	Getchey,	McAtee,	Root,
Bentzel,	Gibson,	McClester,	Rose,
Boles,	Goodling,	McCormack,	Royer,
Bonawitz,	Gore,	McDowell,	Rudisill,
Boney,	Grant,	McKinney,	Salus,
Boorse,	Green,	McLanahan,	Scanlon,
Boory,	Greenwood,	McMillen,	Schuster,
Bower,	Greer,	McNair,	Serrill,
Brancato,	Guthrie,	McNally,	Shaffer,
Breisch,	Gyger,	Mihm,	Shoemaker,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack,	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Longo,	Reese, R. E.,	Yeakel,
Foor,	Lopez,	Regan,	Yester,
Fox,	Lovett,	Reidenbach,	Fiss,
Freed,	Lyons,		Speaker.

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 419, as follows:

An Act to amend the act approved the first day of June one thousand nine hundred forty-three (Appropriation

Acts page 45) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne destroyed by flood in said county during the month of May one thousand nine hundred forty-two" increasing the appropriation for the construction of certain bridges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the first day of June one thousand nine hundred forty-three (Appropriation Acts page 45) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne destroyed by flood in said county during the month of May one thousand nine hundred forty-two" is hereby amended to read as follows

Section 1 The sum of [one hundred seventy-seven thousand dollars ($177,000)] two hundred thirty-eight thousand two hundred seventy-one dollars ($238,271) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Department of Highways for the purpose of rebuilding bridges in Wayne County destroyed by flood as aforesaid The bridges which shall be rebuilt with refunds from such appropriation and the maximum amounts which may be expended for each of such bridges are as follows

Hawley Borough Bridge	[$70,000]	$96,098
East Honesdale Bridge	[40,000]	75,173
Honesdale Borough Bridge		30,000
Texas Township Bridge		20,000
Prompton Borough Bridge		17,000

Section 2 Section two of said act is hereby repealed and the agreements made pursuant to it are set aside

Section 3 The Commonwealth shall be responsible for all the moneys expended for the construction of said bridges and shall reimburse Wayne County for any sums said county may have paid to the Commonwealth for such construction

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 482, as follows:

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways providing for the acceptance of Federal aid empowering counties to pay certain damages providing for the collection of tolls on such bridge and making an appropriation" by appropriating funds from the Motor License Fund for the construction of said bridge

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways providing for the acceptance of Federal aid empowering counties to pay certain damages providing for the collection of tolls on such bridge and making an appropriation" is hereby amended to read as follows

Section 7 [So much of the moneys in the Motor License Fund] The sum of two million dollars or so much as is necessary for the preparation of plans for the construction of said bridge and approaches thereto and connections with State highways and for the payment of damages for property taken or destroyed and for the construction of said bridge and approaches thereto is hereby appropriated out of moneys in the Motor License Fund to the Department of Highways for said purposes

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 808, as follows:

An Act authorizing the Department of Property and Supplies acting for the Commonwealth of Pennsylvania to acquire by purchase from the owner thereof a tract of land adjacent to the Pottsgrove Mansion situate in the Borough of Pottstown Montgomery County Pennsylvania and providing for the control management supervision improvement and maintenance thereof by the Pennsylvania Historical Commission

Whereas pursuant to the provisions of the act of Assembly approved the fifth day of August one thousand nine hundred forty-one (P. L. 830) the Commonwealth of Pennsylvania acquired by gift from the owner thereof the building known as the Pottsgrove Mansion in the Borough of Pottstown Montgomery County Pennsylvania and a certain tract of land upon which said Pottsgrove Mansion is erected which said tract of land is more particularly described in said act of Assembly and

Whereas it is deemed expedient that an additional tract of land adjacent thereto be acquired therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of six thousand dollars ($6,000.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purpose of purchasing from the owners thereof all that certain tract piece or parcel of land and the buildings thereon erected situate in the Borough of Pottstown County of Montgomery and State of Pennsylvania described according to a survey thereof made by Ralph E Shaner & Son Engineers December 28 1944 described as follows

Beginning at a point at the northeast corner of High Street and a public road leading to Glasgow thence along the north line of said High Street South 60 Degrees and 25 Minutes East 114.14 feet to the Westerly line of the right of way of the Colebrookdale Railroad (80 feet wide) thence along said right of way by a line curving to the right having a radius of 1812.27 feet a distance of 360.64 feet to the south line of King Street thence along said King Street North 60 Degrees and 25 Minutes West 22 feet to the Easterly line of said public road thence along the easterly line of said road South 11 Degrees and 35 Minutes West 320.19 feet to the place of Beginning Containing 439/1000 of an acre

Section 2 The title to said real estate shall be taken in the name of the Commonwealth of Pennsylvania and shall before its acquisition be approved by the Department of Justice

Section 3 Upon the acquisition of the property aforesaid the Pennsylvania Historical Commission shall be given full control management and supervision thereof and shall have power to adopt and carry into effect plans for the improvement and maintenance thereof and to make and enforce rules and regulations for the preservation of the property and the visitation thereof by the public and shall be assisted by an Advisory Board composed of the President and Vice-President of the Pottstown Historical Society the Burgess of the Borough of Pottstown and the President of the Pottstown Chamber of Commerce

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reynolds,
Baker,	Fullerton,	Madigan,	Riley,
Barrett,	Gaffney,	Mahany,	Robertson,
Barton,	Gardner,	Matthews,	Root,
Baumunk,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,

Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chudoff,	Hennihan,	Moore, W. J.,	Stonier,
Cohen,	Hering,	Moran,	Stuart,
Coleman,	Herman,	Moser,	Swope,
Cook,	Hersch,	Munley,	Tahl,
Cooper,	Hewitt,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trent,
Coulson,	Hunter,	Nagel,	Trout,
Coyle,	Huntley,	Nelson,	Turbett,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Varallo,
Dalrymple,	Kennedy,	O'Dare,	Verona,
Dennison,	Kirley,	O'Donnell,	Wachhaus,
Depuy,	Kline,	O'Neill,	Wagner,
Dillon,	Kolankiewicz,	Owens,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Longo,	Reese, R. E.,	Yester,
Foor,	Lopez,	Regan,	Fiss,
Fox,	Lovett,	Reidenbach,	Speaker.
Freed,	Lyons,	Reilly,	

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS NOT ON FILE

The SPEAKER. The remainder of the bills on the third reading calendar are not on file and will be passed over.

BILL ON FINAL PASSAGE

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. BROWN.

The House resumed the consideration on final passage of House Bill No. 581, as follows:

An Act relating to the imposition of costs in criminal cases in counties of the first and second classes providing for such costs to be borne by the Commonwealth in certain cases and imposing duties upon counties and upon the Commonwealth in connection with the costs in criminal cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all cases arising in the criminal courts of this Commonwealth in counties of the first and second classes or in magistrate aldermen and justice of the peace courts in such counties all such items as may now or hereafter be taxed as costs and which under the provisions of applicable laws are chargeable to the defendant prosecutor or the county shall hereafter be ordered to be paid by the defendant the prosecutor or the Commonwealth of Pennsylvania as the court or jury may direct

Section 2 In all cases where costs are assessed against a defendant or prosecutor but are not paid forthwith the Commonwealth shall be liable for the payment of said costs

Section 3 All costs chargeable to the Commonwealth under sections one or two of this act shall be paid in the first instance by the county as now provided by law

Section 4 The county shall submit semi-annually to the Department of Revenue a statement of costs which have been placed upon the Commonwealth by the court or for which the Commonwealth is liable in default of payment by the prosecutor or defendant The said statement shall show as credits the amount of costs collected from defendants or prosecutor by the county in cases where the county has advanced the costs as provided in section three of this act and fines or other moneys paid by defendants in all cases arising after the effective date of this act

Section 5 The Commonwealth out of funds allocated to the Department of Justice shall reimburse the counties on the basis of the statement provided for in section four

Section 6 Counties are hereby authorized to appropriate such funds as may be necessary for the initial payment of the costs for which under the terms of this act the Commonwealth is to reimburse them

Section 7 All fines and other moneys which defendants are liable to pay and which heretofore have been made payable to the county shall hereafter be made payable to the Commonwealth Said fines and other moneys shall be collected and paid into the county treasury in the manner provided by existing law and shall be allowed as a credit against the total costs paid by the county in criminal cases

Section 8 This act shall not be construed to affect the right of county officers to receive such fees for services rendered in criminal cases as may now or hereafter be properly chargeable as costs of prosecution nor the right to receive payment for the services rendered in collecting fines In all cases where fines have heretofore been payable to the county but are now under the terms of this act payable to the Commonwealth the county officers shall be allowed the same fees for collection as they are now allowed for the collection of fines due the Commonwealth

Section 9 The following acts are hereby repealed in so far as they are inconsistent with the provisions of this act

The act approved the seventh day of May one thousand nine hundred twenty-five (P. L. 554 No 297) entitled "An act to amend section one of the act approved the nineteenth day of June one thousand nine hundred and eleven (P. L. 1055) entitled 'An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries' authorizing courts to require defendants placed on probation to pay money for the use of the county which payments shall not be considered the imposition of a fine or sentence"

The act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1002 No 319) entitled "An act providing for the payment of costs of prosecution in all cases where fines or forfeited bail is payable to the Commonwealth and imposing duties on fiscal officers of the Commonwealth"

Section 10 All acts or parts of acts inconsistent herewith are hereby repealed

Section 11 This act shall become effective the first day of January one thousand nine hundred forty-six

On the question recurring,

Shall the bill pass finally?

Mr. BROWN. Mr. Speaker, we earnestly ask the Members of the House to vote for this bill. It simply is

a little effort to relieve the real estate taxpayers of Philadelphia and of Allegheny County from the cost imposed upon these taxpayers for the operation of part of the duties of our courts. We would earnestly ask the Members to give this bill careful consideration and give us the vote so that we can tell the people in Philadelphia and in Allegheny County that we have at least done our part in trying to relieve real estate from its now overhurdened share of the cost of government.

Mr. SALUS. Mr. Speaker, as far as Philadelphia is concerned, we are extremely anxious under our home rule to pay our own debts, and we do not want the state of Pennsylvania to pay any costs. We will pay our own way and we are opposed to this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—95

Andrews,	Fleming,	Matthews,	Readinger,
Baker,	Gaffney,	McLanahan,	Reese, R. E.,
Barrett,	Gore,	McNair,	Regan,
Bentzel,	Green,	McNally,	Reidenbach,
Boies,	Haberlen,	Mihm,	Reynolds,
Boney,	Hamilton,	Mills,	Rose,
Boory,	Haudenshield,	Modell,	Rudisill,
Brancato,	Heatherington,	Mooney,	Scanlon,
Brown,	Hennihan,	Moore, W. J.,	Schuster,
Brunner, P. A.,	Hering,	Moran,	Shaffer,
Burns,	Herman,	Munley,	Snider,
Chudoff,	Hersch,	Murray, M. L.,	Stank,
Coleman,	Hunter,	Myhan,	Stuart,
Cooper,	Jones,	Nagel,	Swope,
Corrigan,	Kirley,	O'Brien,	Tate,
Coyle,	Kolankiewicz,	O'Connor,	Trent,
Cullen,	Komorofski,	O'Donnell,	Varallo,
Dalrymple,	Lane,	O'Neill,	Verona,
Dillon,	Laughner,	Owens,	Weiss,
Dougherty,	Leonard,	Petrosky,	Welsh,
Duffy,	Levy,	Pettigrew,	White,
Elish,	Longo,	Polaski,	Wright,
Ewing,	Lopez,	Polen,	Yester,
Finnerty,	Lovett,	Powers,	

NAYS—97

Barton,	Gardner,	Madigan,	Salus,
Baumunk,	Getchey,	Mahany,	Serrill,
Bonawitz,	Gibson,	McAtee,	Shoemaker,
Boorse,	Goodling,	McClester,	Sloan,
Bower,	Greenwood,	McCormack,	Smith,
Breisch,	Greer,	McDowell,	Snyder,
Brice,	Guthrie,	McKinney,	Sollenberger,
Brothers,	Gyger,	McMillen,	Sorg,
Brunner, C. H.,	Hall,	Mikula,	Stockham,
Cadwalader,	Hare,	Miller,	Stonier,
Cook,	Helm,	Milliken,	Tahl,
Costa,	Hewitt,	Moore, C. E.,	Tittle,
Coulson,	Hoopes,	Moser,	Trout,
Dague,	Howells,	Murray, P. G.,	Turbett,
Dennison,	Huntley,	Nelson,	Turner,
Depuy,	James,	O'Dare,	Wachhaus,
Dye,	Kennedy,	Pickens,	Wagner,
Elder,	Kline,	Propert,	Waterhouse,
Erb,	Krise,	Reagan,	Watkins,
Flack,	Kurtz,	Reese, D. P.,	Wescott,
Foor,	Lee,	Reilly,	Wood, L. H.,
Fox,	Leisey,	Riley,	Wood, N.,
Freed,	Lichtenwalter,	Robertson,	Worley,
Frost,	Lyons,	Root,	Yeakel,
Fullerton,	Madden,	Royer,	Fiss,
			Speaker.

NOT VOTING—12

Bentley,	Grant,	Loftus,	Skale,
Cohen,	Hoffman,	Pentrack,	Trachtman,
Dix,	Hoggard,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

TIME EXTENDED ON BILL

Mr. PETROSKY. Mr. Speaker, I move that the time on House Bill No. 1124, Printer's No. 406, entitled:

An Act to further amend section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," by increasing the salaries of judges of the courts of common pleas of certain judicial districts.

on page 14, of today's calendar, bills on final passage postponed, be extended five days.

The motion was agreed to.

PERMISSION TO ADDRESS HOUSE

Mr. LEVY asked and obtained unanimous consent to address the House.

Mr. Speaker, in a very short time the San Francisco meeting of the United Nations Conference of International Organization will be held, but the man who called it is gone, and the voice that would have guided its deliberations has been forever stilled. The world is eagerly looking for final agreement between the nations for the ending of all wars, the cessation of needless waste and the establishment of a lasting peace. It is waiting for the full fruition of the plans and the hopes and the dreams of the one who has now passed beyond the need of that for which he so valiantly fought.

It would be most fitting, Mr. Speaker, to have him personally represented at this coming Conference in order that his ideals would be a guiding influence in the determination of the course agreed upon. The wife of the former president, a worthy leader, has recently written and I quote:

> There is only one way in which those of us who live can repay the debt to those who have given their utmost for the cause of liberty and justice. They died in the hope that through their sacrifice an enduring peace would be built and a more just world would emerge for humanity.

I ask you then, Mr. Speaker, that in furtherance of these thoughts, these brave words from one who has but recently lost so much and which demonstrates clearly her intimate knowledge of the end for which he strove, we think it but fitting that she be accorded the respect and the honor which she so richly deserves, and in that behalf, Mr. Speaker, the gentleman from Philadelphia, Mr. Herman and myself offer the following resolution, and we earnestly urge that the Rules Committee of this House consider it most speedily and considerately and report it to the floor of this House.

RESOLUTION

Messrs. LEVY and HERMAN offered a resolution which was filed with the Clerk.

BILLS ON SECOND READING

The SPEAKER. If there is no objection the Chair will return to the second reading calendar. The Chair hears none.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 839, entitled:

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further regulating the affairs of boroughs and revising, amending and changing the law relating thereto.

The first, second, third and fourth sections were separately read and agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. HOFFMAN offered the following amendments:

Amend Sec. 5, page 9, line 18, by striking out the words "Amend the" and inserting in lieu thereof: "The".

Amend Sec. 5, page 9, line 19, by striking out the words "so as" and inserting in lieu thereof: "of said act as last amended by the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1608), is hereby further amended."

Amend Sec. 5 (Sec. 1035), page 10, lines 10, 11 and 12, by inserting a light face bracket before the word "Such" in line 10, and after the word "a" in line 12, and inserting immediately thereafter: "A".

Amend Sec. 5 (Sec. 1035), page 10, line 12, by inserting after the word "statement" "showing in reasonable detail all receipts and expenditures of the several borough officials, the income from each source of revenue and the expenditures as set up in the borough budget as well as the present financial conditions of the borough and a statement of the balance due from or to such officials shall be published."

They were agreed to.

The section was agreed to as amended.

The sixth and seventh sections were separately read and agreed to.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. HOFFMAN offered the following amendment:

Amend Sec. 8 (Sec. 1202), page 19, lines 5 to 12, both inclusive, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The ninth section was read.

On the question,

Will the House agree to the section?

Mr. HOFFMAN offered the following amendment:

Amend Sec. 9, page 20, lines 21 to 24, by striking out the words "An in-" in line 21, and all of lines 22 to 24, both inclusive, and inserting in lieu thereof: "At least one week and not more than three weeks prior to the presentation of the proposed building code ordinance to council, an informative notice of intention to consider such proposed ordinance and a brief summary setting forth the principal provisions of the proposed ordinance in such reasonable detail as will give adequate notice of its contents pursuant to a uniform form which shall be prepared or approved by the Department of Internal Affairs and a reference to the place or places within the borough where copies of the proposed building code may be examined or obtained shall be published in the manner provided by law for the publication of ordinances"

It was agreed to.

The section was agreed to as amended.

The tenth section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 423, entitled:

An Act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships as herein defined prescribing the rights powers and duties of such Authorities authorizing such authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such authorities authorizing such authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof conferring exclusive jurisdiction on certain courts over rates.

The first, second and third sections were separately read and agreed to.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. TROUT offered the following amendment:

Amend Sec. 4, page 13, by inserting between lines 24 and 25: "D. No project shall be undertaken, acquired or constructed whether or not specified by the authorities of the municipalities which created or which are members of the Authority, unless and until such project shall have been submitted to and approved by the electors of the municipality or municipalities which created or which are members of said Authority. After the Authority shall have determined to undertake, acquire or construct a project it shall petition the county board of elections for a referendum on the question of whether or not the electors of such municipality or municipalities approve the undertaking, acquisition or construction of such project. The said board of elections shall thereupon cause the question to be submitted to the electors of such municipality or municipalities at the next general or municipal election occurring at least sixty days thereafter, by having such question printed on the ballots or placed on the voting machines at such elections in the manner provided by the election laws of the Commonwealth.

The voting on the aforesaid question shall be deemed a special election, held at the time of the said general or municipal election, and shall be conducted in the same manner, and the votes shall be counted and canvassed and returns thereof made as provided by the election laws for other special elections. In case of a tie vote or if a majority of persons voting on such question shall be in favor of such project, then the Authority shall be fully authorized to undertake the same and for such purpose shall have all the powers granted by the act to which this is an amendment. All costs incident to the holding of such special elections shall be paid by the municipality or municipalities affected thereby.

On the question,

Will the House agree to the amendment?

Mr. LICHTENWALTER. Mr. Speaker, I rise in opposition to these amendments. I do this reluctantly because it is being offered by my good friend from Lancaster, but I feel that the purpose of the Municipal Authorities Act would be defeated by the insertion of these amendments. Therefore, I ask that the House vote down the amendments offered by the gentleman.

Mr. TROUT. Mr. Speaker, I fully recognize the fact that this is a part of the Governor's program, but what I have to say about the Municipal Authority Act is not hearsay, but is a matter of fact, experience and observation.

The only thing that this amendment does is after the Authority has been organized by the governing party and a project has been decided upon, the people of the community, the people of that particular subdivision, are given the opportunity to express their wishes in the matter.

Now, this is part of that home rule proposition that the gentleman from Philadelphia, Mr. Salus, spoke about on a number of occasions. The Authority is organized by the governing body, but after that organization has been effected, after it has been approved by the Secretary of the Commonwealth the Authority is then at liberty to proceed on the erection or construction or acquirement of a number of projects. Among the purposes and powers are:

> For the purpose of acquiring, holding, construction, improving, maintaining and operating, owning, leasing, either in the capacity of lessor or lessee, buildings to be devoted wholly or partially for public uses and for revenue-producing purposes, transportation, marketing, shopping, terminals, bridges, tunnels, streets, highways, parkways, traffic distribution centers, traffic circles, parking spaces, airports and all facilities necessary or incident thereto, parks, recreation grounds and facilities, sewers, sewer systems or parts thereof, sewage treatment works, steam heating plants and distribution systems, incinerator plants, waterworks, water supply works, water distribution systems, swimming pools, playgrounds, lakes, low head dams, hospitals, motor buses for public use when such motor buses are to be used within any municipality, and subways.
>
> That is giving the Municipal Authority a wide scope of activity. There is a provision which says that municipality or municipalities organizing such an Authority may in the resolution or ordinance signifying their intention so to do or from time to time by subsequent resolution or ordinance specify the project or projects to be undertaken by the said Authority, and no other projects shall be undertaken by the said Authority than those so specified. If the municipal authorities organizing an Authority fail to specify the project or projects to be undertaken then the Authority shall be deemed to have all the powers granted by this act.

I submit to you, Members of the House, that that is extending authority for the promulgation and construction of projects that may place and already has placed municipalities in a financial condition from which it will take many years to recover. This Authority has the power also to fix rates, and the rates are being fixed to-day to meet the requirements of an over-bonded indebtedness because of the powers vested in an authority.

The newspapers and the statement by the Governor that this does not incur an indebtedness on the municipality is absolutely incorrect. It does not make any difference whether the indebtedness of the municipality is in the form of a bond issue being a lien upon the property of the property holder or whether it is a lien against the income from the property held. In other words the one indebtedness is a bonded indebtedness upon the real estate of the municipality and the other is an indebtedness in the form of rentals which the same property holder must pay, and he has nothing to say, he has no recourse: he has nothing to say as to what that rental shall be.

True, Mr. Speaker, there is a provision in this bill which says that application can be made to the court of the county when the rate is deemed too high but, Members of the House, you know that if there is presented to the court a statement of indebtedness, a cost of operation, the cost of interest and the cost of the sinking-fund, there is not a court in the land that would move against the rates established, because if it did it would mean a defalcation of the bonded indebtedness and would incur a great loss by innocent people.

It seems to me in the operation or creation of the Municipal Authority, any project should be given the approval or disapproval of the voters. We had a bill yesterday, House Bill 1133, the Housing Bill, but there is a veto power contained in that bill, and on the same basis there should be a veto power or a power of approval of the Municipal Authorities Act.

Mr. LEVY. I desire to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. LEVY. Mr. Speaker, I would inquire from the gentleman from Lehigh, is it not a fact that Senate Bill 423 is a companion measure to the Governor's program for stream clearance in Pennsylvania?

Mr. LICHTENWALTER. It is, Mr. Speaker.

Mr. LEVY. Mr. Speaker, may I further inquire from the gentleman from Lehigh as to whether or not under the original Municipal Authorities Act of 1935 the Authorities had somewhat the same authority under the bill then and in the amendment of 1937 that they have under this present bill, Senate Bill 423?

Mr. LICHTENWALTER. I believe it may have practically the same authority, Mr. Speaker, as in the other bill that the gentleman mentioned.

Mr. LEVY. Except then for certain restrictions in the power to do certain other things?

Mr. LICHTENWALTER. No, that is not so, Mr. Speaker. As far as what an authority may be created for, it is contained in the act. In 1943 there was some amendment placed in the Municipal Authorities Act in the matter of placing it under the control of the Public Utility Commission.

Mr. LEVY. May I further inquire, Mr. Speaker, of the gentleman from Lehigh, if it is not his opinion that if the amendments of the gentleman from Lancaster were accepted it would kill the import of the bill and place obstacles in the path of the municipal authorities

or a combination of municipal authorities relative to the Governor's wishes?

Mr. LICHTENWALTER. I certainly do, Mr. Speaker, and mentioned in my first remark that it would defeat the purpose of the bill.

Mr. LEVY. I thank the gentleman from Lehigh.

Mr. Speaker, I want to direct my remarks to the Members of the Democratic party, that we cannot at all be a party to crippling or placing obstacles in the path of so decent a measure, and I would ask the Members on the Democratic side to vote down the amendments.

Mr. LICHTENWALTER. Mr. Speaker, as I formerly stated, I would ask that the Members vote down the amendments because I do feel that this is a key to part of the Governor's program for stream clearance in Pennsylvania, and it is very vital if we are to carry out the key bill of the Governor's program, House Bill 1, where the municipality will be asked to construct sewage systems in order to rid streams of pollution. This is enabling legislation and very important to carry out the program of the Governor for the clearance of Pennsylvania's streams of pollution. As I stated before, I feel that the amendments would defeat the purpose of the bill, therefore, I ask that the amendments be voted down.

Mr. TROUT. Mr. Speaker, the provisions of the amendment call for a referendum in sixty days. Now, that would not delay the construction of a program of this kind unreasonably. On the other hand when it comes to stream pollution, this applies to municipalities and subdivisions that do not now and never have deposited their sewage into streams. It covers the entire Commonwealth, and it does seem strange to me, Mr. Speaker, if certain municipalities are so very much interested in the clearing of streams and the purifying of our water, why should these municipalities still deposit that sewage into the public streams and make no effort to remedy it.

This is purely a home rule bill, Mr. Speaker, giving the people, your people and your municipalities back home a right to say whether or not you shall establish projects by a municipality authority, or whether you want to delegate that power to five men and then lose all your influence with them in the future.

I do not want to disturb the program of the Governor, but I think the Governor has been misled in including this in his program to purify the streams of Pennsylvania. It takes in too much of Pennsylvania that has no connection with the purification of streams now, and I ask the Members of the House to support the amendments.

Mr. JAMES. Mr. Speaker, since I served as Vice-chairman of the committee appointed on the Joint State Government Commission to study the whole question of authorities I feel that I ought to say to this House that the question or the proposition raised by the amendments offered is by no means new. During the study and during the framing of the bill there was a great deal of discussion on practically every phase covered.

This question of a referendum of people was among the proposals that were raised, but every phase of this bill has been submitted to all groups and all persons who would be likely to contribute anything of value to the construction of as nearly a perfect a bill as might be possible. It would be a mistake to say that the Governor was misled or that he did not think of, or have brought to his attention, the possibility of having a referendum of the people written into the bill. The Attorney General's department was in constant consultation with not only the committee but with other groups that were aiding the committee in the study.

Now, I agree with the Majority Floor Leader that the inclusion of any provision which would require the referendum would practically eliminate the value of the measure to the people of the Commonwealth of Pennsylvania. It must be held in mind always that some municipal authorities will be created, that will not serve the entire population of the subdivision by which and in which they are created. That would be notably true in the one type that the gentleman from Lancaster, Mr. Trout, stressed, namely steam heating authorities, or putting it more directly, house heating authorities.

There are many types of authorities in which the people, as a whole, would have no interest which would entitle them to vote on the authority because they would pay for only such services as they expected to get from the authorities, and when they did not ask for and did not receive such services they would not pay for them. Therefore they would not have a direct interest in the matter. But that in a sense is begging the issue.

We know that the majority of the authorities, generally, will be along the lines of water and sewerage authorities. Now, with respect to the latter, the sewerage authorities. Orders are very likely to be slapped on a community, a subdivision, and there will not be anything at all that the subdivision can do but abide by the directive to establish sewer disposal systems. When such an order is placed on a community and that community does not have the borrowing capacity to establish and build and pay for the disposal plant and latteral lines and all the things that go with it, then this authority provides the one and only means under which the municipality may move in order to conform with the order.

It would very seriously handicap many of the small communities if it were necessary to take the great risk of submitting the question to the people.

And finally there is this point, by making it necessary to refer to the people the question of establishing the authority we would be doing something that is not even done in the case of actions of the governing body of these subdivisions. When the borrowing capacity permits, it is not necessary for the question of an improvement similar to the authority to be submitted to the people, and there seems to be no good reason why the question of an authority should be submitted to a referendum of the people.

There is one other point that I think should be cleared up in this whole question. Reference has been made to the previous authority laws in the Commonwealth and the question was asked whether this new authority bill is very different from what we have had before. It has been said before on the floor of this House that this

is a re-enactment in toto, that it comprises all the features of the former Authority Act, the act now in effect, but in addition thereto this bill represents the work of taking out all undesirable things that have been in the law.

I would like to make a brief statement of some of the things that have been done by way of clarification, strengthening and improving this bill. In the first place, the definition of a project is amended to read:

> The definition of project is amended to include acquiring, as well as constructing and so forth, any structure authorized by the authority, and including central heating plans and facilities.

And again,

> The authority, after organization, shall certify to the Secretary of the Commonwealth, the names and addresses of its officers, the principal office of the authority and any change in the location of the principal office should likewise be certified to the Secretary of the Commonwealth within ten days after such change.

Now, that seems like a little matter, and yet that is taking out of the way of a good authority bill something that was rather vague in the act as it now stands. Again it provides

> In the case of a joint authority in more than one county, the certificate of incorporation shall be recorded in the county where the principal office is located.

That is for the purpose of definitely and without question locating the authority for all legal purposes. There are a number of others which I will not take time to read, but they run in a similar vein.

There are altogether twenty-one major improvements made in this bill over what we have in the act now in effect. This bill, I believe, Mr. Speaker, as it is now submitted here represents one of the most thoughtfully worked out pieces of legislation that we have had before us for a long time, certainly a more thoughtfully worked piece of legislation than has appeared in this session. and I join with the Majority Floor Leader in asking the members to vote down the amendments that have been offered.

On the question recurring,

Will the House agree to the amendments?

They were not agreed to.

The section was agreed to.

Mr. TROUT. Mr. Speaker, I withdraw my amendments to the title.

The fifth to the twenty-first sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 197, entitled:

An Act to further amend section five hundred nine of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," providing for pro rating claims of the Commonwealth and of political subdivisions against estates of mental patients; and requiring the Commonwealth to reimburse political subdivisions for moneys heretofore collected.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon a former Member, the gentleman from Lackawanna, Hon. Matthew T. Knoble.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 448.

An Act to add section nineteen and two-tenths to the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by providing for the admission of assessors into membership of such retirement systems.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 10, by inserting after the word "shall" the following: "within four months of the time this act becomes effective."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Andrews,	Frost,	Madden,	Reilly,
Baker,	Fullerton,	Madigan,	Reynolds,
Barrett,	Gaffney,	Mahany,	Riley,
Barton,	Gardner,	Matthews,	Robertson,
Baumunk,	Getchey,	McAtee,	Root,
Bentzel,	Gibson,	McClester,	Rose,
Boies,	Goodling,	McCormack,	Royer,
Bonawitz,	Gore,	McDowell,	Rudisill,
Boney,	Grant,	McKinney,	Salus,
Boorse,	Green,	McLanahan,	Scanlon,

Boory,	Greenwood,	McMillen,	Schuster,
Bower,	Greer,	McNair,	Serrill,
Brancato,	Guthrie,	McNally,	Shaffer,
Breisch,	Gyger,	Mihm,	Shoemaker,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack,	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Longo,	Reese, R. E.,	Yeakel,
Foot,	Lopez,	Regan,	Yester,
Fox,	Lovett,	Reidenbach,	Fiss,
Freed,	Lyons,		Speaker.

NAYS—0

NOT VOTING—7

Bentley,	Hoggard,	Pentrack,	Trachtman,
Hoffman,	Loftus,	Skale,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

Mr. LICHTENWALTER. Mr. Speaker, I move that the House insist on its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE

The SPEAKER. The Chair appoints as a committee on said bill Messrs. David P. Reese, Moser and Modell.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 52

The Clerk of the Senate being introduced, informed that the Senate insists on its concurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 52, entitled:

An Act relating to the practice, procedure, regulations and adjudications of departments, departmental administrative boards and commissions, independent administrative boards and commissions, officers and other administrative agencies of this Commonwealth, and judicial review thereof; and preserving equitable jurisdiction in certain cases.

And has appointed Messrs. Walker, Tallman and Gourley a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 45.

An Act to further amend section two hundred one of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing refunds" exempting from registration tractors and trailers used by farmers in certain cases

HOUSE BILL No. 51.

An Act providing for the health and safety of persons employed in and about the coal mines of the Commonwealth of Pennsylvania, the protection and preservation of property connected therewith, the appointment of electrical inspectors by the Secretary of Mines with the consent and approval of the Governor, the fixing of their salaries and necessary expenses incurred in the performance of their duties, and the fixing of the qualifications which shall be possessed by persons appointed to the position of Electrical Inspector.

HOUSE BILL No. 136.

An Act to amend section one of the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 190) entitled "An act authorizing in certain cases the renewal of old motor vehicles operators' licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith without a learner's permit examination or additional fee and while in such service the operation of motor vehicles without renewal of operator's license and the temporary suspension of existing laws requiring the same "by providing that honorably discharged veterans may make application for renewal of old motor vehicles operators' licenses for a period of one year from the date of honorable discharge in certain cases and authorizing such applications also to be certified by and sworn to before a notary public

HOUSE BILL No. 146.

An Act to further amend the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety: regulating the use of highways, and the operation of vehicles, tractors, streets cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of the act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," changing the definition of "dealer" and limiting the delivery and issuance of temporary registration plates or markers.

HOUSE BILL No. 439.

An Act providing for the establishment in counties of the second class of the lot and block plan for the registration of land titles, for the accumulation of county tax liens, and for the enumeration of the parcels of real estate to be assessed for county, city, borough, township, school and institution district taxation; providing for the incurring of indebtedness for the installation thereof; and imposing duties upon the county controller and the deed registrar in each of such counties.

HOUSE BILL No. 474.

An Act providing for the granting of certificates of licensure to practice professions, or work at any trade or occupation in this Commonwealth for which licenses are issued by any State board or other State agency to certain persons who served in the military or naval forces of the United States

HOUSE BILL No. 614.

An Act to further amend section nine hundred and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety: regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the maximum gross weight of certain commercial motor vehicles and truck tractors.

HOUSE BILL No. 642.

An Act authorizing in certain cases, the issuance of motor vehicle operators' licenses to persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith, without a learner's permit; and the temporary suspension of existing laws requiring the same.

HOUSE BILL No. 784.

An Act to add section one point one to the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 322) entitled "An act providing for the issuance of certified copies of death birth and marriage certificates and divorce decrees by county officers free of charge to disabled war veterans and their dependents in death and compensation cases and prescribing penalties" requiring counties to pay the fees of officers compensated on a fee basis

HOUSE BILL No. 866.

An Act to further amend the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licencing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, borough incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts making an appropriation and providing for refunds," by providing for the use of "reflector type" flares as "danger and caution signals."

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADDRESS HOUSE

Mr. KOMOROFSKI asked and obtained unanimous consent to address the House.

Mr. Speaker. This House debated pro and con for two hours last week on absenteeism, which was a waste of time because for the last couple of Thursdays, this House didn't get down to business.

We forget we have important measures in Committees to pass for the people of this state. And now, Mr. Speaker, this House is trying to adjourn in the next couple of weeks, forgetting the most vital bills in our state, which are held in committees. After all, we are not kidding the people of this state. They know by what party this state is controlled. They know the Chairmans of these committees are holding these bills in committee waiting for the House to adjourn and are "killing" these bills.

We have a grave danger in our community. Urgent need of this House to pass legislation which is held in

committee to save the property of the people in the anthracite region, who so favorably are going along with this great war effort in this nation, and in return are forgotten and ignored by the members of this House.

It is not the big coal companies doing the damage. It is the small fellow without any responsibility. Irresponsible contractors tearing our communities, endangering our lives, placing us in a condition of fear—waiting and thinking what next will happen, caving in the homes of the people which are the life-long savings, and taking the lives of our people.

An article in our papers states that the Governor is taking the Committee on Mines and Mining on a sightseeing tour. They would also like to have this committee tour in our Wyoming Valley to see the stripping and cave-ins in our Anthracite region. Let's stop kidding the people of our county. We did have a committee tour our county two years ago and nothing was done. Instead of the investigation and tours, release the bills concerning these dangers in the Anthracite region.

And now, Mr. Speaker, this House has been in session for three and a half months and we still didn't do anything for the boys that are fighting for us on all fronts. We have a bill in committee, House Bill 1255, which would be at least a little gift and would be appreciated by our boys when they get back. They are doing a great job, so let's do something for them. Let's wake up to the fact that we are here to do our job and do it right. It seems we just passed a few tax measures, and now we are preparing to adjourn. So, let's not forget the boys!

ADDITIONAL SPONSORS

Mr. TATE asked and obtained unanimous consent to add two additional sponsors to a resolution.

CONDOLENCE RESOLUTION

Messrs. SCANLON, O'BRIEN, KOLANKIEWICZ and TATE offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives, April 18, 1945.

Death has entered into the immediate family of our amiable and popular member from the 17th Legislative District of Philadelphia, the Hon. Edward T. Gallagher, Jr.

At an early age his beloved father, Edward T. Gallagher, Sr., died on Friday, April 13th.

Long a resident of Philadelphia, he was at the time of his death an architect with the United States Department of Agriculture and lived at No. 5911 Frontenac Street.

He left to survive him, his widow and family including Representative Gallagher; therefore be it

Resolved, That, we the members of this House extend to the bereaved widow and the Hon. Edward T. Gallagher, Jr., our most sincere sympathy during these hours when their loss is most keen and their sorrow most poignant; and be it further

Resolved, That the Chief Clerk of the House shall transmit a copy of this resolution to Mrs. Gallagher, Sr. and to the Hon. Edward T. Gallagher, Jr., at their homes in Philadelphia.

PERMISSION TO ADDRESS HOUSE

Mr. MIKULA asked and obtained unanimous consent to address the House.

I want to take this opportunity to speak to you for a few minutes on a subject that is near to my heart.

Having lived, since birth, in the Anthracite Coal Region of this great state of Pennsylvania, I believe I can bring you a word-picture of a deplorable condition that exists in many sections where coal mining has been, and is being carried on extensively.

Far too often, a story appears in the newspapers stating that a mine cave-in has occurred in a specific location . . . and the readers of the newspaper article are shocked to learn that one or more lives have been lost because of this mine cave-in. The horror of the incident strikes a responsive chord in the minds and hearts of the general public for a period of time. Very soon, however, the newspaper headlines are replaced by other, more current items . . . and the general public returns to its regular routine of life. Except for occasional references in the course of conversation, the shocking incident of the mine cave-in is forgotten by the public . . . but it is not forgotten by the family who lost a loved one in the tragedy. It is not easy to live with the memory that a loved one has been literally swallowed up by the earth.

On the other hand, I would like to have you try to visualize the stark horror that encompasses a man who is walking along, perhaps quickening his step to get home to his family, when, suddenly, the ground crumbles under his feet, the earth engulfs him, and he is gone. In a few seconds, he is gone from sight forever . . . and, this, Mr. Speaker and ladies and gentlemen, has happened many times.

The majority of mine cave-ins occur through the negligence of so-called wildcat mine operators, who take over mines that are virtually abandoned by reputable mining companies, and plan in most cases to dig the remaining coal with as little cost as possible . . . and, therefore, they do not take the trouble to brace the ceilings of the workings and replace timbers they have robbed in order to get the coal.

These wildcat coal mining operations are a source of danger, not only to lives . . . but the amount of damage to property has reached tremendous heights. Many homes have sunk into the earth and disappeared as a result of the operations of these irresponsible mine operators. The sacrifices of a family, over a period of years, to purchase a home, or other property, is wiped out in a few minutes, and these people have no recourse, under law, by which they can collect damages on the loss of their property.

Mr. Speaker, Ladies and Gentlemen, hospital and school properties, in many instances, have been damaged. Churches have been damaged. I know of one particular case where a church is burdened with a $100,000 mortgage, and because of mine settlements, an additional $40,000 is needed to make the repairs. If, and when, the congregation of this church is able to accomplish this, they still have no lawful protection, or any assurance that another mine settlement will not occur.

Most of the towns and townships that are effected are without funds with which to make necessary repairs. As time goes on the extinct of the damage is multiplied, and eventually these places have no hope of survival.

Our boys are fighting all over the World . . . fighting to make this country a safe place in which to live. Do you think, ladies and gentlemen, that this will be true in the Anthracite Region? I am afraid not. Our fighting men have visions of coming back to find their homes as they left them, but some of our boys are going to find that their homes are down in the mines. How are these boys going to feel about this? Would you want it to happen to your boy?

I belive that the responsibility for correcting this deplorable situation lies in the hands of the lawmakers, and law enforcement agencies of this State . . . and adequate legislation is certainly the first step to be considered.

A number of bills have been presented in this House which provide that mining companies shall be forced to pay damages in the cases of loss of property due to mine settlements.

These bills are generally known as the subsidence bills and, to my mind, represent a move in the right direction . . . toward eliminating the tremendous loss of lives and property that is a direct result of the slipshod methods of wildcat mine operators.

Property owners in the Anthracite Region must be protected by law against the unscrupulous wildcat mine operators, known as scavengers, who have been undermining the welfare of the Anthracite Region for a long, long time.

Mr. Speaker, ladies and gentleman, now is the time for the members of this House of Representatives to end the terrible condition that prevails in the Anthracite Coal Region. It is our duty as Legislators to take definite action, immediately, to bring about happy, normal living conditions to the people who are suffering untold hardship as a result of mine cave-ins.

Lives and property must be protected. We are in a position to accomplish this. We must do it, and we must do it now.

RESOLUTIONS

Mr. PETROSKY offered a resolution and asked unanimous consent for its immediate consideration.

The SPEAKER. Will the House give its unanimous consent to the immediate consideration of the resolution? Is there objection?

Mr. SORG. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

The resolution will be filed with the Clerk under the Rules.

Miss BRANCATO offered a resolution which was filed with the Clerk.

PERMISSION TO ADDRESS HOUSE

Mr. TURNER asked and obtained unanimous consent to address the House.

Mr. Speaker, I realize that it is late and perhaps it is too late to do what I would like to ask to be done, but I am going to ask the Speaker whether in adjourning tonight we might do so in honor of the memory of Ernie Pyle, who was killed in the Pacific, and of which announcement was made today. I think to those of us who have had sons in the service he has been a friend. His writing had an intimate contact with each and every one of us that transcended ordinary reporting, and therefore I felt that it might be fitting today when we adjourn to adjourn in honor of the memory of Ernie Pyle.

The SPEAKER. The Chair will be glad to recognize the gentleman from Delaware, Mr. Turner, on the motion to adjourn.

ADJOURNMENT

Mr. TURNER. Mr. Speaker, the news which has come to us today of the untimely death of Ernie Pyle I think has made many of us feel that we have lost a friend. Those of us who have had sons in the service, I know found a lot of comfort in the stories that Ernie Pyle sent back from Europe. I had two boys in Italy, one of them in the tough and thick fighting, and Mrs. Turner and I nightly read Ernie Pyle's column because somehow it brought a close touch; somehow it made you feel that there was a friend there who was in touch with your boys. I think each and every one of us, and in fact the world has acclaimed the manner in which Ernie Pyle represented the slogging infantryman, the G. I. Joes throughout all his tribulations and trials during the war period.

I somehow felt he had a premonition when he went to the Pacific and I too felt that he had tried his luck so long that perhaps it would run out in the Pacific. I cannot help but think from what I came to know of Ernie Pyle through his column that although he said many times he was afraid—and what man in this war has not been afraid—I felt many times that this is the way he would like to go, a machine gun bullet that must have found him where he always was, up in the front line with the boys, living as they did.

So I think it is fitting tonight as we adjourn this day's session of the Legislature that we should adjourn out of respect to a man who contributed so much to so many of us, who contributed so much to the boys; who was a comfort to them also; who was a friend and a companion, one upon whom they could rely and one in whom the boys in the hard-going knew at all times they had a friend who was at their elbow and who appreciated what they were doing.

It is not given to every boy to get a Bronze Star or a Silver Star or the D.S.C. or some other decoration. Many of them must have felt that while they could not be decorated, there was at least one reporter and friend nearby who was telling the people back home that notwithstanding the fact that they do not come home wearing medals, nevertheless they deserved the credit and deserved the heartfelt thanks of the people of America for the kind of a job they are doing.

So, Mr. Speaker, I move that this House do now adjourn out of respect to the memory of the greatest reporter that this era has produced, and out of respect to the memory of a man who I know that every mother and father who has a son or a daughter in the service came to believe was their personal friend.

I therefore move that we do now out of respect to his memory adjourn until eleven o'clock a. m. on Thursday, April 19, 1945.

Mr. LOVETT. Mr. Speaker, I rise to second the motion.

By a rising vote the motion was unanimously agreed to.

And (at 5:05 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

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SENATE

THURSDAY, April 19, 1945.

The Senate met at 11:00 o'clock, a. m., Eastern War Time.

The PRESIDING OFFICER (John M. Walker) in the Chair.

PRAYER

In the absence of the Chaplain prayer was offered by the gentleman from Berks, Senator RUTH.

Our Heavenly Father, our hearts are filled with gratitude unto Thee that Thou has given us knowledge of Thyself and Thy will for us and that Thou has given unto us life with all its opportunities of service.

We would ask Thy blessing upon our assembly met here today and that Thou bless our nation and those allied with her in a great struggle; grant that we may do all things to the honor and glory of Thy name.

We ask it in the name of Christ. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. TALLMAN, the further reading was dispensed with, and the Journal was approved.

HUGHESVILLE HIGH SCHOOL STUDENTS INTRODUCED TO SENATE

Mr. SNOWDEN. Mr. President and members of the Senate, I wish to call your attention to the attractive group of boys and girls up in the gallery; they are members of the senior graduating class from the Hughesville High School in Lycoming County. It so happens that is my home town and that is the same school from which I graduated many years ago.

They are here to see how the laws in our Commonwealth are being made and how the Assembly runs, and I know they will enjoy having made their trip to Harrisburg.

The PRESIDING OFFICER. Through the gentleman from Lycoming, Senator Snowden, the Chair welcomes the members of the graduating class of the Hughesville High School and expresses the hope that you enjoy your visit down here to see how the Legislature operates; the Chair hopes you will not be too terrficly disappointed.

LEAVES OF ABSENCE

Mr. Wade asked and obtained leave of absence for Mr. CROWE.

He also asked and obtained leave of absence for Mr. BLASS.

He also asked and obtained leave of absence for Mr. CHAPMAN.

He also asked and obtained leave of absence for Mr. SCARLETT.

Mr. Jaspan asked and obtained leave of absence for Mr. DiSILVESTRO, due to illness.

He also asked and obtained leave of absence for Mr. KLEIN, due to illness.

Mr. EDMONDS asked and obtained leave of absence for himself, for later in the day, for medical treatment.

Mr. Barr asked and obtained leave of absence for Mr. McGINNIS.

Mr. HALUSKA. Mr. President, on Thursday of last week I warned this body that I was going to poll the Senate in the event that many members might be missing from this chamber this Thursday. That is not my intention today because a number of the members have asked me personally whether I was going to do it and I said no.

However, the day must come when we must settle down to work. I am now asking my Republican colleagues to stand back of me in this matter next week, and the few Democrats that might be here, because we must expedite the work of this session. It is unfair, definitely unfair, for a few of us to come here every Thursday morning while the remaining group go back to their homes.

I intend next week to challenge every leave of absence. Unless in my own mind I feel the person asking leave of absence has a good reason, I intend to object and have the entire body vote individually upon every request for leave of absence. If at random we grant every leave of absence we will find ourselves in the same position we find ourselves in today. We might have a quorum here and that is about all. That is a poor way to pass upon important legislation, so once again I warn and ask those that are here to stand by me when next week I shall rise in place and ask for a poll of the Senate and determine why some members have left their seats.

The PRESIDING OFFICER. The Chair calls to the attention of the gentleman from Cambria the fact that a quorum is present.

Mr. HALUSKA. Mr. President, I do not know whether a quorum is present or not.

The PRESIDING OFFICER. The Chair calls to the attention of the gentleman from Cambria the fact that a quorum is present.

Mr. HALUSKA. Well, Mr. President, without a quorum we would not be in a position to act upon any legislation.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 127, entitled:

An Act to further amend section two of the act, approved the thirteenth day of June, one thousand eight hundred eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," by changing and clarifying the provisions of said act relating to the burial of unclaimed bodies unfit for anatomical purposes.

Which was committed to the Committee on Public Health.

House Bill No. 172, entitled:

An Act authorizing counties (except of the first class) cities (except of the first class), boroughs, incorporated towns and townships, either alone or jointly, to employ, retain or contract for planning engineers, consultants and professional planning services.

Which was committed to the Committee on Municipal Government.

House Bill No. 276, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Pennsylvania Historical Commission, to acquire on behalf of the Commonwealth certain land at the recognized site of William Penn's first landing in Pennsylvania, in the city of Chester, Delaware County, as a historical site; providing for the control, management, supervision, improvement and maintenance thereof; authorizing the Pennsylvania Historical Commission to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation.

Which was committed to the Committee on State Government.

House Bill No. 419, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-three (App. Acts, page 45), entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne, destroyed by flood in said county during the month of May, one thousand nine hundred forty-two," increasing the appropriation for the construction of certain bridges.

Which was committed to the Committee on Highways.

House Bill No. 482, entitled:

An Act to amend section seven of the act, approved the fourth day of June, one thousand nine hundred forty-three (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways; providing for the acceptance of Federal aid; empowering counties to pay certain damages; providing for the collection of tolls on such bridge; and making an appropriation," by appropriating funds from the Motor License Fund for the construction of said bridge.

Which was committed to the Committee on Highways.

House Bill No. 578, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-seven (P. L. 2017), entitled "County Institution District Law," changing the conditions to borrow money for current expenses.

Which was committed to the Committee on County Government.

House Bill No. 705, entitled:

An Act amending clause (c) of section nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "Public Assistance Law," by increasing the amount of pensions to be paid to blind persons.

Which was committed to the Committee on Welfare, Public Assistance and Pensions.

House Bill No. 808, entitled:

An Act authorizing the Department of Property and Supplies, acting for the Commonwealth of Pennsylvania, to acquire by purchase from the owner thereof a tract of land adjacent to the Pottsgrove Mansion, situate in the Borough of Pottstown, Montgomery County, Pennsylvania; and providing for the control, management, supervision, improvement and maintenance thereof by the Pennsylvania Historical Commission.

Which was committed to the Committee on State Government.

House Bill No. 828, entitled:

An Act to further amend section two and to amend sections three and four of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "Intangible Personal Property Tax Law," further regulating the returns of taxable property made by taxpayers under the provisions of said act.

Which was committed to the Committee on Judiciary General.

House Bill No. 881, entitled:

An Act requiring boards of prison inspectors in counties of the fourth class, to pay the premium on all bonds required of employes appointed by the board.

Which was committed to the Committee on County Government.

House Bill No. 888, entitled:

An Act to add section one thousand four hundred forty-

four to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," establishing maximum and minimum term contracts for transportation of pupils; and requiring a bond for the faithful performance of such contracts

Which was committed to the Committee on Education.

House Bill No. 995, entitled:

An Act to amend section four hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," requiring accounts to be kept and a faculty treasurer appointed for school organizations handling money.

Which was committed to the Committee on Education.

House Bill No. 1024, entitled:

An Act relating to judgments providing for the lien thereof and the duration and revival of such liens prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property and imposing duties on prothonotaries sheriffs and other court and county officers

Which was committed to the Committee on Judiciary General.

House Bill No. 1184, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "The Support Law" by giving jurisdiction to the Municipal Court of Philadelphia County.

Which was committed to the Committee on Welfare, Public Assistance and Pensions.

House Bill No. 1234, entitled:

An Act to further amend sections one and ten of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation, maintenance and operation of a county employes retirement system in counties of the third class; and imposing certain charges on counties," extending and further regulating such retirement systems.

Which was committed to the Committee on County Government.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 448

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 448, entitled:

An Act to add section nineteen and two-tenths to the act approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "Fourth Class County Retirement Law," by providing for the admission of assessors into membership of such retirement systems.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 52 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its amendments non-concurred in by the Senate to Senate Bill No. 52, entitled:

An Act relating to the practice procedure regulations and adjudications of departments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases.

and has appointed Messrs. REESE, MOSER and MODELL as a Committee of Conference to confer with a similar committee of the Senate (previously appointed) to consider the differences existing between the two houses in relation to said bill.

PERMISSION TO ADDRESS THE SENATE

Mr. COX asked and obtained unanimous consent to address the Senate.

Mr. COX. Mr. President, during the past week it has been rumored that this session of the Legislature will shortly adjourn. There remain in various committees many important pieces of legislation on which the members of the Legislature have not had an opportunity of expressing their opinions and on which they have not had the opportunity to act.

This morning in reading the Pittsburgh Post Gazette I found this advertisement, entitled "An Open Letter to Governor Martin". It is as follows:

"An Open Letter to Governor Martin

"The Honorable Edward Martin
The Governor of Pennsylvania
Harrisburg, Pennsylvania

Dear Sir:

"We are concerned that the Labor Committee has not met to discuss and bring out of committee the Homer S. Brown Bill for Fair Employment Practice. This must be done so that the Legislature may debate and act on it.

"We, who believe that the Brown Bill is an effective measure to bring about equity of economic opportunity, urge you to use your good office to carry out the democratic processes of legislation as provided by the Constitution.

"The Bill should come before the Legislature for fair and open debate. Then let the Legislature, elected by the people of the Commonwealth, make the decision.

"This measure is not asking for special privilege. As the Bill states, it is merely giving to every man, regardless of race, creed, color or national origin, an equal opportunity to work "according to his ability, skill and technical knowledge."

Very sincerely yours,

AUSTIN PARDUE
SOLOMON B. FREEHOF
THOMAS F. COAKLEY
NORMAN C. MILLIRON"

Austin Pardue is Bishop of Pittsburgh. Dr. Solomon B. Freehof is Rabbi of Rodef Shalom in Pittsburgh. Rev. Thomas F. Coakley is Pastor of the Sacred Heart Church of Pittsburgh. Rev. Norman C. Milliron is President of the Pittsburgh Council of Churches.

I want to say that in Allegheny County there is tremendous interest in this particular bill; that interest is non-partisan, it is non-sectarian, it comes from every racial and every social group in our county. Most of the leaders in industry in our county are concerned about this bill, and I feel as a member of the Senate that I would like an opportunity to have something to say as to whether this legislation is good legislation or whether it is bad.

I certainly hope that the members of the Senate on the Republican side will use their influence to see if we can not answer this letter in the affirmative and have this legislation come out on the floor so that we can express our views relative to it.

REPORTS FROM COMMITTEES

Mr. CRIDER, from the Committee on County Government, reported as committed, Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes.

He also, from the Committee on Military Affairs, reported as committed, Senate Bill No. 666, entitled::

An Act to further amend the title, and sections one to twelve both inclusive, of the act, approved the nineteenth day of March, one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization, government, discipline, maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania or any part thereof, shall be in active service of the United States," by changing the name of the Pennsylvania State Guard to Pennsylvania Guard, and increasing the amount of allowances permitted for officers' uniforms and equipment.

Mr. FARRELL, from the Committee on Municipal Government, reported as committed, House Bill No. 845, entitled:

An Act to amend section thirteen of the act approved the twenty-third day of May one thousand nine hundred seven (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provision to be misdemeanors and providing penalties for violations thereof" by further regulating the eligibility lists in cities of the second class "A"

Mr. HOMSHER, from the Committee on Education, reported as amended, House Bill No. 451, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing that full time secretaries of county superintendents may join the retirement system and make back payments requiring certain additional payments by the Commonwealth and imposing duties on certain county officers.

Mr. WAGNER, from the Committee on Municipal Government, reported as committed, House Bill No. 402, entitled:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by providing for the appointment of policemen by the supervisors.

Mr. LETZLER, from the Committee on Education reported as committed, House Bill No. 61, entitled:

An Act to amend section one thousand two hundred one of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by clarifying certain definitions and authorizing reimbursement by the Commonwealth in certain cases

Mr. TROUTMAN, from the Committee on Judiciary General, reported as committed, House Bill No. 1062, entitled:

An Act to further amend section nine of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties of the judges thereof and appeals therefrom", by giving trustees the right to hold certain real estate under certain conditions.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 298, entitled:

An Act to amend clause (b) of section forty-six of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended, "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate, for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by authorizing the appointment of proctors to examine and report on all non-religious, charitable trusts and providing for their compensation.

Mr. THOMAS, from the Committee on County Government, reported as committed, House Bill No. 752, entitled:

An Act to amend section two of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom," by providing for the appointment of additional deputy registers.

Mr. HOLLAND, from the Committee on Military Affairs, reported as committed, House Bill No. 630, entitled:

An Act to further amend section four hundred thirty-nine of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" changing the name of the veterans' grave registrar to director of veterans' affairs and prescribing his duties

Mr. BOWERS, from the Committee on Military Affairs, reported as committed, Senate Bill No. 653, entitled:

An Act to amend the act, approved the sixteenth day of March, one thousand nine hundred thirty-seven (P. L. 100), entitled "An act directing the Department of Military Affairs to select, procure, furnish, and award certain decorations, medals, and badges," providing for additional decorations, medals, and badges; and changing the procedure for awarding the same.

He also, from the Committee on Military Affairs, reported as committed, Senate Bill No. 652, entitled:

An Act to amend the title and further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 662) entitled, "An act relating to retirement from the Pennsylvania National Guard"; extending the provisions thereof to the Pennsylvania State Guard; and making changes with respect to advance in grade of retiring officers and enlisted men.

He also on behalf of Mr. WALKER, from the Committee on Judiciary General, reported as committed, House Bill No. 517, entitled:

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles.

Mr. RUTH, from the Committee on Judiciary General, reported as committed, Senate Bill No. 689, entitled:

An Act to amend subsection (b) of section sixteen of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom," further regulating conveyances of real estate one year after the death of testator.

Mr. STIEFEL, from the Committee on Judiciary General, reported as committed, Senate Bill No. 477, entitled:

An Act relating to the recovery of possession by the owner of leased or demised premises from sublesse holding over after termination of the original lease; requiring notice to be given and prescribing procedure.

He also, from the Committee on Military Affairs, reported as committed, House Bill No. 345, entitled:

An Act to further amend sections two and three of the act approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further changing the provisions for the burial of deceased service persons and their widows.

He also, from the Committee on Military Affairs, reported as committed, House Bill No. 812, entitled:

An Act to further amend the last paragraph of section eight of the act, approved the eleventh day of June, one thousand nine hundred thirty five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," changing the name of the veterans' grave registrar to director of veterans' affairs; and prescribing his duties.

Mr. BARR, from the Committee on County Government, reported as committed, House Bill No. 534, entitled:

An Act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May, one thousand nine hundred twenty-nine, (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by making certain provisions now applicable to parks in second class counties only, applicable to parks in all classes of counties.

He also, from the Committee on County Government, reported as committed, Senate Bill No. 249, entitled:

An Act to amend section one of the act, approved the twenty-first day of May, one thousand nine hundred forty-three ((P. L. 323), entitled "An act abating certain tax penalties and interest on unpaid county, city, borough, town, township, school district, poor district, and county institution district taxes, with certain exceptions; prohibiting the sale of real property for the nonpayment of any such taxes for a certain period; and preserving certain tax liens and providing for the extension thereof." by reinstating and extending the benefits of said act to persons having defaulted in the payments due in one thousand nine hundred forty-four, and changing the time when the current taxes must be paid during the remainder of the installment period.

Mr. ROSENFELD, from the Committee on Military Affairs, reported as committed, Senate Bill No. 662, entitled:

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivisions free of charge, to certain veterans, his agent or representatives of the United States Veterans' Administration.

Mr. COLEMAN, from the Committee on County Government, reported as committed, House Bill No. 876, entitled:

An Act to amend section three of, and to add section three point one to the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1019), entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurer's sales of such lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by

authorizing the county commissioners to advertise for private offers for such lands and providing for the distribution of the proceeds of such sales.

He also, from the Committee on County Government, reported as committed, House Bill No. 877, entitled:

An Act to further amend sections sixteen and seventeen of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," clarifying the provisions relating to the resale of such property purchased by the county commissioners at county treasurer's sales, eliminating the right of redemption after such sales, and further providing for the reimbursement to the county for moneys spent on such property in certain cases.

BILLS INTRODUCED AND COMMITTED

Mr. TROUTMAN read in his place and presented to the Chair Senate Bill No. 741, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of enlarging the nurses' home of and establishing a nurses' training school at the Shamokin State Hospital.

Which was committed to the Committee on Appropriations.

Messrs. GELTZ and COLEMAN read in place and presented to the Chair Senate Bill No. 742, entitled:

An Act to further amend section two hundred and two in part, and to add section four hundred and fifty-three to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating a departmental administrative board in the Department of Public Instruction known as Pennsylvania Board of Examiners in Watchmaking and fixing qualifications and compensation of members.

Which was committed to the Committee on Education.

Mr. HOLLAND read in his place and presented to the Chair Senate Bill No. 743, entitled:

An Act to add subsection 19.1 to, and to amend subsection 20, and repeal part of subsection 19 of section 1210 of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," changing the basis for determining the amounts of State reimbursements of school districts.

Which was committed to the Committee on Education.

RESOLUTIONS

HOUSE BILL No. 795, PRINTER'S No. 385 BE RECALLED FROM THE HOUSE OF REPRESENTATIVES

Mr. BECKER offered the following resolution which was twice read, considered and agreed to:

In the Senate of Pennsylvania, April 18, 1945.

Resolved, (if the House of Representatives concur), That House Bill No. 795, Printer's No. 385, entitled "An act to further amend clause (f) of section two hundred one and to add clause (n) to section two hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended 'An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws' by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources," which passed third reading and Final Passage in the Senate on April 17th, and was messaged to the House, be recalled from the House for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE BILL No. 59, PRINTER'S No. 122 BE RECALLED FROM THE GOVERNOR

Mr. GELTZ offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 19, 1945.

Resolved (if the House of Representatives concur), that Senate Bill No. 59, Printer's No. 122, entitled "An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), enttiled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing rest periods, sick leave, hospital and medical expenses,, and extra compensation in certain cases for police in counties of the second class" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 19, 1945.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 19, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

FAYETTE COUNTY

Joseph C. McGill, Dawson, April 26, 1945.

ALLEGHENY COUNTY

Miss Irene Kovacs, Pittsburgh, 1530 Park Bldg. (22), April 27, 1945.

PHILADELPHIA COUNTY

Miss Beatrice Ennis, Phila., Bankers Securities Bldg., Juniper and Walnut Sts., April 27, 1945.

Thos. V. Houlihan, Phila., 5839 Germantown Ave., April 27, 1945.

BERKS COUNTY

Mrs. Anne B. Kieser, Reading, April 29, 1945.

PHILADELPHIA COUNTY

Mrs. Elizabeth P. McCue, Phila., 1240 Land Title Bldg., April 29, 1945.

ALLEGHENY COUNTY

Mrs. Gladys M. Sacco, Ingram, April 30, 1945.

PHILADELPHIA COUNTY

Mrs. Elizabeth D. Mollenkof, Phila., 712 North American Bldg., Broad and Sansom Sts. (7), April 30, 1945.

Joseph P. Parker, Phila., 642 S. 52d St., April 30, 1945.

EDWARD MARTIN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 19, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Frank X. Aigner, Pittsburgh, 4401 Liberty Ave.

Miss Ruth M. Ely, Ingram.

CAMBRIA COUNTY

Miss Dorothy I. Miller, Johnstown.

CENTRE COUNTY

Miss Martha L. McClellan, State College.

DELAWARE COUNTY

Walter G. Brittain, Trainer.

Miss Anne L. K. Voigt, Chester.

NORTHAMPTON COUNTY

Mrs. Marie B. Powell, Bethlehem.

PHILADELPHIA COUNTY

Geo. H. Bickley, Phila., 5310 Rising Sun Ave. (20).

Mrs. Lydia H. Dau, Phila., Rm. 404, 3156 Kensington Ave. (34).

Mrs. Margaret E. Davis, Phila., 2209 S. 6th St. (48).

VENANGO COUNTY

Charles A. Staab, Cornplanter Twp., P. O. Box 123, Oil City.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. STEVENSON,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

CALENDAR

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 45, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions,

county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by further regulating and changing the provisions of the act relating to suspension of registration upon the failure to vote within two years and providing for the reinstatement of electors' registration after failing to vote during two calendar years.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 279, entitled:

An Act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board for Vocational Education; and prescribing penalties.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS ON FINAL PASSAGE

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 340, on final passage, entitled:

An Act to further amend subsection (c) of section seven of the act approved the first day of June, one thousand nine hundred thirty-seven, (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State Government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," making further provision for designation and selection of representatives for the purposes of collective bargaining

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 805, on final passage, entitled:

An Act to amend Article VIII of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2, as follows:

An Act to amend section seven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 899) entitled "An act regulating public bathing places swimming pools public bath houses public and private natatoriums turkish bath houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violations" by eliminating certain annual fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 899) entitled "An act regulating public bathing places swimming pools public bath houses public and private natatoriums turkish both houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violations" is hereby amended to read as follows

Section 7 [License] Fees [When operated for profit or public use in cities and towns of less than fifteen hundred population the owners managers and operators of such bathing and swimming places for each separate place or pool shall after being granted a permit pay annually a license fee of five ($5.00) dollars and in all other villages towns boroughs or cities the annual license fee for such permit shall be ten ($10.00) dollars failure to pay promptly such annual license fee shall operate as a revocation of the permit and a new application shall be made therefor in the manner provided for original applications before such bathing or swimming place shall be reopened]

All [license fees and all] fees accompanying the applications for permits together with any monies received for transcribing any records for appeals or any other purpose shall be paid into the State Treasury through the Department of Revenue

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Farrell,	Kephart,	Thomas,
Becker,	Geltz,	Leader,	Troutman,
Berger,	Gourley,	Letzler,	Tyler,
Bowers,	Haluska,	Mallery,	Wade,
Carr,	Heyburn,	Rosenfeld,	Wagner,
Coleman,	Holland,	Ruth,	Wilson
Cox,	Homsher,	Snowden,	Woodring,
Crider,	James,	Stevenson,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,			

NAYS—1

Stiefel,

A majority of all the Senators having voted "aye" the question was determined in the affirmative,

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 40, on third reading, entitled:

An Act to amend or further amend the title and sections one, five, seven, nine and ten of the act approved the eighth day of June, one thousand nine hundred seven (P. L. 496), entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. FARRELL. Mr. President, I ask unanimous consent that House Bill No. 98, on third reading, entitled:

An Act to amend an act approved the sixth day of June one thousand eight hundred and seventy-one (P. L. 1353) entitled "An act relative to plans of survey and regulation in the City of Philadelphia" by restricting the operation of the Act to original plans and revisions, changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published and of the hearing thereon eliminating the requirement that streets which are the subjects of such plans or revisions must extend from street to street as thoroughfares and must be called public streets and abrogating the provisions for widening the streets upon the petition of the owners or majority of feet frontage thereon or on one side thereof and by providing that all plans and revisions of plans of land subdivision shall, after approval by the Board of Surveyors, be recorded in the Office of the Recorder of Deeds, and that owners and purchasers shall be conclusively presumed to have notice thereof

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 116, on third reading, entitled:

And Act to further amend sections one, eleven and twelve of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by modifying certain definitions and imposing further powers and duties upon the retirement board, prescribing the rights and liabilities of withdrawing contributors and of disability annuitants,

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 132, on third reading, entitled:

A Joint Resolution proposing an amendment to article

fourteen of the Constitution of the Commonwealth of Pennsylvania abolishing County of Philadelphia as a separate political entity and providing for administering of county functions by City of Philadelphia

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BOWERS. Mr. President, I ask unanimous consent that House Bill No. 135, on third reading, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisidiction of the Department of Mines in this Commonwealth and the expenses incident to this office

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 231, on third reading, entitled:

An Act to amend section seven of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, person, associatiion, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purpose of this act;" providing for and regulating the change of width, grade, lines or location of state highways in such cities, the ascertainment and assessment of damages and benefits to abutting property in connection therewith, and the payment of damages by cities and the Commonwealth including the cost of the removal of certain structures; and making appropriations from the Motor License Fund

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 296, on third reading, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties and providing for abatement of certain accrued interest and penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 312, on third reading, entitled:

An Act to amend clause (c) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," increasing the pension of a blind person

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 384, as follows:

An Act to add clause XXV to section seven hundred and two of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing townships to adopt ordinances and to prescribe and enforce penalties for violation thereof and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury and providing for an appeal to the court of quarter sessions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven hundred and two of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" is hereby amended by adding thereto a new clause XXV to read as follows

Section 702 Supervisors to Exercise Powers The Corporate powers of townships of the second class shall be exercised by the township supervisors They shall have power

* * * * *

XXV Ordinances To adopt ordinances prescribing the manner in which such specific powers of the township shall be carried out All such ordinances unless otherwise provided by law shall be published prior to passage at least once in one newspaper circulating generally in the township An ordinance shall not become effective until ten (10) days after the passage aforesaid In any case in which maps plans or drawings of any kind are adopted as part of an ordinance the supervisors may instead of publishing the same as part of the ordinance refer in publishing the ordinance to the place where such maps plans or drawings are on file and may be examined The board of supervisors may prescribe fines and penalties not exceeding three hundred dollars ($300.00) in any instance for the violation of any such township ordinances which fines and penalties may be collected by suit or summary proceeding brought in the name of the township before any justice of the peace Proceedings for the violation of township ordinances and for the collection of fines and penalties imposed thereby may be commenced by warrant or by summons at the discretion of the justice of the

peace before whom the proceeding is begun No warrant shall be issued except upon complaint on oath or affirmation specifying the ordinance for the violation of which the same is issued All proceedings shall be directed to and be served by a constable of the township Warrants shall be returnable forthwith and upon such return like proceeding shall be had as in cases of summary conviction All fines and penalties collected for the violation of township ordinances shall be paid over to the township treasury

No ordinance shall be considered in force until same is recorded in the ordinance book of the township and is advertised as required in clause XXV

An appeal may be made to the court of quarter sessons upon entering into recognizance with sufficient surety to prosecute the same with effect and for the payment of costs by a person aggrieved within thirty days after any ordinance takes effect and the determination and order of the court thereon shall be conclusive

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 402, on third reading, entitled:

An Act to amend subsection B of section three of the act, approved the eighth day of April, one thousand nine hundred thirty-seven (P. L. 262), entitled "An act relating to consumer credit in amounts of one thousand dollars ($1,000) or less; requiring licenses from the Secretary of Banking; restricting licenses to domestic business corporations; fixing minimum capital requirements; conferring certain powers on the Secretary of Banking; limiting interest and other charges; providing certain exemptions; and imposing penalties," excluding domestic corporations owned exclusively by and for members of the medical and dental professions from the provisions thereof.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 410, on third reading, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents; providing for the certification and licensing of child welfare organizations and foster homes; imposing duties and conferring powers upon the Department of Welfare; imposing duties upon juvenile courts; prohibiting certain advertising and prescribing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 423, on third reading, entitled:

An Act to add section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing temporarily for payment of State Appropriations where schools are closed on account of impassable roads heavy snow or floods

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 501, on third reading, entitled:

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business." by further defining real estate brokers and real estate salesmen; and providing for the licensing, regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

go over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 560, as follows:

An Act to amend sections two hundred five two hundred six five hundred one five hundred two five hundred five five hundred six and eight hundred seven of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employes of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining cer-

tain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by further regulating and improving the civil service of certain departments and agencies of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections two hundred five two hundred six five hundred one five hundred two five hundred five five hundred six and eight hundred seven of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of pay-rolls imposing duties upon certain officers and employes of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" are hereby amended to read as follows

Section 205 Qualifications Appointment Compensation and Removal of Director

(a) The director shall be in the classified service He shall be a person who by examination shows he is familiar with the principles and methods of personnel administration and one who is in sympathy with the application to merit principles and scientific methods to public employment He shall [during the first year] receive an annual salary [of seven thousand dollars which shall not at anytime thereafter be increased by the commission] fixed by the commission with the approval of the Governor [to more than nine thousand dollars] and shall hold no other public position of profit

(b) Within ninety days after it is appointed and thereafter within ninety days after a vacancy occurs the commission shall hold a competitive examination in accordance with the provisions of this act and on the basis of that examination shall establish an employment list of persons found eligble for appointment as directors The commission shall appoint one of the three highest ranking eligibles as the director The commission shall have the same powers and duties with respect to the conduct of the examination establishment of the employment list and making an appointment therefrom that are vested in or imposed upon the director under the provisions of this act with respect to other positions in the classified service

(c) The director shall not be removed except for incompetence inefficiency neglect of duty malfeasance or misfeasance in office The commission shall furnish to the director written notice of his intended removal setting forth the reasons for such action and shall file a copy of such written notice with the Governor The director shall have ten days from the receipt of such written notice to give the commission such written answer as he may desire and shall file a copy of such written answer if any with the Governor Such notice and answer shall be made a part of the public records of the commission and of the Governor Within thirty days after receipt of such notice of removal and answer thereto the Governor shall make an investigation for the purpose of fairly determining whether the director shall continue in this position or should be removed therefrom Within twenty days after the completion of such investigation or sooner if practicable the Governor shall make his findings and conclusions which shall be forthwith certified to and enforced by the commission The Governor's findings and conclusions shall constitute a part of the public records of the commission and of the Governor

Section 206 Powers and Duties of Director The director [shall be the chief executive officer of the commission and] except as otherwise provided in this act shall direct and supervise all the administrative work He shall have power and it shall be his duty under the direction and supervision of the commission

(1) To appoint from employment lists established under this act such examiners investigators clerks and other assistants as may be necessary to carry out this act and to supervise and direct this work

(2) To attend the meetings of the commission act as its secretary and record its official actions

(3) To prepare and recommend to the commission rules and amendments thereto

(4) To establish and maintain a record of all employes in the service of the Commonwealth showing for each such person the date appointed or employed the title of the position held the rate of compensation and every change in his status including increases and decreases in pay changes in title transfers sick and annual leaves with or without pay and such other data as he may consider desirable and pertinent

(5) To administer and make effective the provisions of this act and of the rules made thereunder including those relating to the preparation after advice and counsel with appointing authorities and administration of classification and compensation plans the preparation and conduct of examinations the preparation of eligible lists the certification of persons qualified for employment the transfer promotion suspension demotion removal furlough leave of absence and resignation of employes the rating of employes' services the checking and certification of pay-rolls before payment the conduct of programs [of employe training and] concerning working conditions affecting the health and safety of employes

(6) To investigate the effect of the administration of this act and of the rules made thereunder and to report his findings and recommendations to the commission

(7) To appoint with the approval of the commission one employe to be his deputy The person selected as deputy may be one of the three remaining highest ranking persons on the eligible list for the position of director or one of the three highest ranking persons on an eligible list established by an examination for the position of deputy director which examination and ratings shall be in a like manner and under the same conditions as provided in this act for other classes of positions The salary of the deputy shall be established by the commission with the approval of the Governor In case of the absence of the director or his inability from any cause to discharge the powers and duties of his office such powers and duties shall devolve upon his deputy

(8) To make a biennial report in writing not later than September first of each even-numbered year to the commission concerning the administrative work of the commission including pertinent information and recommendations

(9) To do any act or acts required by this act [or the rules made thereunder or which may be necessary to carry into effect their provisions and purpose] or directed by the commission or the rules made thereunder

Section 501 Examinations Requisite for Appointment and Promotion (a) Except as otherwise provided in this act appointments of persons entering the classified service or promoted therein shall be from eligible lists established as the result of examination given by the director to determine the relative merit of candidates Such examinations shall be written and competitive and open to all persons who may be lawfully appointed to positions within the classes for which the examinations are held Persons applying for positions or promotions in the offices designated as central administrative offices (which shall include all those having jurisdiction throughout the State) shall be citizens of the United States and shall have been legal residents of the Commonwealth for a period of not less than one year before making application and persons applying for positions or promotions in offices designated as district offices (which shall include all those whose jurisdiction is limited to a particular district) shall be citizens of the United States and shall have been legal residents of the Commonwealth for a period of not less than one year and in the district in which such office having jurisdiction there-

of is located for a period of not less than six months before making application The director shall prepare the proper State and district employment and promotion eligible lists when necessary Provided That after an examination has been conducted for any class of position if there is no person with such legal residence in any administrative district who has passed the examination the director may certify and the appointing authority may make the appointment or promotion from the names of persons on an appropriate eligible list for the same class of position of administrative districts which are continguous or nearby to the administrative district in which there is no person on the appropriate eligible list Limitations as to age sex health moral character experience and other qualifications may be specified in the rules of the commission and in the announcements of the examinations All applications for positions in the classified service shall be under oath As far as is in the judgment of the commission consistent with the best interest of the Commonwealth vacancies shall be filled by promotion The commission [upon recommendation of the director] may limit competition in promotion examinations to employes in the classified service who have served not less than six months in a class or classes designated in the public notice of the examinations and may permit promotions to be accomplished by any one of the three following plans (1) by appointment from open competitive lists or (2) by appointment without examination if the person has attained on the next lower position six months of service has a service rating in the top 50% of the persons working in that classification and if he meets the minimum requirements for the higher position or (3) by achieving a place on an eligible list after a promotional examination such examination having been given at the request of the appointing authority.

Section 502 Nature of Examinations The director shall give examinations to establish employment and promotion lists The tests in such examination [shall] may be written and may also include oral tests or a demonstration of skill or a combination of these which shall fairly appraise and determine the merit qualifications fitness and ability of competitors Such tests shall be practical in character and shall relate to the duties and responsibilities of the position for which the applicant is being examined and shall fairly test the relative capacity and fitness of persons examined to perform the duties of the class of positions to which they seek to be appointed or promoted but no applicant shall be required to be possessed of any scholastic education in order to be permitted to take any competitive examination or to be appointed or promoted to any position No greater credit for experience gained during a provisional emergency or temporary appointment under this act or acts repealed hereby shall be given to any person in any examination than is given in such examination for experience in the same type of work performed in a similar position not under the provisions of this act or acts repealed hereby No question in any examination shall relate to the race religion or political or labor union affiliation of the candidate

Section 505 Ratings of Competitors The final earned rating of a person competing in any examination shall be [determined by the weighted average of earned ratings in the tests] attained by computing the ratings for each part or parts of the examination the qualiflying point for which is set by the director under the direction of the commission according to weights for each test established by the director with the approval of the commission The director shall send notice by mail to all competitors informing them whether they have attained a place upon the list and informing those who have attained a place upon the list of [their final earned ratings] the number who took the examination the number on the list and of their relative standing upon the list

Section 506 Establishment of Employment and Promotion Lists The director shall establish and maintain such employment and promotion lists for the various classes of positions in the classified service as are necessary or desirable to meet the needs of the service These lists shall contain the names of persons arranged in the order of final earned ratings who have been given at least such minimum rating or ratings as may be fixed [in advance] for the whole examination or for the whole examination and for any one or more of the tests

Section 807 Removal (a) No person in the classified service shall be removed except for just cause which shall not be his race religion or political partisan or labor union affiliation To all persons in the classified service except provisional temporary and emergency employes or probationary employes who have served longer than two months written notice of [intended] removal setting forth the reasons for such action and effective date thereof must be furnished They shall have ten days from the receipt of such written notice to give the appointing authority such written answer as the person [about to be] removed may desire In every case of [such intended] removal a copy of the statement of reasons therefor with the full written answer thereto if any shall be furnished to the commission by the appointing authority within ten days from the receipt of the written answer and shall be made a part of the public records of the commission Within thirty days after receipt of such notice of removal from an appointing authority the commission upon the request of the appointing authority or of the removed employe or upon its own behalf shall initiate an investigation which shall include a public hearing Such investigation and hearing may be conducted by the commission or by anyone designated by the commission The investigation and hearing shall be for the purpose of fairly determining whether the employe involved merits continuance in his position or should be removed therefrom or otherwise disciplined for the good of the service At the hearing the commission or those acting for the commission shall not be required to follow technical rules of evidence or court procedure but shall diligently seek all of the evidence and information bearing on the merits of the case Where an investigation is conducted at the request of the removed employe the commission within ten days after the completion of such investigation and hearing or sooner if practicable shall make its findings and conclusions which shall be forthwith certified to the appointing authority If the commission finds that the action complained of was taken by the appointing authority for any political partisan religious or racial reason or because of labor union affiliation the employe shall be reinstated to his position without loss of pay In all other cases the final decision shall not be reviewable by any court but if such final decision is in favor of the employe the appointing authority shall reinstate him with the payment of so much of the salary or wages lost by him as the commission may in its discretion order The commission may in its discretion order that the name of any person whose removal from the classified service has become final and binding be placed at the head of the appropriate eligible list or that he be transferred provided that such action is taken not later than thirty days after the appointing authority has certified his decision to the commission

(b) Charges against any employe in the classified service asking for his removal for a violation of law or for any cause enumerated in the rules may be filed by any citizen or taxpayer with the appropriate appointing authority and with the director Charges so filed shall at the discretion of the commission be recorded in its minutes be investigated and determined in the manner provided in this section

(c) Notwithstanding the provisions of this act the Governor may upon recommendation of the appointing authority suspend or remove the director and any employe if he deems such action to the best interests of the public service

(d) Demoted or furloughed employes shall have such rights of notice and hearing similar to those provided

under this section for removed employes as shall be prescribed in the rules of the commission

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

Becker,	Farrell,	Letzler,	Thomas,
Berger,	Geltz,	Mallery,	Troutman,
Bowers,	Haluska,	Snowden,	Wade,
Carr,	Heyburn,	Stevenson,	Wagner,
Cox,	Homsher,	Stiefel,	Wilson,
Crider,	James,	Tallman,	Woodward,
Ealy,	Jones,	Taylor,	Walker,
Edmonds,	Kephart,		Presiding Officer

NAYS—7

Barr,	Holland,	Rosenfeld,	Woodring,
Coleman,	Leader,	Ruth,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Represntatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 577, as follows:

An Act to amend section seven hundred eight and to further amend clause (f) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the time limitation for tagging big game controlling the removal and transportation of big game requiring report of such killing and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven hundred eight of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 708 Tagging Removing Transporting and Reporting Big Game Each person killing a big game animal found in a wild state shall [within four hours] immediately after removing the entrails but in any event within one hour and before transporting or removing the carcass in any manner from where it was killed attach thereto the big game tag supplied with his hunting license both parts of which shall be properly completed The portion prepared to report such killing shall be mailed to the commission at Harrisburg within five days following the close of the season

If such animal has been lawfully killed by a person not required to secure a license or by a person who has previously killed another legal big game animal or by a person who has lost the tag supplied with his license such person shall make and attach a tag in [four hours] the time specified after such killing bearing in plain English his name and address and if holding a license the license number [and county number if the license bears such number] with the [locaton] date township if known and county where such game was killed On a separate tag supplied with his hunting license or on a post card such person shall within five days following the close of the season mail to the commission at Harrisburg a statement setting forth the information above including the kind of animal whether male or female the dressed weight and if a male the total number of points on both antlers

Every failure to have said tag attached or removing or transporting such animal in any manner or failure to mail the report as herein provided shall subject the person so neglecting to the penalties provided in this article and if the person responsible for such neglect to tag any such game cannot be located each member of the camp or party shall be individually liable to such penalty

Any game found in the possession of any person and not tagged as herein provided shall be forfeited to the Commonwealth to be disposed of as hereinafter provided and may be seized by any officer whose duty it is to enforce the game laws

Section 2 Clause (f) of section seven hundred thirty-one of said act as amended by the act approved the twenty-fourth day of June one thousand nine hundred and thirty-nine (P. L. 810) is hereby further amended to read as follows

(f) For failure to tag or mark [a deer or elk or bear within four hours after killing] any big game animal as required by the provisions of this article [twenty-five dollars] ten dollars for failing to tag and for removing or transporting in any manner any big game animal which has not been tagged as required by the provisions of this article twenty-five dollars for failure to report the killing of a big game animal as required by the provisions of this article two dollars

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Represntatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 599, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred and thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing

corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and adding provisions relative to corporate names and addresses advertising filing of certificates by foreign corporations revocation of certificates of authority making certain certificates prima facie evidence in certain cases and by providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended to read as follows

Section 11 Certificates and Certified Copies of Certain Documents to be Received in Evidence All certificates issued by the Department of State in accordance with the provisions of this act or of any act hereby repealed and originals or copies of articles papers and other documents filed with the Department of State in accordance with the provisions of this act or of any act hereby repealed when certified by the Secretary of the Commonwealth shall be taken and received by all courts public offices and official bodies as prima facie evidence of the facts herein stated A certificate by the Department of State under the seal of the Commonwealth as to the existence or non-existence of facts relating to corporations which would not appear from the foregoing documents or certificates shall be taken and received by all courts public offices and official bodies as prima facie evidence of the existence or non-existence of the facts therein stated

Section 2 Paragraph A of section two hundred two of said act as last amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 636) is hereby further amended to read as follows

Section 202 The Corporate Name A The corporate name may be in any language but [shall] must be expressed in English letters or characters and shall contain the word "corporation" "company" or "incorporated" or an abbreviation thereof [or shall end with an abbreviation of one of these words] except that the word "company" or the abbreviation "Co" may not be used where that word or abbreviation is immediately preceded by the word "and" or any symbol or substitute therefor unless the word "incorporated" or any abbreviation thereof immediately follows the word "company" or the abbreviation "Co" The corporate name shall not imply that the corporation is [an administrative] a governmental agency of the Commonwealth or of the United States or is subject to the supervision of the Department of Banking the Public Utility Commission or of the Insurance Department and shall not contain the word "bank" "banking" "bankers" "savings" "trust" "deposit" "insurance" "mutual" "assurance" "indemnity" "casualty" "fiduciary" "benefit" "beneficial" "benevolent" "public service" "public utility" "building and loan" "surety" "security" "guaranty" "guarantee" "cooperative" "State" [or] "Commonwealth" "United States" or "Federal" nor shall the corporate name contain the word "college" when used in such a way as to give the impression that it is an educational institution conforming to the standards and qualifications prescribed by the State Council of Education unless there be submitted a certificate from the State Council of Education certifying that the corporation or proposed corporation is entitled to use such designation Provided however That the word "State" "Commonwealth" "United States" or "Federal" may be used if such use does not imply that the corporation is a governmental agency of the Commonwealth or of the United States

* * * * *

Section 3 Section nine hundred four of said act is hereby amended to read as follows

Section 904 Advertisement [The] Each constituent corporation shall advertise its intention to file articles of merger or articles of consolidation as the case may be with the Department of State in a manner similar to that heretofore prescribed in this act in the case of the formation of a business corporation Advertisements shall appear at least three days prior to the day on which the articles of merger or articles of consolidation are presented to the Department of State and shall set forth briefly

(1) The name and the location of the registered office of each of the corporations intending to merege or consolidate

(2) The name and the location of the proposed registered office of the surviving or new corporation

(3) A statement that the articles of merger or consolidation are to be filed under the provisions of this act

(4) The purpose or purposes of the surviving or new corporation

(5) The time when the articles of merger or consolidation will be delivered to the Department of State

Section 4 Paragraph (2) of section one thousand two of said act is hereby further amended to read as follows

Section 1002 Restriction on Admission of Foreign Business Corporations The Department of State shall not issue a certificate of authority to any foreign business corporation

* * * * *

(2) The name of which is not expressed in English letters or characters or does not contain the word "corporation" "company" or "incorporated" or an abbreviation thereof [or end with an abbreviation of one of such words] as provided in this act in the case of domestic business corporations unless such corporation for use in this Commonwealth expresses its name in English letters or Characters and includes in or adds to the end of its name one of such words or an abbreviation thereof in the manner heretofore provided in this act

* * * * *

Section 5 Section one thousand three of said act is hereby amended to real as follows

Section 1003 Advertisement A foreign business corporation before it may procure a certificate of authority shall advertise its intention to apply for a certificate of authority by publication in a manner similar to that heretofore prescribed in this act in the case of the formation of a domestic business corporation Advertisements shall appear at least three days prior to the day on which application is made to the Department of State and shall set forth briefly

(a) A statement that the corporation will apply for a certificate of authority under the provisions of this act

[(a)] (b) The name of the corporation and of the state or country under the laws of which it is formed

[(b)] (c) The address including street and number if any of its principal office in the state or country under the laws of which it is incorporated

[(c)] (d) The address including street and number

if any of its proposed registered office in this Commonwealth

[(d)] (e) The character and nature of the business it proposes to do within this Commonwealth

[(e)] (f) The date when its application for a certificate of authority will be presented to the Department of State

Section 6 Section one thousand seven of said act as last amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 636) is hereby further amended to read as follows

Section 1007 Amended Certificate of Authority

A After receiving a certificate of authority a foreign business corporation may subject to the provisions of this act change its name or be authorized to do in this Commonwealth other or additional business than that authorized by its certificate of authority by filing with the Department of State an application for an amended certificate of authority together with a copy of the amendment merger or change of name duly authenticated by the proper official of the state or county under the laws of which such corporation is organized and proof of the advertisement hereinafter required by this section [together with a copy of the proposed amendment as effected in the state or country of its incorporation duly certified by the proper public officer thereof] and a certificate or certificates from the proper department or departments of this Commonwealth evidencing payment by the corporation of all bonus taxes and charges as required by law Such application shall be executed under the seal of the corporation signed and verified by two duly authorized officers thereof and shall set forth the changes desired by the corporation

B A foreign business corporation shall before making application to the Department of State advertise its intention to apply for an amended certificate of authority by publication in a manner similar to that prescribed in this act in the case of the [formation of a domestic business corporation] filing of an application for a certificate of authority Advertisements shall appear at least three days prior to the day on which application is made to the Department of State and shall in addition to the foregoing requirements set forth briefly

[(1) The name of the corporation and of the state or country under the laws of which it is formed]

[(2)] (1) If the application is for permission to do in this Commonwealth other or additional business the character and nature of the business it proposes to do under the amended certificate of authority

[(3)] (2) If the application is for a change of name the new name under which it proposes to do business

C If the Department of State finds that the provisions of this article have been complied with that the certificate evidencing payment of bonus [or] taxes [or] and charges is in proper form and that the applicant corporation is entitled to an amended certificate of authority it shall upon payment of the filing fee forthwith but not prior to the day specified in the advertisement heretofore required by this section endorse its approval upon the application and file the application and issue to the applicant corporation an amended certificate of authority setting forth the desired changes

Section 7 Sections one thousand eight and one thousand nine of said act are hereby amended to read as follows

Section 1008 Amendments to Articles of Foreign Business Corporations Upon amendment of the articles of any foreign corporation authorized by a certificate of authority to transact business in this Commonwealth or upon the filing by said corporation of a certificate of change of principal office or other instrument required to be filed under the law of the State in which said corporation is organized such corporation shall forthwith file with the Department of State a copy of such amendment or certificate duly authenticated by the proper official of the state or county under the laws of which such corporation is organized The filing of any such amendment shall not of itself enlarge or alter the nature or kind of business which such corporation is authorized to transact in this Commonwealth nor authorize such corporation to transact business in this commonwealth under any other name than the name set forth in its certificate of authority unless such corporation shall apply for and receive an amended certificate of authority as hereinbefore provided in this article

Section 1009 Merger or Consolidation of Foreign Business Corporations A whenever a foreign business corporation authorized by a certificate of authority to transact business in this Commonwealth shall be a party to a statutory merger or consolidation permitted by the laws of the state or country under which it is organized and such corporation shall be the surviving corporation it shall forthwith file with the Department of State a copy of the articles of merger duly authenticated by the proper officer of the state or country under the laws of which such statutory merger was effected It shall not be necessary for such corporation to procure either a new or amended certificate of authority to transact business in this Commonwealth unless the name of such corporation be changed thereby or unless the corporation desires to transact in this Commonwealth other or additional business than that which it is then authorized to transact in this Commonwealth

B If such merger or consolidation requires the procurement of an amended certificate of authority the filing of a certified copy of such merger or consolidation with the application shall constitute full compliance with the requirements of this section

Section 8 Section one thousand fourteen of said act as last amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2828) is hereby further amended to read as follows

Section 1014 Penalty for Doing Business Without Certificate of Authority Any [person agent officer or employe who shall transact any business within this Commonwealth for any] foreign business corporation which is required by the provisions of this act to procure a certificate of authority but has not done so or any person agent officer or employe [of such foreign corporation who transacts] who shall transact any business within this Commonwealth for any foreign business corporation which has failed to procure [after] a certificate of authority or any foreign business corporation or any person agent officer or employe of such foreign corporation who transacts any business within this Commonwealth after a certificate of authority issued by the Department of State has been revoked cancelled or withdrawn as provided by this act shall be guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment not exceeding thirty days or by a fine not exceeding one thousand dollars ($1000) or both in the discretion of the court trying the same but the failure of any such corporation to apply for and secure a certificate of authority from the Department of State shall not impair or affect the validity of any contract with such corporation and actions or proceedings at law or in equity may be instituted and maintained on any such contract No such action however shall be instituted or recovery had by any such corporation on any such contract either expressed or implied in any of the courts of this Commonwealth or before any justice of the peace or magistrate thereof until such corporation shall obtain a certificate of authority and shall pay to the Department of State a fine of two hundred fifty dollars ($250.00)

Section 9 Paragraph B of section one thousand fifteen of said act as amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 636) is hereby further amended to read as follows

Section 1015 Surrender of Certificate of Authority

* * * * *

B A foreign business corporation shall before making application for a certificate of withdrawal advertise its intention to withdraw from doing business in this Commonwealth in a manner similar to that hereinafter required by this act in the case of the voluntary dissolution of a domestic business corporation and shall pro-

cure from the proper department or departments a certificate or certificates evidencing payment by the corporation of all bonus taxes and charges payable to the Commonwealth The advertisement shall set forth briefly

(1) The name of the corporation and of the State or Country under the laws of which it is formed

(2) The address including street and number if any of its principal office in the State or Country under the laws of which it is incorporated

(3) The address including street and number if any of its present registered office in this Commonwealth

(4) The date when its application for a certificate of withdrawal will be presented to the Department of State

* * * * *

Section 10 Article ten of said act is amended by adding after section one thousand fifteen a new section to be known as section one thousand sixteen and to read as follows

Section 1016 Revocation of Certificate of Authority upon Receipt of Notice of Cancellation of Charter On receipt of a certificate of the proper officer of the State or Country under the laws of which it was organized certifying that the charter of any foreign corporation authorized to do business within the Commonwealth has been revoked or declared null and void it shall be the duty of the Secretary of the Commonwealth forthwith to revoke and cancel the certificate of authority previously granted to such corporation by the Department of State

Section 11 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stilfel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 600, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to non-profit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for service required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by changing and adding provisions relative to corporate names and addresses advertising filing of certificates by foreign nonprofit corporations revocation of certificates of authority making certain certificates prima facie evidence in certain cases and by providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article one of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended by adding thereto after section eleven two new sections to be known as sections twelve and thirteen and to read as follows

Section 12 Powers of Department of State The Department of State shall have the power and authority reasonably necessary to enable it to administer this act efficiently and to perform the duties imposed upon it by this act All articles papers and other documents required by this act to be filed with the Department of State shall be in such form as shall be prescribed by that department

Section 13 Certificates and Certified Copies of Certain Documents to be Received in Evidence All certificates issued by the Department of State in accordance with the provisions of this act or of any act hereby repealed and all originals or copies of articles papers and other documents filed with the Department of State in accordance with the provisions of this act or of any act hereby repealed when certified by the Secretary of the Commonwealth shall be taken and received by all courts public offices and official bodies as prima facie evidence of the facts therein stated A certificate by the Department of State under the seal of the Commonwealth as to the existence or nonexistence of facts relating to nonprofit corporations which would not appear from the foregoing documents or certificates shall be taken and received by all courts public offices and official bodies as prima facie evidence of the existence or nonexistence of the facts therein stated

Section 2 Section two hundred two of said act as last amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 631) is hereby further amended to read as follows

Section 202 The Corporate Name

A The corporate name may be in any language but must be expressed in English letters or characters The corporate name shall not imply that the corporation is [an administrative] a Governmental agency of the Commonwealth or of the United States or is subject to the supervision of the Department of Banking the Public Utility Commission or of the Insurance Department and shall not contain the word "bank" "banking" "banker" "savings" "trust" "deposit" "insurance" "mutual" "assurance" "indemnity" "casualty" "fiduciary" "benefit" "beneficial" "public service" "public utility" "building and

loan" "surety" "security" "guaranty" "gurantee" "co-operative" "State" [or] "Commonwealth" "United States" or "Federal" nor shall the corporate name contain the word "college" when used in such a way as to give the impression that it is an educational institution conforming to the standards and qualifications presribed by the State Council of Education unless there be submitted a certificate from the State Council of Education certifying that the corporation or proposed corporation is entitled to use such designation Provided however That the word "State" "Commonwealth" "United States" or "Federal" may be used if such use does not imply that the corporation is a governmental agency of the Commonwealth or of the United States

B The corporate name shall not be the same as or deceptively similar to

(1) The name of any other domestic corporation or of any foreign corporation authorized to do business in this Commonwealth or the name of any unincorporated body whatsoever voluntarily registered with the Department of State under any act of Assembly unless such other domestic or foreign corporation or unincorporated body is about to change its name or to cease to do business or is being wound up or such foreign corporation is about to withdraw from doing business in this Commonwealth and the written consent of such other domestic or foreign corporation or unincorporated body to the adoption of its name or a deceptively similar name has been given and is filed with the application to the Department of State for the registration of the name or unless such other domestic or foreign corporation has filed with the Department of Revenue a certificate of out of existence or unless such domestic or foreign corporation has failed for a period of three successive years to file with the Department of Revenue or with the Department of State a report or return required by law and failure to file with the Department of Revenue has been certified by the Department of Revenue to the Department of State Provided That nothing herein contained shall be construed to refer or apply to any assumed or fictitious name required by law to be filed with the Department of State

(2) The name of any administrative department board or commission or other agency of the Commonwealth

(3) A name the exclusive right to which is at the time reserved by any other corporation whatsoever in the manner provided in this act or any other act of Assembly

C Nothing in this act shall abrogate or limit the law as to unfair competition or unfair practices nor derogate from the common law the principles of equity or the statutes of this Commonwealth with respect to the right to acquire and protect trade names

D The assumption of a name in violation of this section shall not vitiate or otherwise affect the corporate existence but the court of common pleas of Dauphin County may upon the application of the Attorney General acting on his own motion or at the instance of any administrative department board or commission of the Commonwealth and the court of common pleas of any county having jurisdiction over the corporation may upon the application of any person unincorporated association or corporation adversely affected enjoin the corporation from using or continuing to use a name assumed in violation of this section

E The exclusive right to the use of a corporate name may be reserved by

(1) Any foreign nonprofit corporation intending to transact business in this Commonwealth or intending to change its name or

(2) Any persons intending to organize a foreign nonprofit corporation and intending to have such corporation make application for a certificate of authority to do business in this Commonwealth

Such reservation shall be made by filing with the Department of State an application to reserve a specified corporate name executed by the applicant If the department finds that such name is available for corporate use it shall reserve the name for the exclusive use of the applicant for a period of sixty days The right to the exclusive use of a specified corporate name so reserved may be transferred to any person by filing with the Department of State a notice of such transfer executed by the person for whom such name was reserved and specifying the name and address of the transferee

Section 3 Section two hundred four of said act as last amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 631) is hereby further amended and sections seven hundred four eight hundred four and nine hundred three of said act are hereby amended to read as follows

Section 204 Registration of Corporate Name The incorporators shall make application to the Department of State for the registration of the proposed corporate name The application shall set forth the name which the incorporators desire to use the address including street and number if any of the proposed registered office of the corporation and a statement of the purpose for which it is to be formed and it shall be signed by at least five incorporators If the Department of State finds that the proposed name is available for corporate use the department shall register the name and shall issue to the incorporators a certificate that the proposed name has been duly registered If the proposed name is not available for corporate use the department shall refuse to register such name and shall forthwith notify the incorporators of this fact The Department of State shall keep a property indexed record of the registrations and cancellations of registrations provided for in this act

Section 704 Registration of Corporate Name If a proposed amendment to the articles is for the purpose of changing the corporate name the corporation shall make application to the Department of State for the registration of the proposed new corporate name The application shall set forth the name and [location] address including street and number if any of the registered office of the corporation the date of incorporation the act under which it was incorporated and the new name which the corporation desires to use [and the address of the registered office of the corporation] If the Department of State finds that the proposed name is available for corporate use the department shall register the name and shall issue to the corporation or its representative a certificate that the proposed name has been duly registered If the proposed name is not available for corporate use the department shall refuse to register such name and shall forthwith notify the corporation or its representative of this fact Upon application of any party interested either for or against the proposed amendment of the articles the department shall include in any certificate issued by it under this section any information desired as to the names registered with the department

Section 804 Registration of Corporate Name If the name of the surviving corporation in the case of a merger or of the new corporation in the case of a consolidation is to be different from the name of either of the constituent corporations the constituent corporations shall make a joint application to the Department of State for the registration of the proposed name The application shall set forth the names and addresses including street and number if any [and location] of the registered offices of the constitutent corporations the date of incorporation and the act under which each was incorporated and the name which the surviving or new corporation desires to use and the address including street and number if any of the registered office of the surviving or new corporation If the Department of State finds that the proposed name is available for corporate use the Department shall register the name and shall issue to the corporations or their representative a certificate that the proposed name has been duly registered If the proposed name is not available for corporate use the Department shall refuse to register such name and shall forthwith notify the corporations or their representative of this fact Upon application of any party interested either for or against the proposed merger or consolidation the Department shall include in any certificate issued by it under this section

any information desired as to the names registered with the Department

Section 903 Advertisement A foreign nonprofit corporation before it may procure a certificate of authority shall advertise its intention to apply for a certificate of authority by publication in a manner similar to that heretofore prescribed in this act in the case of the formation of a domestic nonprofit corporation Advertisements shall appear at least three days prior to the day on which application is made to the Department of State and shall set forth briefly

(a) A statement that the corporation will apply for a certificate of authority under the provisions of this act

[(a)] (b) The name of the corporation and of the state or country under the laws of which it is formed

[(b)] (c) The address including street and number if any of its principal office in the state or country under the laws of which it is incorporated

[(c)] (d) The address including street and number if any of its proposed registered office in this Commonwealth

[(d)] (e) The character and nature of the business it proposes to do within this Commonwealth

[(e)] (f) The date when its application for a certificate of authority will be presented to the Department of State

Section 4 Section nine hundred seven of said act as last amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 631) is hereby further amended to read as follows

Section 907 Amended Certificate of Authority A After receiving a certificate of authority a foreign nonprofit corporation may subject to the provisions of this act change its name or be authorized to do in this Commonwealth other or additional business than that authorized by its certificate of authority by filing with the Department of State an application for an amended certificate of authority together with a copy of the amendment merger or change of name duly authenticated by the proper official of the state or country under the laws of which such corporation is organized proof of the advertisement hereinafter required by this section [a copy of the proposed amendment as effected in the state or country of its incorporation duly certified by the proper public officer thereof] and a certificate or certificates from the proper department or departments of this Commonwealth evidencing payment by the corporation of all taxes bonus and charges as required by law Such application shall be executed under the seal of the corporation signed and verified by two duly authorized officers thereof and shall set forth the changes desired by the corporation

B A foreign nonprofit corporation shall before making application to the Department of State advertise its intention to apply for an amended certificate of authority by publication in a manner similar to that prescribed in this act in the case of the filing of an application for a certificate of authority [formation of a domestic nonprofit corporation] Advertisements shall appear at least three days prior to the day on which application is made to the Department of State and shall in addition to the foregoing requirements set forth briefly

[(1) The name of the corporation and of the state or country under the laws of which it is formed]

[(2)] (1) If the application is for permission to do in this Commonwealth other or additional business the character and nature of the business it proposes to do under the amended certificate of authority

[(3)] (2) If the application is for a change of name the new name under which it proposes to do business

C If the Department of State finds that the provisions of this article have been compiled with that the certificate herein required evidencing payment of all taxes or bonus or charges is in proper form and that the applicant corporation is entitled to an amended certificate of authority it shall upon payment of the filing fee forthwith but not prior to the day specified in the advertisement heretofore required by this section endorse its approval upon the application shall file the application and issue to the applicant corporation an amended certificate of authority setting forth the desired changes The amended certificate of authority shall be recorded in the office of the recorder of deeds of the county in which the original certificate of authority was recorded

Section 5 Sections nine hundred eight and nine hundred nine of said act are hereby amended to read as follows

Section 908 Amendments to Articles of Foreign Nonprofit Corporations Upon amendment of the articles of any foreign nonprofit corporation authorized by a certificate of authority to transact business in this Commonwealth or upon the filing by the corporation of a certificate of change of principal office or other instrument required to be filed under the laws of the state or country in which such corporation is organized such corporation shall forthwith file with the Department of State a copy of such amendment or certificate duly authenticated by the proper official of [the] such state or country under the laws of which such corporation is organized and shall also file a verified copy thereof in the office of the recorder of deeds of the county in which its registered office is located in this Commonwealth Provided however That if a certified copy of such amendment is filed in the Department of State with an application for an amended certificate of authority as required by section nine hundred seven of this act it shall not be necessary to file an additional copy of such amendment in the Department of State as otherwise required by this section The filing of any such amendment shall not of itself enlarge or alter the nature or kind of business which such corporation is authorized to transact in this Commonwealth nor authorize such corporation to transact business in this Commonwealth under any other name than the name set forth in its certificate of authority unless such corporation shall apply for and receive an amended certificate of authority as hereinbefore provided in this article

Section 909 Merger or Consolidation of Foreign Nonprofit Corporations Whenever a foreign nonprofit corporation authorized by a certificate of authority to transact business in this Commonwealth shall be a party to a statutory merger or consolidation permitted by the laws of the state or country under which it is organized [and] such corporation [shall] if it be the surviving corporation to such merger or the new or consolidated corporation formed or created thereby [it] shall forthwith file with the Department of State a copy of the articles of merger or consolidation duly authenticated by the proper officer of the state or country under the laws of which such statutory merger was effected and shall also file a verified copy thereof in the office of the recorder of deeds of the county in which its registered office is located in this Commonwealth It shall not be necessary for such corporation to procure either a new or amended certificate of authority to transact business in this Commonwealth unless the name of such corporation be changed thereby or unless the corporation desires to transact in this Commonwealth other or additional business than that which it is then authorized to transact in this Commonwealth

Section 6 Section nine hundred thirteen of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows

Section 913 Penalty for Doing Business Without Certificate of Authority Any foreign nonprofit corporation which is required by the provisions of this act to procure a certificate of authority but has not done so or any person agent officer or employe [of a foreign nonprofit corporation] who shall transact any business within this Commonwealth for any [such] foreign nonprofit corporation which has failed to secure [without first obtaining] a certificate of authority or any foreign nonprofit corporation or any person agent officer or employe of such foreign nonprofit corporation [as provided in this article or] who transacts any business within this Commonwealth after a certificate of authority issued by the Department of State has been revoked cancelled or with-

drawn as provided by this act shall be guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment not exceeding thirty days or [and] by a fine not exceeding one thousand dollars ($1.000.00) or [either] both in the discretion of the court trying the same but the failure of any such corporation to apply for and secure a certificate of authority from the Department of State shall not impair or affect the validity of any contract with such corporation and actions or proceedings at law or in equity may be instituted and maintained on any such contract No such action however shall be instituted or recovery had by any such corporation on any such contract either expressed or implied in any of the courts of this Commonwealth or before any justice of the peace or magistrate thereof until such corporation shall obtain a certificate of authority and shall pay to the Department of State a fine of two hundred fifty dollars $250.00)

Section 7 Paragraph B of section nine hundred fifteen of said act is hereby amended to read as follows:

Section 915 Surrender of Certificate of Authority

* * * * *

B A foreign nonprofit corporation shall before making application for a certificate of withdrawal advertise its intention to withdraw from doing business in this Commonwealth in a manner similar to that hereinafter required by this act in the case of the voluntary dissolution of a domestic nonprofit corporation The advertisement shall set forth briefly

(1) The name of the corporation and of the state or country under the laws of which it is formed

(2) The address including street and number if any of its principal office in the state or country under the laws of which it is incorporated

(3) The address including street and number if any of its present registered office in this Commonwealth

(4) The date when its application for a certificate of withdrawal will be presented to the Department of State

Section 8 Article nine of said act is hereby further amended by adding thereto after section nine hundred fifteen the following new section to be known as section nine hundred sixteen

Section 916 Revocation of Certificate of Authority Upon Receipt of Notice of Cancellation of Charter On receipt of a certificate of the proper officer of the state or country under the laws of which it is incorporated certifying that the charter of any foreign nonprofit corporation authorized to do business within the Commonwealth has been revoked or declared null and void it shall be the duty of the Secretary of the Commonwealth forthwith to revoke and cancel the certificate of authority previously granted to such corporation by the Department of State

Section 9 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas.
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring.
Crider,	James,	Stiefel.	Woodward.
Dent,	Jaspan,	Tallman,	Walker.
Ealy,	Jones.	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" th question was determined in the affirmative.

Ordered, That the Clerk present said bill to the Hous of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and con sideration of Senate Bill No. 629, as follows:

An Act to amend section six hundred four of the ac approved the third day of June one thousand nin hundred thirty-seven (P. L. 1225) entitled "An ac concerning game and other wild birds and wild anima and amending revising consolidating and changing th law relating thereto" permitting for purposes of con servation the designation and posting of beaver colonie prohibiting the trapping of beavers at any time in suc colonies and imposing penalties

The General Assembly of the Commonwealth of Penn sylvania hereby enacts as follows

Section 1 Section six hundred four of the act approve the third day of June one thousand nine hundred thirty seven (P. L. 1225) entitled "An act concerning game an other wild birds and wild animals and amending revisin consolidating and changing the law relating thereto" hereby amended to read as follows

Section 604 (a) Special Regulations Relative to Beave In addition to complying with the requirements of th act relative to taking fur-bearing animals the trapping beavers shall be restricted to bona fide residents of Penn sylvania holding a lawfully issued resident hunter's l cense Owners and lessees of land and members of the families actually residing thereon and cultivating suc land may trap beavers thereon if open to public trappin but not on any adjacent or other lands without first se curing a resident hunter's license

(b) No person having the right hereunder to trap an kill beavers shall be permitted to use and set to excee ten traps If such person shall unintentionally trap mo than the number of beavers hereinbefore stipulated fixed by regulation of the commission the excess beave shall be reported within twenty-four hours and delivere to any salaried employe of the commission to be dispose of as hereinafter provided

(c) Before the hide of any beaver lawfully trappe may be possessed beyond the ten day limit hereinbefo fixed or sold or otherwise disposed of by such perso each skin shall be presented to a salaried officer of t commission for examination and tagging which tag sha remain attached to the skin until it has been tanne and made up into commercial fur The cost of each suc tag shall be ten cents

It is unlawful for any person to take or attempt take or have in possession a beaver or the green pe thereof contrary to the provisions of this section

(d) In any county of this Commonwealth the commi sion may for purposes of conservation through its salarie officers designate certain beaver colonies and prohibit a trapping within their dams or within two hundred (200 feet thereof upon State game lands State forest lan and private lands open to public hunting and trappin by prominently posting said colonies during any ope season for beaver trapping in this Commonwealth Pr vided such colonies on private lands shall not be so poste until after written consent has been obtained from th owner lessee or other person in responsible control there of

Any person violating any of the provisions of this se tion shall be subject to the penalties hereinafter pr vided

And said bill having been read at length the third tim and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery.	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker.
Daly,	Jones.	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 673, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor to convey to the County of Blair and the City of Altoona, certain real property located in said county and heretofore acquired by the Commonwealth for development as an airport.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend the title, page 1, second line of title, by inserting after the word "the" where it appears for the third time in said line "County of Blair or the City of Altoona or to the"; Amend Sec. 1, page 1, line 5, by inserting after the word "the" where it appears for the first time in said line "County of Blair or the City of Altoona or to the".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 675, on third reading, entitled:

An Act to repeal The General State Authority Act of 1945 and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 679, as follows:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately three-tenths of an acre of land in the County of Delaware upon which is erected the Chester Range Front Light and ceding jurisdiction to the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The consent of the Commonwealth of Pennsylvania is hereby granted in accordance with the seventeenth clause eighth section of the first article of the Constitution of the United States to the acquisition by the United States of America of a certain tract of land in Delaware County upon which is erected the Chester Range Front Light containing three-tenths (.3) of an acre more or less bounded and described as follows

Beginning at a point on the pierhead line of the River Delaware as established by the United States Government said point being forty-two and seventy-five one-hundredths (42.75) feet measured Southeastwardly from a point in the Chester Range which last mentioned point is at the distance of two thousand five hundred six and fifty-three one-hundredths (2506.53) feet measured Southwestwardly from the Chester Range Front Monument and measured at right angles to said Range thence following the said pierhead line South sixty-four (64) degrees twenty-seven (27) minutes and forty-seven (47) seconds West one hundred two and ninety one-hundredths (102.90) feet to a point thence North thirty-nine (39) degrees ten (10) minutes and fifty-five (55) seconds West one hundred eighteen and forty-seven one-hundredths (118.47) feet to a point thence North fifty (50) degrees forty-nine (49) minutes and five (5) secocnds East one hundred (100) feet to a point thence South thirty-nine (39) degrees ten (10) minutes and fifty-five (55) seconds East one hundred forty-two and seventy-five one-hundredths (142.75) feet to the point or place of beginning

Section 2 Exclusive jurisdiction in and over the aforesaid lands is hereby ceded to the United States of America by the Commonwealth of Pennsylvania for the erection of forts magazine arsenals dock yards and other needful buildings with the exception of roads abutting on said lands to be used by the United States for military and other public purposes which are not already under the jurisdiction of the United States and Provided further That the above cession is hereby made contingent upon the United States of America conveying to the Commonwealth of Pennsylvania all that tract of land conveyed by the Governor of Pennsylvania to the United States of America as will more fully appear by reference to deed dated October 19 1917 and recorded in the office for the Recording of Deeds in and for Delaware County in Deed Book number 387 page 581 and Provided further That the United States of America will relinquish the cession of jurisdiction therein granted by the Commonwealth of Pennsylvania

Section 3 The jurisdiction so ceded to the United States of America is granted upon the express condition that the Commonwealth of Pennsylvania shall retain concurrent jurisdiction with the United States in and over the lands and buildings aforesaid in so far that civil process in all cases and such criminal process as may issue under the authority of the Commonwealth of Pennsylvania against anyone charged with crime committed outside said land may be executed thereon in the same

manner as if this jurisdiction had not been ceded The United States shall retain such jurisdiction so long as the said land shall be used for the purposes for which jurisdiction is ceded and no longer

Section 4 The jurisdiction so ceded by the United States shall be upon the further condition that the Commonwealth reserves to itself and its political subdivision whatever power of taxation it may constitutionally reserve to levy and collect all taxes now or hereafter imposed by the Commonwealth and its political subdivisions upon property persons and franchises within the boundaries so ceded

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 696, on third reading, entitled:

An Act to further amend sections one two three and four of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 787) entitled as amended "An act authorizing subject to approval of the court of common pleas the compromise or reduction of tax and municipal claims on real property purchased by any county city borough town school district or poor district at any sale for the non-payment of taxes or municipal claims and the reconveyance or private sale of such property" requiring such reconveyance and private sale to have the approval of the Court of Common Pleas after notice to all municipalities having an interest therein

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 714, on third reading, entitled:

An Act to amend sections eight, nine and thirteen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County; providing for the creation of the Pennsylvania Turnpike Commission, and conferring powers and imposing duties on said commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth, payable solely from tolls, to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such bonds exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing additional purposes for which turnpike revenue bonds may be issued regulating the sale and use of the proceeds thereof and regulating the issuance of turnpike revenue refunding bonds

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STIEFEL. Mr. President, I ask unanimous consent that House Bill No. 1082, on third reading, entitled:

An Act to further amend the act. approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissioners, commissioners, registrars, inspectors of registration and other appointees of registration commission election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by changing the provisions of said act as to the registration of electors before and after certain elections, the preparation of street lists, the cancellation of registrations for failure to vote, and the destruction of records

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1095, as follows:

An Act to amend section one thousand one hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" requiring the Pennsylvania Game Commission to pay bounties to public employees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act

concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 1101 Authority to Pay Bounties on Predators Whenever in the opinion of the commission it is desirable or necessary for the better protection of game to pay rewards or bounties for the killing of any predators in any part of or throughout this Commonwealth the said commission is hereby authorized to pay such bounties for the destruction of predators and in such amounts and during such periods as it shall by general rules or regulations prescribe but in no case shall the amount so paid exceed the following bounties for the birds and animals herein enumerated For each Canada or Bay Lynx commonly called bobcat or wildcat fifteen dollars for each fox four dollars for each weasel one dollar and for each goshawk or other predatory bird five dollars Provided however That the commission shall pay any bounty so established to foresters forest rangers fish wardens game protectors and other public employees to encourage them to destroy predators and to compensate them for services beyond their regular call of duty such payments to be made in the same manner and under like conditions as bounties are paid to other citizens

All bounties authorized by said commission shall be paid only upon such conditions as may be prescribed in said regulations and upon such proofs and in such manner as hereinafter provided

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Leader,	Thomas,
Becker,	Geltz,	Letzler,	Troutman,
Berger,	Gourley,	Mallery,	Tyler,
Bowers,	Haluska,	Rosenfeld,	Wade,
Carr,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	James,	Stiefel,	Woodward,
Dent,	Jaspan,	Tallman,	Walker,
Ealy,	Jones,	Taylor,	Presiding Officer
Edmonds,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1211, on third reading, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claim registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further prescribing the time when certain penalties imposed under the said act shall become effective

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

POINT OF ORDER

Mr. HALUSKA. Mr. President, I rise on a point of order.

The PRESIDING OFFICER. The gentleman from Cambria will proceed.

PERMISSION TO ADDRESS THE SENATE

Mr. HALUSKA. Mr. President, I can readily understand why so many members are absent from this chamber. I have listened to many roll calls when the count of members has been given as 41 votes, on all bills passing today, and we have failed to have 41 members in their seats. I am going to request and insist, starting on Monday, that only those members be recorded who shall be in their seats and who vote "aye" or "nay".

The PRESIDING OFFICER. The Chair rules that the point of order of the gentleman from Cambria is not well taken. The roll has in each case been called, the vote announced, and the gentleman from Cambria at that time did not challenge the announced result. The third reading calendar having been concluded, the point of order, further, is not well taken.

Mr. HALUSKA. Mr. President, I am not challenging the roll calls. I am only warning this body and warning the Chair, that starting on Monday, if I have to, I will ask for a vertification of every roll call. I dislike to do that, but I think in all fairness to men who are sitting here that those who are not in their seats are not entitled to be recorded. I have no desire to prolong this session, but if that is the attitude of the Chair, starting Monday, I shall ask for verification of every roll call, if you force me to do so.

The PRESIDING OFFICER. The gentleman from Cambria propounded a point of order, which has been ruled upon. Any further parliamentary procedure the gentleman from Cambria desires to take concerning roll calls is open to him under the rules of the Senate.

REPORTS FROM COMMITTEES

Mr. WOODWARD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WOODWARD from the Committee on Judiciary

General, reported as committed, House Bill No. 641, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment" by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitation of such power or interest by virtue of any restriction in the nature of a socalled spendthrift trust provision or similar provisions and providing for the execution delivery and recording of such release or disclaimer

Mr. JONES. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. JONES from the Committee on County Government, reported as amended, Senate Bill No. 687, entitled:

An Act to amend sections eleven hundred and five and eleven hundred and fifteen of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto" by creating a conclusive presumption that roads not used for public travel or maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years have been vacated and by providing a procedure for the vacation of roads not used for public travel and not maintained or kept in repair for a period of ten years.

CALENDAR

BILLS ON SECOND READING

BILL OVER IN ORDER

Mr. HOMSHER. Mr. President, I ask unanimous consent that House Bill No. 29, on second reading, entitled:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annunities allowances returns benefits and rights from taxation and judicial process and providing penalties by further extending the time for present employes as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 58, entitled:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further regulating the vacation leave and sick leave to which State employes are entitled with pay

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 89, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 95, on second reading, entitled:

An Act conferring upon the Councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries wages or other compensation of officers clerks and employes of the Courts which are fixed by law or by the Courts

go over in its order.

The PRESIDING OFFICER. Is there objection?

Mr. KEPHART. Mr. President, this is the second time this bill has gone over in its order. I have no objection to it going over in order until Monday, but I do not think the bill should go over in its order any further, on the ground of courtesy, and we ought to be prepared to vote on it next week.

Mr. STIEFEL. Mr. President, in fairness to the gentleman from Philadelphia, Senator Kephart, I want to serve notice that on Monday next I will ask that a public hearing be held on this bill.

The PRESIDING OFFICER. Is there objection that House Bill 95 go over in its order? The Chair hears none.

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 128, on second reading, entitled:

An Act to further amend section four hundred three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" further regulating burial costs of persons buried at public expense

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 155, entitled:

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 162, entitled:

An Act to protect the people from tuberculosis to provide for the care treatment isolation and hospitalization of persons afflicted therewith to provide for the commitment of certain persons afflicted with tuberculosis to provide for their care custody and discharge and to prescribe penalties for the violation of this act

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 175, on second reading, entitled:

An Act to further amend sections four ten twelve sixteen seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by further regulating boxing sparring and wrestling matches and exhibitions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HOMSHER. Mr. President, I ask unanimous consent that House Bill No. 177, on second reading, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" extending the retirement provisions relating to former teachers to additional persons who separated from school service prior to the first day of July one thousand nine hundred nineteen

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HOMSHER. Mr. President, I ask unanimous consent that House Bill No. 289, on second reading, entitled:

An Act to further amend section four of the act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" by adding clause (d) providing for future veterans and rehabilitation programs in public schools

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 355, entitled:

An Act for the prevention control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 361, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the Fortieth Ward City of Philadelphia Commonwealth of Pennsylvania known as the Naval Ammunition Depot of Fort Mifflin Pennsylvania and ceding jurisdiction to the United States

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. JAMES. Mr. President, I ask unanimous consent that House Bill No. 363, on second reading, entitled:

An Act to further amend the act approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act to promote the public health and safety, by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers, and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties," by further regulating requirements for examinations, licenses and fees, and revising the powers and duties of the department and revising penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HOMSHER. Mr. President, I ask unanimous consent that House Bill No. 414, on second reading, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by increasing the minimum amount to be paid to certain persons on retirement

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 449, entitled:

An Act relating to settlements abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance and repealing inconsistent legislation

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 522, on second reading, entitled:

An Act to further amend the title and sections one three eight eleven sixteen eighteen and nineteen of and to add section ten point one to the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 587) entitled as amended "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation and possession of meat and meatfood products prescribing the powers and duties of the Department of Agriculture incidental thereto" including poultry within the provisions of the act providing for the licensing of establishments making possession of unwholesome meat or meatfood products prima facie evidence of intention to sell and prescribing additional penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CARR. Mr. President, I ask unanimous consent that House Bill No. 536, on second reading, entitled:

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 548, on second reading, entitled:

An Act relating to chattel mortgages on any chattel or chattels of any kind or description, including but not limited to livestock, poultry, farm machinery, farm equipment and crops grown, growing or to be grown; designating the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices, and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 553, on second reading, entitled::

An Act to further amend section two hundred twelve of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws," changing the retaliatory provisions of law so as to equalize the burdens and prohibitions as herein defined placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HOMSHER. Mr. President, I ask unanimous consent that House Bill No. 558, on second reading,, entitled:

An Act to amend subsection (e) of section three of the act approved the first day of August one thousand nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called to military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund; reserving all rights and privileges of employes granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" limiting the amount of refund payable to such employes who resign or fail to return to their employment and providing for payments to school districts

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 561, on second reading, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred forty-three (P L. 796), entitled "An act establishing as state highways, certain highways and requiring their construction, repair and maintenance as such," by limiting the highways and structures which may become the responsibility of the Commonwealth thereunder

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 565, entitled:

An Act to further amend subsection (f) of section three and the first paragraph of section four of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 644) entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaed in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof to limit the initiation of the development of such projects until December thirty-first one thousand nine hundred forty-three to authorize housing authorities to cooperate with or act as agent of the Federal Government to acquire or lease such projects and to sell or lease certain projects to the Federal Government to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities" by extending the time in which the development of projects may be initiated thereunder

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 578, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen and section nine hundred seventy-eight point one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by eliminating certain filing fees required by said act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 580, on second reading, entitled:

An Act to further amend section three of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 912) entitled "An act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulating the manufacture sale and offering for sale of bakery products conferring powers on the Department of Agriculture and providing penalties" by eliminating certain requirements concerning wrappers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 613, on second reading, entitled:

An Act to amend the act, approved the eighth day of April, one thousand nine hundred thirty-seven (P. L. 262), entitled "An act relating to consumer credit in amount of one thousand dollars ($1,000) or less, requiring licenses from the Secretary of Banking; restricting licenses to domestic business corporations fixing minimum capital requirements; conferring certain powers on the Secretary of Banking; limiting interest and other charges; providing certain exemptions; and imposing penalties," by changing the short title of the act; redefining the term "charges"; changing the form of the application; restricting the conduct of business by a licensee; enlarging the authority of the Secretary of Banking; altering the powers of licensees; altering the requirements and limitations applicable to licensees and altering the form of certain statements and excluding certain domestic corporations

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 618, on second reading, entitled:

An Act relating to and regulating the practice of the profession of engineering including civil engineering, mechanical engineering, electrical engineering, mining engineering, chemical engineering, surveying and constituent parts and combinations thereof as herein defined; providing for the licensing and registration of persons practicing said profession and the certification of engineers in training and the suspension and revocation of said licenses, registrations and certifications for violation of this act; prescribing the powers and duties of the State Registration Board for Professional Engineers, the Department of Public Instruction and the courts; prescribing penalties; and repealing existing laws.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 621, entitled

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity and regulating the same

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 626, on second reading, entitled:

An Act to add section one point one to the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," by further limiting the operation of motor boats on certain waters.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 634, entitled:

An Act providing that war orphans shall not be charged tuition or matriculation fees for attending secondary schools within this Commonwealth

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 635, entitled:

An Act to provide grants for the higher education of certain war orphans conferring powers and imposing duties on the Superintendent of Public Instruction requiring free tuition for war orphans attending secondary schools and making an appropriation

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HOMSHER. Mr. President, I move that Senate Bill No. 635, the bill just read, be recommitted to the Committee on Appropriations.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. DENT. Mr. President, this bill is not up from the printers and I ask unanimous consent that Senate Bill No. 645, on second reading, entitled:

An Act to amend section five of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum

clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Board of Housing and certain other State officers and departments" by providing for the appointment of members of an authority

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 656, on second reading, entitled:

An Act to amend clause (a) of section three hundred one clauses (a) (b) (c) and (f) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" changing maximum and minimum rates total amounts and aggregate of compensation changing employers' rights of subrogation adding provision relative to parties held to be bound by act and changing provisions relative to entry of judgment on agreement award and claim petition

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in resolution from the Senate as follows:

SENATE BILL No. 59, PRINTER'S No. 122
BE RECALLED FROM THE GOVERNOR

In the Senate, April 19. 1945.

Resolved (if the House of Representatives concur), That Senate Bill No. 59, Printer's No. 122, entitled "An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing rest periods, sick leave, hospital and medical expenses, and extra compensation in certain cases for police in counties of the second class" be recalled from the Governor for the purpose of amendment

CALENDAR

BILLS ON SECOND READING

BILLS OVER IN ORDER

Mr. DENT Mr. President, I ask unanimous consent that Senate Bill No. 657, on second reading, entitled:

An Act to further amend clauses (a) (b) (c) (f) and (h) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" changing maximum and minimum rates total amounts and aggregate of compensation changing employers' rights of subrogation adding provision relative to parties held to be bound by act and changing provisions relative to entry of judgment on agreement award and claim petition

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 658, on second reading,, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties." changing the provisions thereof and the rights, obligations and procedure thereunder

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 660, on second reading, entitled:

An Act to add section thirty-one point one to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales

and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of assembly" further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens mortgaes ground rents estates and claims against such property by such sale and eleminating the right of redemption after such sales

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officers of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 667, entitled:

An Act to further amend clauses six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractural relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" exempting from the provisions thereof motor vehicles engaged in the transportation of wood used in the manufacture of charcoal and wood chemicals

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) announced that the Acting Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 44, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration, and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges,

prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," as amended, by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

House Bill No. 45, entitled:

An Act to further amend section two hundred one of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "Tractor Code" exempting from registration tractors and trailers used by farmers in certain cases

Senate Bill No. 48, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," as amended, by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

House Bill No. 51, entitled:

An Act providing for the health and safety of persons employed in and about the coal mines of the Commonwealth of Pennsylvania the protection and preservation of property connected therewith the appointment of electrical inspectors by the Secretary of Mines with the consent and approval of the Governor the fixing of their salaries and necessary expenses incurred in the performance of their duties and the fixing of the qualifications which shall be possessed by persons appointed to the position of Electrical Inspector

Senate Bill No. 53, entitled:

An Act concerning the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen; and to make uniform the law with reference thereto

House Bill No. 136, entitled:

An Act to amend section one of the act, approved the sixth day of May, one thousand nine hundred forty-three (P. L. 190), entitled "An act authorizing, in certain cases, the renewal of old motor vehicle operators' licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith, without a learner's permit, examination or additional fee; and while in such service the operation of motor vehicles without renewal of operator's license; and the temporary suspension of existing laws requiring the same," by providing that honorably discharged veterans may make application for renewal of old motor vehicle operators' licenses for a period of one year from the date of honorable discharge in certain cases and authorizing such applications also to be certified by, and sworn to before, a notary public.

House Bill No. 146, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "Vehicle Code," changing the definition of "dealer" and limiting the delivery and issuance of temporary registration plates or markers.

Senate Bill No. 210, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by eliminating the requirements of a periodic enumeration of adults who are not citizens and of persons ten years of age or over who are unable to read write or speak English

Senate Bill No. 224, entitled:

An Act to extend the lien of taxes and municipal claims and the period for the redemption of real property where the commencement of proceedings or actions for the collection of taxes or municipal claims or sales for the collection thereof are stayed by a court pursuant to the Soldiers' and Sailors' Civil Relief Act of 1940 or the period for the redemption of real property expires before the end of six months after termination of the military service of a person having the right to redeem such real property.

Senate Bill No. 230, entitled:

An Act to amend the title and the act approved the thirtieth day of April one thousand nine hundred and forty-three (P. L. 145) entitled "An act providing for and regulating the accumulation investment and expenditure by counties cities boroughs incorporated towns and townships of funds for post war projects" extending the provisions of said act to school districts; and defining the term "post war period"

House Bill No. 439, entitled:

An Act providing for the establishment in counties of the second class of the lot and block plan for the registration of land titles for the accumulation of county tax liens and for the enumeration of the parcels of real estate to be assessed for county city borough township school and institution district taxation providing for the incurring of indebtedness for the installation thereof and imposing duties upon the county controller and the deed registrar in each of such counties

House Bill No. 474, entitled:

An Act providing for the granting of certificates of licensure to practice professions, or work at any trade or occupation in this Commonwealth for which licenses are issued by a State board or other State agency of the Department of Public Instruction or the Department of Health to certain persons who served in the military or naval forces of the United States

Senate Bill No. 482, entitled:

An Act to add section two thousand two point two to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which

it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for cooperation of State Teachers' Colleges with other agencies in vocational rehabilitation education of veterans and defense workers.

Senate Bill No. 544, entitled:

An Act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health

House Bill No. 614, entitled:

An Act to further amend section nine hundred and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "Vehicle Code," by changing the maximum gross weight of certain commercial motor vehicles and truck tractors.

House Bill No. 642, entitled:

An Act authorizing in certain cases the issuance of motor vehicle operators' licenses to persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith without a learner's permit and the temporary suspension of existing laws requiring the same

House Bill No. 784, entitled:

An Act to add section one point one to the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 322), entitled "An act providing for the issuance of certified copies of death, birth, and marriage certificates, and divorce decrees, by county officers, free of charge, to disabled war veterans and their dependents, in death and compensation cases; and prescribing penalties," requiring counties to pay the fees of officers compensated on a fee basis.

House Bill No. 866, entitled:

An Act to further amend the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "Vehicle Code," by providing for the use of "reflector type" flares as "danger and caution signals."

Whereupon,

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDING OFFICER (John M. Walker) in the Chair.

CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 686, entitled:

An Act authorizing certain persons on active duty with the armed forces of the United States to act as notaries public requiring certification of their authority in certain circumstances and fixing evidential value of instruments so acknowledged

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 694, entitled:

An Act providing that any adjudication or decree of any orphans court which shall have become confirmed absolutely or shall have become final pursuant to the rules of such court shall be deemed to be final and definitive for all purposes

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 695, entitled:

An Act to amend section twelve hundred nine of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the suspension of the provisions for the burning and destruction of ballots and other papers at certain times and the salvaging thereof

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HALUSKA. Mr. President, I ask unanimous consent that Senate Bill No. 717, on second reading, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 721, entitled:

An Act to further amend section two hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent

therewith" further regulating when a director may be elected solicitor to the board

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 722, entitled:

An Act to amend the act approved the fifteenth day of March one thousand eight hundred ninety-nine (P. L. 3) entitled "An act to regulate the manner in which appropriations to educational penal reformatory charitable benevolent or eleemosynary institutions shall be paid" by further regulating appropriations made to land grant colleges

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 726, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HOMSHER. Mr. President, I move that Senate Bill No. 726, the bill just read, be recommitted to the Committee on Appropriations.

Mr. SNOWDEN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes the commitment of defective delinquents and repealing certain laws

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Mr. COX. Mr. President, I desire to interrogate the sponsor of this series of bills.

The PRESIDING OFFICER. Will the gentleman from Northumberland permit himself to be interrogated?

Mr. TROUTMAN. I will, Mr. President.

Mr. COX. Does this series of bills represent the administration's bills concerning reformation of the penal system?

Mr. TROUTMAN. They do.

Mr. COX. Mr. President, this is a matter of very great interest to me, and has been since I have been a member of the Senate and naturally I would like to have an opportunity of finding out what these bills propose to do and therefore request that the bills go over in their order.

Mr. TROUTMAN. That will be satisfactory to me.

The PRESIDING OFFICER. The Chair calls to the attention of the Senate the fact that Senate Bill 727 has already passed second reading and will appear on the third reading Calendar on Monday.

BILLS OVER IN ORDER

Mr. COX. Mr. President, I ask unanimous consent that Senate Bill No. 728, on second reading, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents creating in the Department of Welfare the Pennsylvania Correctional Diagnostic and Classification Center providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution" fixing the responsibility for costs of transportation and maintenance of such persons prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COX. Mr. President, I ask unanimous consent that Senate Bill No. 729, on second reading, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them abolishing certain penal and correctional institutions imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COX. Mr. President, I ask unanimous consent that Senate Bill No. 730, on second reading, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents creating a board of trustees to supervise and manage such institution regulating the admission and cost of care and maintenance of such juvenile delinquents

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COX. Mr. President, I ask unanimous consent that Senate Bill No. 731, on second reading, entitled:

An Act authorizing a State training school for female juvenile delinquents creating a board of trustees to super-

vise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COX. Mr. President, I ask unanimous consent that Senate Bill No. 732, on second reading, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" creating in the Department of Welfare boards of trustees for certain penal correctional and delinquent defective institutions defining their powers and duties and changing the powers and duties of certain other penal correctional and defective delinquent institutions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 734, entitled:

An Act authorizing the transferring to the Commonwealth of the properties and possessions of corporations formed for the support of a hospital for the insane and the disposition of unexpended moneys theretofore appropriated to such corporations

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 823, entitled:

An Act to further amend subsection (1) of section six of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further regulating the return of pa of the weighmaster's license fee to cities and counties

And said bill having been read at length the secor time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committe of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and co sideration of House Bill No. 824, entitled:

An Act to repeal certain statutes relating to weigh and measures

And said bill having been read at length the secor time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committe of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and co sideration of House Bill No. 827, entitled:

An Act relating to the liabilities of elected and a pointed officers of the various political subdivisions; pr viding for the forfeiture of their office; and imposi penalties for certain actions and omissions.

And said bill having been read at length the secor time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committe of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and co sideration of House Bill No. 884, entitled:

An Act relating to the Tuberculosis Hospital of t City of Pittsburgh Pittsburgh Pennsylvania providing f the transfer of such institution to the Commonwea providing for the management and operation of closi and abandonment thereof and maintenance of tube culosis patients therein including the collection of mai tenance in certain cases providing for the retransf under certain circumstances conferring powers and i posing duties on the Governor and Department of Heal

And said bill having been read at length the secor time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HALUSKA. Mr. President, I ask unanimous co sent that House Bill No. 933, on second reading, entitl

An Act to add section one thousand six hundred a fifteen to the act approved the eighteenth day of M one thousand nine hundred and eleven (P. L. 30 entitled "An act to establish a public school system the Commonwealth of Pennsylvania together with t provisions by which it shall be administered and p scribing penalties for the violation thereof providi revenue to establish and maintain the same and t method of collecting such revenue and repealing laws general special or local or any parts thereof th are or may be inconsistent therewith" providing the release of pupils from the public schools for religious instruction

go over in its order

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1010, entitled:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER offered the following amendment:

Amend Sec. 1 (Sec. 1302), page 4, line 11, by striking out the words "A S T P the Army" and inserting in lieu thereof: "Armed Forces".

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1081, entitled:

An Act to amend clause twelve of section three of the act approved the tenth day of May one thousand nine hundred and thirty-nine (P. L. 111) entitled "An act relating to and providing for the promotion and development of business industry and commerce in the Commonwealth conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth abolishing the Pennsylvania State Publicity Commission terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to the Department of Commerce and repealing certain laws" providing for the inspection of mineral production the gathering and compilation of composite statistics for reports to the General Assembly by agencies administering production control plans and for their termination of such plans under certain circumstances

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1170, entitled:

An Act making an appropriation to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1172, entitled:

An Act to further amend the first six paragraphs of section four hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," increasing the membership of the Pennsylvania Aeronautics Commission.

And said bill having been read at length the second time; and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 501 CALLED UP

Mr. WADE. Mr. President, I call up for consideration at this time House Bill No. 501, Printer's No. 585. It appears on page 7 of the third reading Calendar.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 501, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 6, page 2, line 24, by striking out after the word: "employ" the words "or under the supervision".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 501, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in resolution from the Senate as follows:

HOUSE BILL No. 795, PRINTER'S No. 385 BE RECALLED FROM THE HOUSE OF REPRESENTATIVES

In the Senate, April 18, 1945.

Resolved (if the House of Representatives concurs), That House Bill No. 795, Printer's No. 385, entitled:

An Act to further amend clause (f) of section two hundred one, and to add clause (n) to section two hundred one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended "Aeronautical Code," by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources

which passed third reading and final passage in the Senate on April 17th, and was messaged to the House, be recalled from the House for the purpose of amendment.

HOUSE BILL No. 795 CALLED FROM THE TABLE

Mr. HEYBURN. Mr. President, I call from the table House Bill No. 795, Printer's No. 385, recalled from the House.

RECONSIDERATION OF HOUSE BILL No. 795

Mr. HEYBURN. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 795, entitled:

An Act to further amend clause (f) of section two hundred one, and to add clause (n) to section two hundred one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended "Aeronautical Code," by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources.

passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye".

Mr. BECKER. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. BECKER. Mr. President, I voted "aye".

The motion was agreed to.

The PRESIDING OFFICER. The bill will appear on Monday's Calendar.

CALENDAR

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 61, entitled:

An Act to amend section one thousand two hundred one of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by clarifying certain definitions and authorizing reimbursement by the Commonwealth in certain cases

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 249, entitled:

An Act to amend section one of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 323), entitled "An act abating certain tax penalties and interest on unpaid county, city, borough, town, township, school district, poor district, and county institution district taxes, with certain exceptions; prohibiting the sale of real property for the nonpayment of any such taxes for a certain period; and preserving certain tax liens and providing for the extension thereof," by reinstating and extending the benefits of said act to persons having defaulted in the payments due in one thousand nine hundred forty-four, and changing the time when the current taxes must be paid during the remainder of the installment period.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 298, entitled:

An Act to amend clause (b) of section forty-six of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended, "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by authorizing the appointment of proctors to examine and report on all non-religious, charitable trusts and providing for their compensation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 345, entitled:

An Act to further amend sections two and three of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" further changing the provisions for the burial of deceased service persons and their wiodws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 402, entitled:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 1000), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by providing for the appointment of policemen by the supervisors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 451, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing that full time secretaries of county superintendents may join the retirement system and make back payments requiring certain additional payments by the Commonwealth and imposing duties on certain county officers

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 477, entitled:

An Act relating to the recovery of possession by the owner of leased or demised premises from sublesse holding over after termination of the original lease; requiring notice to be given and prescribing procedure.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 517, entitled:

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 534, entitled:

An Act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May, one thousand nine hundred twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by making certain provisions now applicable to parks in second class counties only, applicable to parks in all classes of counties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 630, entitled:

An Act to further amend section four hundred thirty-nine of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), en-

titled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," changing the name of the veterans' grave registrar to director of veterans' affairs; and prescribing his duties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 641, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitations of such power or interest by virtue of any restriction in the nature of a socalled spendthrift trust provision or similar provision and providing for the execution delivery and recording of such release or disclaimer.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 652, entitled:

An Act to amend the title and further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 662) entitled "An act relating to retirement from the Pennsylvania National Guard"; extending the provisions thereof to the Pennsylvania State Guard; and making changes with respect to advance in grade of retiring officers and enlisted men.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 653, entitled:

An Act to amend the act, approved the sixteenth day of March, one thousand nine hundred thirty-seven (P. L. 100) entitled "An act directing the Department of Military Affairs to select, procure, furnish, and award certain decorations, medals, and badges," providing for additional decorations, medals, and badges; and changing the procedure for awarding the same.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 662, entitled::

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivisions free of charge, to certain veterans, his agent or representatives of the United States Veterans' Administration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 666, entitled:

An Act to further amend the title, and sections one to twelve both inclusive, of the act, approved the nineteenth day of March, one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization, government, discipline, maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania, or any part thereof, shall be in active service of the United States," by changing the name of the Pennsylvania State Guard to Pennsylvania Guard; and increasing the amount of allowances permitted for officers' uniforms and equipment

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 687, entitled:

An Act to amend sections eleven hundred and five and eleven hundred and fifteen of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by creating a conclusive presumption that roads not used for public travel or maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years have been vacated and by providing a procedure for the vacation of roads not used for public travel and not maintained or kept in repair for a period of ten years

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 689, entitled:

An Act to amend subsection (b) of section sixteen of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom," further regulating conveyances of real estate one year after the death of testator

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 752, entitled:

An Act to amend section two of the act approved the venth day of June one thousand nine hundred seven- en (P. L. 415) entitled "An act relating to the qualifica- n jurisdiction powers and duties of registers of wills d regulating proceedings before said registers and the sts thereof the effects of their acts and appeals there- m" by providing for the appointment of additional puty registers

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and considera- n of House Bill No. 812, entitled:

An Act to further amend the last paragraph of section ht of the act approved the eleventh day of June one usand nine hundred thirty-five (P. L. 326) entitled n act relating to counties of the first class defining de- sed service persons providing for contributions by the nty to the funeral expenses for such persons and their lows providing for the erection and care of markers dstones and flags and for the compilation of war rec- ls" changing the name of the veterans' grave registrar director of veterans' affairs and prescribing his duties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

greeably to order,

he Senate proceeded to the first reading and considera- of House Bill No. 845, entitled:

n Act to amend section thirteen of the act approved twenty-third day of May, one thousand nine hundred en, (P. L. 206) entitled "An act to regulate and im- ve the civil service of the cities of the second class in Commonwealth of Pennsylvania; making violations of provisions to be misdemeanors, and providing pen- es for violations thereof," by further regulating the ibility lists in cities of the second class "A".

nd said bill having been read at length the first time, rdered, To be laid aside for second reading.

greeably to order,

he Senate proceeded to the first reading and considera- of House Bill No. 876, entitled:

n Act to amend section three of, and to add section e point one to the act, approved the twenty-fifth day May, one thousand nine hundred thirty-three (P. L.), entitled as amended "An act relating to seated unseated lands purchased by county commissioners ounty treasurer's sales of such lands for collection axes; authorizing the county commissioners to sell same at private sale under the circumstances," by orizing the county commissioners to advertise for ate offers for such lands and providing for the dis- ition of the proceeds of such sales.

nd said bill having been read at length the first time, dered, To be laid aside for second reading.

greeably to order,

he Senate proceeded to the first reading and considera- of House Bill No. 877, entitled:

n Act to further amend sections sixteen and seven- of the act, approved the twenty-ninth day of May, thousand nine hundred thirty-one (P. L. 280), en- l "An act relating to delinquent taxes on seated s, and prescribing interest charges on nonpayment eof; requiring the receivers and collectors of county, borough, town, township, school district and poor ict taxes to make a return to the county commis- sioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and author- izing the county commissioners to purchase such lands and resell the same under certain circumstances," clarify- ing the provisions relating to the resale of such prop- erty purchased by the county commissioners at county treasurer's sales, eliminating the right of redemption after such sales, and further providing for the reimburse- ment to the county for moneys spent on such property in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and considera- tion of House Bill No. 1062, entitled:

An Act to further amend section nine of the act ap- proved the seventh day of June one thousand nine hun- dred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" by giving trustees the right to hold certain real estates under certain conditions

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Monday, April 23, 1945, at 4:00 o'clock, p. m., Eastern War Time.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:34 o'clock, p. m., Eastern War Time until Monday, April 23, 1945, at 4:00 o'clock, p. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

THURSDAY, April 19, 1945

The House met at 11 a. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the following prayer:

We stand in Thy presence, O Lord, and anew, we pledge ourselves to Thee. Take us and our land for Thine. Give us willing and patient hearts and hands till Thou shalt create in all nations Thy chosen pattern of Christian government and Christian liberty. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, April 18, 1945.

The Clerk proceeded to read the Journal of Wednesday, April 18, 1945, when, on motion of Mr. HAMILTON unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Mr. HEATHERINGTON and Mrs. VARALLO.

HOUSE BILL No. 1283.

An Act to further amend sections one and two of the

act, approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," declaring Roosevelt's Birthday, the thirtieth day of January, a legal holiday.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 22.

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-seven and prior sessions and at its regular sessions of one thousand nine hundred and thirty-nine and one thousand nine hundred and forty-one and the Special Sessions of one thousand nine hundred and thirty-eight and one thousand nine hundred and forty.

Referred to the Committee on Appropriations.

SENATE BILL No. 54.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university, the purchase of apparatus and equipment therefor, and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university.

Referred to the Committee on Appropriations.

SENATE BILL No. 65.

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education.

Referred to the Committee on Appropriations.

SENATE BILL No. 67.

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Referred to the Committee on Appropriations.

SENATE BILL No. 85.

An Act requiring owners, operators and superintendents of anthracite coal mines in which from two to five persons are employed or engaged in work to prepare maps and plans of such mines and deposit the same with the proper mine inspector and to enter extensions made in such mines thereon, including all extensions to the date of abandonment of the mine; imposing duties on mine inspectors and providing penalties.

Referred to the Committee on Mines and Mining.

SENATE BILL No. 101.

An Act relating to the use of trailing cables on portable electric machinery in coal mines; providing for the health and safety of persons employed therein and for the protection and preservation of property connected therewith and for the inspection of such equipment by the Department of Mines.

Referred to the Committee on Mines and Mining.

SENATE BILL No. 194.

An Act to further amend section twenty of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs; by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, country, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," by increasing the fee for killing unlicensed dogs.

Referred to the Committee on Agriculture.

SENATE BILL No. 294.

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of industrial workers and other civilians.

Referred to the Committee on Appropriations.

SENATE BILL No. 468.

An Act authorizing the alteration, improvement and construction of buildings, equipment and facilities for the Pennsylvania Maritime Academy by the Navigation Commission for the Delaware River, and making an appropriation

Referred to the Committee on Appropriations.

SENATE BILL No. 641.

An Act to amend the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relat-

ing to fiduciaries concerned with the estates of decedents" as amended by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries

Referred to the Committee on Banking.

SENATE BILL No. 644.

An Act to further amend section nine of the act, approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing for the payment of interest in certain claims.

Referred to the Committee on Judiciary General.

SENATE BILL No. 663.

An Act to further amend section one of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the third class; and imposing certain charges on counties," defining "County Employe" to include persons employed by independent poor districts.

Referred to the Committee on Counties.

SENATE BILL No. 680.

An Act to further amend section one of the act, approved the twentieth day of April, one thousand nine hundred and twenty-seven (P. L. 321), entitled "An act authorizing the Secretary of Highways to designate by letter, or to name, number, or combine State highways, or any part or parts thereof, in such manner as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth, and facilitate the keeping of maps and records of the Department of Highways; and to include, in any route designated for the convenience of the traveling public, any township road or roads," as amended, by eliminating the requirement that designations assigned by the Secretary of Highways shall be the official designations for all purposes.

Referred to the Committee on Highways.

SENATE BILL No. 693.

An Act to further amend subsection (b) of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners im;posing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections"; providing for payment of filing fees by cash in certain cases.

Referred to the Committee on Elections.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. LEVY and HERMAN.

RESOLUTION No. 56.

In the House of Representatives, April 17, 1945.

The San Francisco meeting of the United Nations Conference of International Organization will soon be held but the man who called it is gone, and the voice that would have guided its deliberations has been stilled.

The world is eagerly looking for the final agreement between the nations for the ending of wars, the cessation of needless waste and the establishment of a lasting peace. It is waiting for the full fruition of the plans and the hopes and the dreams of the one who has now passed beyond the need of that for which he so valiantly fought.

It would be most fitting to have him personally represented at this coming conference in order that his ideals would be a guiding influence in the determination of the course agreed upon.

The wife of the former President and world leader has lately written:

> "There is only one way in which those of us who live can repay the dead who have given their utmost for the cause of liberty and justice." "They died in the hope that, through their sacrifice, an enduring peace would be built and a more just world would emerge for humanity."

These were brave words for one who has but recently lost so much, but they demonstrate clearly her intimate knowledge of the end for which he strove.

The spirit of the departed President could not be made more truly present at that conference, nor could his views be more truly expressed than by the one who knew him best and mourns him most; therefore be it

Resolved by the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, That it respectfully sugests to His Excellency, Harry S. Truman, the President of the United States, the appointment of Mrs. Eleanor Roosevelt as a delegate of the United States to sit in the San Francisco conference and to participate in its deliberations; and be it further

Resolved, That a copy of this Resolution shall be forwarded by the Chief Clerk of this House to the President of the United States.

Referred to the Committee on Rules.

By Miss BRANCATO.

(Concurrent) RESOLUTION No. 57.

In the House of Representatives, April 18, 1945.

Members of this House, practically without exception, have experienced the personal loss and sacrifice which the waging of war entails. Their sons, daughters and friends are serving in many foreign fields.

Of those so serving there have been those known to us and dear to us who have fallen on the field of battle or who lie wounded in hospitals somewhere on the nations farflung battle lines.

And so we are joined in the great brotherhood and sisterhood which grief, sacrifice and love of country unite the people of our nation.

We therefore extend to the members of the family of Franklin Delano Roosevelt not simply our formal expressions of regret because of the passing of a great leader, but the heartfelt sympathy for those who grieve—a sympathy made possible by reason of kindred sorrow. Therefore be it

Resolved, That this house directs that it's Chief Clerk, in proper fashion, convey to Mrs. Eleanor Roosevelt the widow of our late President, this statement, with the added assurance that we believe as she believes,, that Franklin Delano Roosevelt's words and his spirit will continue to abide as a living vitalizing force in the life of our nation and of the world.

Referred to the Committee on Rules.

By Messrs. PETROSKY and HEATHERINGTON.

RESOLUTION No. 58.

Many people have been trying in some way to find a way to establish some lasting memorial to Franklin Delano Roosevelt.

There are those who compare his greatness with that of Washington and Lincoln, however, only future generations of Americans will decide that point.

The interests of Roosevelt were so wide and varied and his achievements so many, that one would have to catalogue them to evaluate their relative importance.

Yet his achievements in the field of humanities is recognized by all, particularly his interest in behalf of those who suffer like he had, with infantile paralysis; therefore be it

Resolved, That it is the sense of the House of Representatives of the Commonwealth of Pennsylvania, that the Congress of the United States shall be memorialized to designate the thirtieth day of January in each year, the birthday of Franklin Delano Roosevelt, as a National holiday and the Congress of the United States is hereby so memoralized; and be it further

Resolved, That the Chief Clerk of this House of Representatives, send a copy of this resolution to each of the Representatives and the two senators elected from the state of Pennsylvania, and to the President of the United StSates, Harry S. Truman.

Referred to the Committee on Rules.

COMMITTEE REPORTS

Mr. KENNEDY from the Committee on Counties reported as committed House Bill No. 226, entitled:

An Act fixing the salary of the district attorney in counties of the eighth class.

Mr. HAMILTON from the Committee on Counties reported as committed House Bill No. 231, entitled:

An Act fixing the fees of the recorder of deeds in counties of the sixth class.

Mr. O'DARE from the Committee on Professional Licensure reported as committed House Bill No. 841, entitled:

An Act to further amend section thirteen of, and to add section seventeen point one to the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees: and providing penalties," further providing for the suspension and revocation of licenses issued under the provisions of said act, and for the reissuance of such licenses.

Mr. RUDISILL from the Committee on Counties reported as committed House Bill No. 1057, entitled:

An Act to amend section five hundred sixteen of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by providing for the furnishing of duplicates to boroughs.

Mr. McMILLEN from the Committee on Education reported as committed House Bill No. 1212, entitled:

An Act to prohibit persons from coercing teachers, principals and supervising principals to make political contributions and teachers, principals and supervising principals from making such contributions as the result of coercion.

Mr. KENNEDY from the Committee on Counties reported as committed Senate Bill No. 37, entitled:

An Act fixing the fees of the recorder of deeds in counties of the fifth class.

Mr. DILLON from the Committee on Professional Licensure reported as committed Senate Bill No. 413, entitled:

An Act to amend section one of the act approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 607) entitled "An act authorizing administrative boards within the Department of Public Instruction, for the duration of the present war, to admit to examination and grant licenses or registration to certain applicants who are less than twenty-one, but not less than twenty years of age," by reducing temporarily the age limit of persons who may take Pennsylvania State pharmacy examinations.

Mr. NELSON from the Committee on Counties reported as committed Senate Bill No. 469, entitled:

An Act to repeal the act, approved the twenty-first day of March, one thousand nine hundred twenty-nine (P. L. 34), entitled "An act authorizing the judges of the courts of common pleas and orphans' courts in counties of the third class to employ stenographers, typists, and clerks to facilitate the business of the courts, and to provide for the payment of their compensation by the county, and validating former employments and payments therefor."

Mr. LEISEY from the Committee on Counties reported as committed Senate Bill No. 476, entitled:

An Act to amend section five hundred ninety of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by extending provisions of act to include memorials erected to commemorate services of women who have been members of organizations officially connected with the armed forces of the United States.

Mr. BARTON from the Committee on Professional Licensure reported as committed Senate Bill No. 625, entitled:

An Act to amend section ten of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the number of apprentices in beauty shops

Mr. RUDISILL from the Committee on Counties reported as amended House Bill No. 498, entitled:

An Act authorizing the prothonotary in counties of the fourth class to appoint a solicitor; prescribing the duties and qualifications of such solicitor; fixing his term; and providing for the fixing of his salary and the payment thereof by the county.

Mr. NELSON from the Committee on Counties reported as amended House Bill No. 1251, entitled:

An Act to amend section three of the act, approved the third day of May, one thousand eight hundred fifty (P. L. 654), entitled "An act providing for the election of district attorneys," empowering the Governor to appoint persons to the office of district attorney in case of vacancy.

Mr. WACHHAUS from the Committee on Counties reported as committed House Bill No. 883, entitled:

An Act to further amend section one and eight of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth class; imposing certain charges on counties, and prescribing penalties," further regulating such retirement systems.

Mr. MOSER from the Committee on State Government reported as committed House Bill No. 1266, entitled:

An Act authorizing the Pennsylvania Post-War Planning Commission, whenever funds are available, to allocate funds to the various counties or their agencies, for certain post-war projects, upon the matching of such allocations by the counties.

Mr. STONIER from the Committee on State Government reported as committed House Bill No. 1282, entitled:

An Act to further amend the title and section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled, as the last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings; imposing duties on school authorities and on certain corporations, associations, and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," including political subdivisions among the owners and occupants of buildings who may be required to remove or change such buildings.

Mr. HAUDENSHIELD from the Committee on State Government reported as committed Senate Bill No. 374, entitled:

An Act to fix the standard weights of containers for wheat and corn flours, corn meals, hominy, and hominy grits; and to provide penalties for the violation of this act.

Mr. GYGER from the Committee on Ways and Means reported as amended House Bill No. 205, entitled:

An Act to further amend section four, and to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by exempting from such tax liquid fuels used for the operation of stationary engines, and the operation of tractors and machinery used other than on the highways; and providing refunds of taxes paid on such liquid fuels.

Mr. JAMES from the Committee on State Government re-reported as amended House Bill No. 636, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Pennsylvania Historical and Museum Commission as an independent administrative commission and defining its powers and duties; transferring certain powers, duties and employes from the Department of Public Instruction to the said commission; abolishing the Pennsylvania Historical Commission and making available to the commission any funds in the possession or control of the Pennsylvania Historical Commission.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. FOOR asked and obtained permission for the Committee on Townships to meet during the session of the House.

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bills concurrence 404, 524, 537, 628, 684, 701.

House Bills concurred in by Senate 330, 528.

Amended Senate Bills concurred in by Senate 44, 48.

Amended Senate Bill non-concurred in by Senate 46.

Amended House Bill recalled from the Governor concurred in by the Senate 719.

The SPEAKER. The Chair request the gentleman from Schuylkill, Mr. Wachhaus, to preside during the first reading calendar.

MR. WACHHAUS IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 148, entitled:

A Further Supplement to the act approved the first day of April one thousand eight hundred and sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 170, entitled:

An Act making an appropriation to the Department of Commerce out of the Motor License Fund for the proper conduct of a specific portion of its work.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 325, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways for roads paths and parking areas on the Daniel Boone Homestead property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 386, entitled:

An Act making an appropriation to the Department of public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum the property at Ambridge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as "Old Economy"

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 816, entitled:

An Act making an appropriation to the School of Horticulture, Ambler, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 821, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 868, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 79, entitled:

An Act to facilitate vehicular traffic between the eastern section of the Commonwealth and the ports on Lake Erie by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County to a point at or near the City of Erie and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 622, entitled:

An Act to provide for the establishment and maintenance of a home for disabled and indigent soldiers and sailors of Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 724, entitled:

An Act to amend section four of the act approved the twenty-second day of June one thousand nine hundred

thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associaitons or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License fund for the purposes of this act" requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the third class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 842, entitled:

An Act authorizing cities boroughs towns and townships to establish veterans service centers and to expend money therefor and for the operation and maintenance thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 870, entitled:

An Act to further amend section fifteen, and to add section fifteen and one-tenth to, the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled as amended "An act relating to dogs, and the protection of livestock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," authorizing county treasurers to retain certain moneys collected under said act, and the payment thereof to certain societies for prevention of cruelty to animals under supervision of the courts of common pleas.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 890, entitled:

An Act to further amend section two thousand six hundred three of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing school districts of the second third and fourth class to employ certified public accountants to audit the school finances in lieu of the controller or auditor of the city borough town or township.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1016, entitled:

An Act to further amend section one thousand four hundred twelve of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the Commonwealth to pay the tuition of certain non-resident inmates of institution attending public schools

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1085, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State Highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing Route 53073 in Schuylkill County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1121, entitled:

An Act to further amend section fifteen of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain

taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" permitting assignees of municipal claims to revive the same by suggestion of nonpayment and averment of default.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1169, entitled:

An Act authorizing the Department of Military Affairs upon request to supply an official flag of the Commonwealth to each post of a nationally chartered veterans' service organization in the Commonwealth and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1199, entitled:

An Act to further amend section four hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are of may be inconsistent therewith" requiring the preservation of certain records

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1213, entitled:

An Act to amend section two hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the election of school directors for independent school districts and terminating the terms of office of the present school directors in such districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1271, entitled:

An Act authorizing the laying out opening construction and maintenance of a State highway route in the County of Juniata and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 284, entitled:

An Act to amend section one of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 270) entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval military or other personnel at the Soldiers' and Sailors' Home at Erie to the Department of Military Affairs for the maintenance and operation of said home" by including moneys received for the housing and maintaining of certain discharged service men

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 446, entitled:

An Act to further amend section one thousand nine hundred two of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," exempting certain contracts from the provisions of said act regulating advertising and bidding for contracts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 483, entitled:

An Act to add clause fifty-five to section two thousand four hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing the acquisition and maintenance of parking lots and the exercise of the power of eminent domain therefor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 248, entitled:

An Act to authorize certain persons to take affidavits and acknowledgments in connection with the administration of the affairs of veterans and their dependents; making certain offenses punishable as perjury and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Schuylkill, Mr. Wachhaus, for presiding.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1250, entitled:

An Act providing a uniform method for taking samples of food or processed food for the purpose of analysis or examination by duly authorized representatives of any city county township borough or other political subdivision or governmental agency of the Commonwealth

The first section was read.

On the question,

Will the House agree to the section?

Mr. DEPUY offered the following amendments:

Amend Sec. 1, page 1, line 2, by inserting after the word "township", "incorporated town or".

Amend Sec. 1, page 1, lines 2, 3 and 4, by striking out the word "or" in line 2, all of line 3, and the word "Commonwealth" in line 4.

They were agreed to.

The section was agreed to as amended.

The second and third sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. DEPUY offered the following amendments:

Amend the title, page 1, fourth line of title, by inserting after the word "township", "incorporated town or".

Amend the title, page 1, fourth and fifth lines of title, by striking out the words "or other political subdivision or governmental agency of the Commonwealth".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 607, entitled:

An Act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 637) entitled "An act providing that the terms of constables hereafter elected in cities of the second, second class A and third classes, boroughs and townships, shall be for six years," by extending the terms of constables hereafter elected in incorporated towns to six years.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 293, entitled:

An Act to amend section one of the act approved the seventeenth day of May one thousand nine hundred twenty-nine (P. L. 1798-No. 591) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation" increasing the amount which the counties will receive from the State for forest reserves

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 452, entitled:

An Act to add section two thousand three hundred twenty-two to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by imposing upon the Department of Welfare the duty to investigate the subject of crime prevention and to stimulate develop and coordinate crime prevention activities in this Commonwealth

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 519, entitled:

An Act to amend section eight of the act, approved the third day of June, one thousand nine hundred nineteen (P. L. 366), entitled "An act reorganizing the Department of State Police; creating therein a Bureau of Fire Protection; providing for a State Police Force, and defining the powers and duties of the same, including the enforcement of laws relating to game, fish, forestry, and water supply, and certain other laws, and including the collection of information useful for the detection of crime, and the apprehension of criminals; providing for the equipment, maintenance, and transportation of such police; providing for barracks and substations therefor; and prescribing penalties," by providing for and requiring additional credit in examinations of honorably discharged persons who served in the armed forces of the United States during any war in which the United States was engaged.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 563, entitled:

An Act prohibiting the sale of surplus property as defined in the Federal Surplus Property Act of 1944 by or to certain persons using words or names indicating an official relationship with the United States government making exceptions in certain cases and imposing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 69, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 140, entitled:

An Act making an appropriation to aid certain school districts.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 147, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeomen (female) and nurses.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 152, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 157, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 174, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 279, entitled:

An Act to amend section one of the act approved the first day of June one thousand nine hundred forty-three (App Acts p 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" increasing the amount of such appropriation and extending the time thereof.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 324, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 399, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloister an important historical shrine belonging to the Commonwealth

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 610, entitled:

An Act making an appropriation to the Department of Public Instruction for the purchase of large-type books for partially sighted children.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 815, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 817, entitled:

An Act making appropriations to the Department of Property and Supplies for the further restoration improvement and equipment of the Pottsgrove Mansion in

the Borough of Pottstown on the advice and subject to the approval of the Pennsylvania Historical Commission

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 992, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1278, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1243, entitled:

An Act to add section thirty-three to the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" prohibiting dredging or otherwise disturbing the bottoms of certain waters which are the spawning beds of fish and imposing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 425, entitled:

An Act authorizing individual co-fiduciaries, in certain cases to consent to holding of investments in the name of their corporate co-fiduciaries' nominee, and validating such consent heretofore given

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 488, entitled:

An Act to amend Section 3 of the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" by making further provision concerning the revocation of credits given by a bank for items drawn on or payable at such bank

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 405, entitled:

An Act providing temporary increases in the salaries of non-professional employes of school districts authoring additional appropriations and temporary loans therefor requiring the Commonwealth to reimburse school districts for the full amount of such increases authorizing the Superintendent of Public Instruction to withhold payments due from the Commonwealth in certain cases authorizing additional temporary increases and validating such increases heretofore made

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. FLACK. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. LLOYD H. WOOD asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

PERMISSION GRANTED TO MEET DURING SESSION

The Members from the Anthracite region, together with the Chairman of the sub-committee on Mines and Mining, were granted permission to meet during the session of the House.

MEMBER EXCUSED FROM SERVING ON CONFERENCE COMMITTEE

Mr. MODELL. Mr. Speaker, I ask to be excused from serving on the Conference Committee on Senate Bill No. 52.

The SPEAKER. Will the House excuse the gentleman from Philadelphia, Mr. Modell, from serving on the Conference Committee on Senate Bill No. 52? The Chair hears no objection and the gentleman is excused.

APPOINTMENT ON CONFERENCE COMMITTEE

The SPEAKER. The Chair appoints the gentleman from Allegheny, Mr. Baker, to serve on the Conference Committee on Senate Bill 52, in the place of the gentleman from Philadelphia, Mr. Modell.

SENATE MESSAGES

RESOLUTIONS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 19, 1945.

Resolved, (if the House of Representatives concur), That Senate Bill No. 59, Printer's No. 122, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing rest periods, sick leave, hospital and medical expenses, and extra compensation in certain cases for police in counties of the second class.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 18, 1945.

Resolved, (if the House of Representatives concur), That House Bill No. 795, Printer's No. 385, entitled:

An Act to further amend clause (f) of section two hundred one and to add clause (n) to section two hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources

be recalled from the House for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 330.

An Act to further amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws", by amending section four hundred ten (410) thereof relating to uniform policy provisions by adding thereto section four hundred ten A (410A) relating to non-forfeiture benefits and cash surrender values required in life insurance policies and by amending section four hundred twenty C (420C) thereof relating to uniform industrial policy provisions.

HOUSE BILL No. 528.

An Act to repeal subsection (f) of section nine hundred two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as last amended by the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2329).

With the information that the Senate has passed the same without amendment.

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows

SENATE BILL No. 44.

An Act to further amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commis-

sioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years and providing for the reinstatement of electors' registrations after failing to vote during two calendar years

SENATE BILL No. 48.

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132 entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 719.

An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 558) entitled "An act authorizing the Department of Property and Supplies to sell and convey a lot or piece of land in Delaware County" correcting an erroneous measurement

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE AND BILL TAKEN FROM TABLE

Mr. LICHTENWALTER. Mr. Speaker, I move that House Bill No. 548, together with the message from the Senate which was laid on the table April 17, 1945, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

SENATE MESSAGE

SENATE INSISTS ON ITS AMENDMENTS NON-CONCURRED IN BY HOUSE TO HOUSE BILL No. 548

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the Huse of Representatives, to House Bill No. 548, entitled:

An Act providing that when the contract of a fiduciary is made by him or approved by court inadequacy of price or an offer to deal on other terms shall not relieve the fiduciary of his obligation or constitute ground for any court to set aside the contract or to refuse to enforce it

Mr. LICHTENWALTER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

CONFERENCE COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a Committee of Conference on House Bill No. 548, Messrs. Lee, McKinney and Cohen.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500,

was passed over at the request of the SPEAKER.

TIME EXTENDED ON BILL

Mr. BENTLEY. Mr. Speaker, I move that the time on House Bill No. 853, Printer's No. 401, entitled:

An Act to further amend section four hundred two of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by further providing for the assessment and valuation of buildings under construction repair or reconstruction in counties of the second class

on page 14 of today's calendar, bills on final passage postponed, be extended five days.

The motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. BROWN

The House resumed the consideration on final passage of House Bill No. 1088, entitled:

An Act to amend section six hundred two point one of article six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting

such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further regulating the sale of land or any interest therein

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. BROWN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. FLEMING. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny Mr. Brown, vote on the third reading of this bill?

Mr. BROWN. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Allegheny, Mr. Fleming, vote on the third reading of this bill?

Mr. FLEMING. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. BROWN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, (Sec. 602.1), page 4, line 2, by inserting after the word "district": "of the first class".

Amend Sec. 1, (Sec. 602.1), page 4, line 7, by inserting after the word "sold": "by the school district of the first class".

Amend Sec. 1, (Sec. 602.1), page 4, line 8, by striking out the words "the board of school directors or".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 149, Printer's No. 462, and

House Bill No. 806, Printer's No. 493,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1258, as follows:

An Act to amend section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for the guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" is hereby amended to read as follows

Section 3 Relatives Liable for the Support of Indigent Persons Procedure to Enforce Support (a) The husband wife child father and mother [grandparent and grandchild] of every indigent person shall if of sufficient financial ability care for and maintain or financially assist such indigent person at such rate as the court of the county where such indigent person resides shall order or direct

(b) The courts shall have power to hear determine and make orders and decrees in such cases upon the petition of such indigent person or of any other person or any public body or public agency having any interest in the care maintenance or assistance of such indigent person

(c) In all cases where an order has been made by the court for the care and maintenance or assistance of a husband wife father mother or child [grandfather grandmother or grandchild] whether or not confined in any public institution and the said order has not been complied with the court or any judge thereof upon affidavit or petition filed setting forth that the person on whom the said order has been made has not complied with the said order shall issue an attachment directed to the sheriff or other proper officer of the county directing and commanding that the person named as having failed to comply with said order be brought before the court at such time as the court may direct If it shall appear to the court after hearing that the person on whom the said order was made has wilfully neglected or refused to comply with said order the court may adjudge said person in contempt of court and in its discretion may commit said person to the county jail for a period not exceeding six months

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Andrews,	Gaffney,	Madden,	Reidenbach,
Baker,	Gallagher,	Madigan,	Reilly,
Barrett,	Gardner,	Mahany,	Reynolds,
Barton,	Getchey,	Matthews,	Riley,
Baumunk,	Gibson,	McAtee,	Robertson,
Bentley,	Goodling,	McClester,	Root,
Bentzel,	Gore,	McCormack,	Royer,
Bonawitz,	Grant,	McKinney,	Rudisill,
Boney,	Green,	McLanahan,	Salus,
Boorse,	Greenwood,	McMillen,	Scanlon,
Boory,	Greer,	McNair,	Schuster,
Bower,	Guthrie,	McNally,	Serrill,
Brancato,	Gyger,	Mihm,	Shaffer,
Breisch,	Haberlen,	Mikula,	Shoemaker,
Brice,	Hall,	Miller,	Skale,
Brothers,	Hamilton,	Milliken,	Sloan,
Brown,	Hare,	Mills,	Smith,

Brunner, C. H.,	Haudenshield,	Modell,	Snider,
Brunner, P. A.,	Heatherington,	Mooney,	Snyder,
Burns,	Helm,	Moore, C. E.,	Sollenberger,
Cadwalader,	Hennihan,	Moore, W. J.,	Sorg,
Cohen,	Herman,	Moran,	Stank,
Coleman,	Hersch,	Moser,	Stockham,
Cook,	Hewitt,	Munley,	Stonier,
Cooper,	Hoggard,	Murray, M. L.,	Stuart,
Corrigan,	Hoopes,	Murray, P. G.,	Swope,
Costa,	Howells,	Myhan,	Tate,
Coulson,	Hunter,	Nagel,	Tittle,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,		Speaker.
Fullerton,			

NAYS—1

Turner,

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted n the affirmative, the question was determined in the ffirmative.

Ordered, That the Clerk present the same to the Senate or concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 826, Printer's No. 554,

vas passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 360, as follows:

An Act to amend the title and section two of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 340) entitled "An act empowering cities of the third class boroughs incorporated towns and townships to co-operate with each other through joint agreements in the exercise of their governmental powers duties and functions relating to the public health recreation zoning and municipal planning" by extending the power of municipalities to co-operate in the exercise of their governmental powers duties and functions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 340) entitled "An act empowering cities of the third class boroughs incorporated towns and townships to co-operate with each other through joint agreements in the exercise of their governmental powers duties and functions relating to the public health recreation zoning and municipal planning" is hereby amended to read as follows

An Act empowering cities of the third class boroughs incorporated towns and townships adjoining each other to co-operate with each other through joint agreements in the exercises of their governmental powers duties and functions [relating to the public health recreation zoning and municipal planning]

Section 2 Section two of said act is hereby amended to read as follows

Section 2 Two or more adjoining municipalities may jointly cooperate in the exercise and in the performance of their respective governmental powers duties and functions [relating to the public health recreation zoning and municipal planning] and in carrying into effect provisions of law relating to said subject which are common to all of such joining municipalities and which each may under existing law separately exercise and perform For the purpose of carrying the provisions of this act into effect the municipalities joining shall enter into such joint agreements as may be deemed appropriate for such purposes

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Royer,
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,	Reidenbach,	Speaker.
Fullerton,			

NAYS—0

NOT VOTING—5

Hoffman, McDowell, Tahl, Trachtman, Loftus,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1104, as follows:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion providing for the organization of the various counties into soil conservation districts the appointment of their officers and employes and prescribing their powers and duties creating the State Soil Conservation Commission in the Department of Agriculture and fixing its powers and duties relative to the enforcement of this act providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations thereto providing for disposition and operation of existing districts and repealing existing laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and cited as the "Soil Conservation Law" of one thousand nine hundred forty-five

Section 2 Declaration of Policy It is hereby declared to be the policy of the Commonwealth to provide for the conservation of the soil and soil resources of this Commonwealth and for the control and prevention of soil erosion and thereby to preserve natural resources assist in the control of floods prevent impairment of dams and reservoirs assist in maintaining the navigability of rivers and harbors preserve wildlife preserve the tax base protect public lands and protect and promote the health safety and general welfare of the people of the Commonwealth

Section 3 Definitions Whenever used or referred to in this act unless a different meaning clearly appears from the context

(a) "Commonwealth" means the Commonwealth of Pennsylvania

(b) "Agency of this Commonwealth" includes the government of this Commonwealth and any subdivision agency or instrumentality corporate or otherwise of the government of this Commonwealth

(c) "District" or "Soil conservation district" means any county in the Commonwealth whose board of county commissioners has by resolution declared said county to be a soil conservation district

(d) "County board" means the board of county commissioners of any county within the Commonwealth

(e) "Directors" or "Board of directors" means the governing body of a soil conservation district appointed under the provisions of ths act

(f) "Commission" means the State Soil Conservation Commission created by this act

(g) "United States" or "Agency of the United States" includes the United States Department of Agriculture and any other agency or instrumentality corporate or otherwise of the government of the United States of America

(h) "Government" or "governmental" includes the government of this Commonwealth and the government of the United States

(i) "Land occupier" or "occupier of land" includes any person firm or corporation who shall hold title to or shall be in possession of any lands lying within a soil conservation district organized under the provisions of this act whether as owner lessee renter tenant or otherwise

Section 4 State Soil Conservation Commission (1) There is hereby created in the Department of Agriculture the State Soil Conservation Commission which shall be a Departmental Administrative Commission with all the powers and duties generally vested in and imposed upon such commissions by the Administrative Code of one thousand nine hundred twenty-nine and its amendments The commission shall consist of the Secretary of Agriculture who shall be the chairman the Secretary of Forests and Waters the Dean of the School of Agriculture of the Pennsylvania State College three farmer members who shall be farmers to be appointed by the Governor from a list of six nominees submitted by the association known as "Pennsylvania State Council of Farm Organizations" and one member to be selected by the directors of the several soil conservation districts In the event however that said association shall fail to make and submit to the Governor nominations to fill vacancies the Governor may appoint any citizens of Pennsylvania to fill such vacancies The commission shall keep a record of its official actions and may perform such acts and promulgate such rules and regulations as may be necessary and employ such personnel as needed for the execution of its functions under this act

(2) The commission may call upon the Attorney General of the Commonwealth for such legal services as it may require It shall have authority to delegate to its chairman to one or more of its members or to one or more agents or employes such powers and duties as it may deem proper Upon request of the commission for the purpose of carrying out any of its functions any agency of the Commonwealth and Pennsylvania State College may assign or detail members of the staff or personnel to the commission and may make such special reports surveys or studies as the commission may request

(3) The farmer members of the commission and the member selected and appointed by the directors of the several soil conservation districts shall be appointed for a period of two years and shall hold office until their successors have been appointed and have qualified At the expiration of their terms of offices or in the event of vacancies through death resignation or otherwise new farmer members shall be appointed in the manner set forth in paragraph one of this section A majority of the commission shall constitute a quorum and all decisions shall require the concurrence of a majority of the commission All members of the commission shall be entitled to their actual and necessary expenses including traveling expenses incurred in the discharge of their duties The commission shall provide for the execution of surety bonds for all employes and officers who shall be entrusted with funds or property of the commission shall provide for the keeping of a full and accurate record of all proceedings and of all resolutions regulations and orders issued or adopted

(4) In addition to the duties and powers herein conferred upon the commission it shall have the following duties and powers

(a) To offer such assistance as may be appropriate to the directors of soil conservation districts

(b) To keep the directors of each of the several districts generally informed of activities and experience useful to other districts

(c) To approve and coordinate the programs of the several soil conservation districts or projects to apportion among the several districts any funds allotted from state or federal sources and to be responsible for the expenditures of such funds by the districts

(d) To secure the cooperation and assistance of any governmental agency and to be the agency through which government aid in erosion control can be extended to private lands This provision shall not apply to educational projects

(e) To disseminate information concerning the activi-

ties and programs of the soil conservation districts and to encourage the formation of such districts in areas where their organization is desirable

(f) To accept contributions of money services or materials to carry on erosion control work under the provisions of this act

(g) To designate the county-wide agricultural organizations whose officers or delegates may act in nominating farmers for appointment as farmer directors as provided in section six of this act Such designations may be changed from time to time as conditions may warrant

(5) The commission shall have the power to receive such funds as appropriated given granted or donated to it or to the program provided for in this act by the Federal government the Commonwealth or any other governmental or private agency or person and shall use such funds for the carrying out of the provisions of this act The commission may allocate such funds or parts thereof to the soil conservation districts Funds so allocated shall be apportioned in an equitable and just manner at the discretion of the commission but the decision of the commission shall be final

Section 5 Creation of Soil Conservation Districts (1) When the board of county commissioners of any county shall determine in the manner hereinafter provided that conservation of soil resources and control and prevention of soil erosion are problems of public concern in the county and that a substantial proportion of the rural land owners of the county favor such a resolution it shall be lawful for the said board of county commissioners by a resolution adopted at any regular or special meeting of the board to declare the county to be a soil conservation district for the purpose of effectuating the legislative policy announced in section two These determinations may be made through petitions hearings referenda or by any other means which the board of county commissioners deems appropriate

(2) Such a soil conservation district upon its creation shall constitute a public body corporate and politic exercising public powers of the Commonwealth as an agency thereof

Section 6 Designation of District Directors When a county has been declared a soil conservation district a board of directors consisting of five members shall be appointed by the board of county commissioners This board of directors shall consist of one member of the board of county commissioners and four practical farmers the farmer members to be appointed shall be selected from a list containing at least double the number of farmer directors to be appointed and such list is to be submitted by a body consisting of the president and secretary or two official delegates from each of the countywide organizations designated by the State Soil Conservation Commission Upon receipt of notice from the State Soil Conservation Commission of the organizations to be entitled to make such nominations the Board of County Commissioners shall call a meeting of the official delegates and conduct the election of the proper number of nominees

Section 7 Appointment Qualifications Compensation and Tenure of Directors The director appointed from the board of county commissioners shall be appointed annually by the Board of County Commissioners The first four farmer directors appointed shall be designated to serve for terms of one two three and four years respectively Thereafter each farmer director shall serve for four years A director shall hold office until his successor has been appointed and has qualified Vacancies shall be filled for the unexpired terms The selection of successors to fill unexpired terms or for full terms, shall be in the same manner in which the respective retiring directors shall have been selected

The director appointed from the Board of County Commissioners shall receive no additional compensation but shall receive traveling expenses as allowed as a member of the Board of County Commissioners The farmer members of the board of directors shall serve without pay but may be reimbursed for traveling expenses incurred while engaged in the performance of their official duties provided funds are made available by the Board of County Commissioners or by the State Soil Conservation Commission for such purpose and under such terms and conditions as the County Board or the Commission whichever has provided the funds shall determine

Section 8 Organization of Directors (1) The board of directors of the district shall be the governing body thereof They shall designate a chairman and may from time to time change such designee The directors may delegate to their chairman or to one or more directors such powers and duties as they shall deem proper The directors shall furnish to the State Soil Conservation Commission upon request copies of such rules orders contracts forms and other documents as they shall adopt or employ and such other information concerning their activities as the commission may require in the performance of its duties under this act They may likewise appoint a secretary who need not be a member of the board of directors

(2) The board of directors shall provide for the execution of surety bonds for any members or employes who shall be entrusted with funds or property shall provide for the keeping of a full and accurate record of all proceedings and of all resolutions regulations and orders issued or adopted and shall provide for an annual audit of the accounts of receipts and disbursements

(3) The board of directors may invite the legislative body of any political subdivision to designate a representative to advise and consult with the directors of the district on all questions of program and policy which may affect the property water supply or other interests of such political subdivision

Section 9 Powers of Districts and Directors The directors of a soil conservation district shall have the following powers in addition to those granted in other sections of this act

(1) To conduct surveys investigations and research relating to the character of soil erosion and the preventive control measures needed to publish the results of such surveys investigations or research and disseminate information concerning such preventive and control measures after securing approval from the State Soil Conservation Commission Provided however That in order to avoid duplication of research activities no district shall initiate any research program except in cooperation with the Pennsylvania State College School of Agriculture or an agency approved by the State Soil Conservation Commission

(2) To employ the necessary personnel to properly conduct the operations of the district and provide adequate and necessary insurance coverage for directors and employes provided funds are available for such purposes

(3) To carry out preventive and control measures within the district including but not limited to engineering operations methods of cultivation the growing of vegetation changes in use of land and drainage operations on lands owned or controlled by this State or any of its agencies with the consent and cooperation of the agency administering and having jurisdiction thereof and on any other lands within the district upon obtaining the written consent of the owner and occupier of such lands or the necessary rights or interests in such lands

(4) To cooperate or enter into agreements with and to furnish financial or other aid to any agency governmental or otherwise or any occupier of lands within the district in carrying on erosion control and prevention operations including ditching and draining operations for effective conservation and utilization of the lands within the district subject to such conditions as the directors may deem necessary to advance the purposes of this act provided however That such agreements are within the limits of available funds or within appropriations made available to it by law

(5) To obtain options upon and to acquire by purchase exchange lease gift grant bequest devise or otherwise

any property real or personal or right or interests therein to maintain administer and improve any properties acquired to receive income from such properties and to expend such income in carrying out the purposes and provisions of this act and to sell lease or otherwise dispose of any of its property or interests therein in furtherance of the purposes and the provisions of this act

(6) To make available on such terms as it shall prescribe to land occupiers within the district agricultural and engineering machinery and equipment fertilizer seeds and seedlings and such other material or equipment as will assist such land occupiers to carry on operations upon their lands for the effective conservation and utilization of soil resources and for the prevention and control of soil erosion

(7) To construct improve and maintain such structures as may be necessary or convenient for the performance of any of the operations authorized in this act

(8) To develop comprehensive plans for the conservation of soil resources and for the control and prevention of soil erosion within the district which plans shall specify in such detail as may be possible the acts procedures performances and avoidances which are necessary or desirable for the effectuation of such plans including the specfication of engineering operations methods of cultivation the growing of vegetation cropping programs tillage practices and changes in use of land and to publish such plans and information and bring them to the attention of occupiers of lands within the district Provided however That in order to avoid duplication of educational activities such plans and information shall be published in cooperation with the Pennsylvania State College School of Agriculture or with the approval of the State Soil Conservation Commission

(9) To sue and be sued in the name of the district to have perpetual succession unless terminated as hereinafter provided to make and execute contracts and other instruments necessary or convenient to the exercise of its powers to make and from time to time amend and repeal rules and regulations not inconsistent with this act to carry into effect its purposes and powers

(10) As a condition to extending any benefits under this act or to the performance of work upon any lands not owned or controlled by the Commonwealth or any of its agencies the board of directors may require contributions in money services materials or otherwise to any operations conferring such benefits and may require land occupiers to enter into and perform such agreements or covenants as to the long term use of such lands as will tend to prevent or control erosion thereon

(11) No provisions with respect to the acquisition operation or disposition of property by other public bodies shall be applicable to a district organized hereunder unless the legislature shall specifically so state

(12) To accept contributions of any character from any source whatsoever but only by and with the consent and approval of the State Soil Conservation Commission unless specifically authorized so to do by this act

Section 10 Cooperation between Districts The directors of any two or more districts organized under the provisions of this act may cooperate with one another in the exercise of any or all powers conferred in this act

Section 11 State Agencies to Cooperate Agencies of this Commonwealth which shall have jurisdiction over or be charged with the administration of State highways or any State-owned lands and agencies of any county or other governmental subdivision of the State which shall have jurisdiction over or be charged with the administration of any county-owned or other publicly owned lands lying within the boundaries of any district organized hereunder may cooperate with the directors of such districts in the effectuation of programs and operations undertaken by the board of directors under the provisions of this act

Section 12 Discontinuance of Districts (1) The county board of any county in which by resolution such county was declared to be a soil conservation district may at any time after five years from the passage of said resolution and after determining that a substantial proportion of the rural land occupiers of the district so desire and upon approval by the Commission repeal said resolution at a regular or special meeting of said board This determination may be made through hearings petitions referenda or any other means which the county board deems appropriate

(2) Upon the repeal of the resolution which declared the county to be a soil conservation district the directors may not enter into any more contracts or agreements on behalf of the district and all rules and regulations theretofore adopted and in force within such district shall be of no further force and effect Such district however shall continue for the purpose of fulfilling its contracts discharging any existing obligations collecting and distributing its assets and doing all other acts required to adjust and wind up its affairs not to exceed a period of two years

(3) Upon the repeal by the Board of County Commissioners of the resolution declaring the county to be a soil conservation district the directors shall at public auction dispose of all property belonging to the district as soon as said property is no longer needed by the district to fulfill any existing contracts and shall forthwith pay over the proceeds of such sale less the necessary costs of the sale into the county treasury The directors shall at least ten days prior to holding such public auction notify the State Commission of the property proposed to be sold thereat and after such sale shall render to the Board of County Commissioners and to the State Commission a report of such sale specifying the property sold the amount received therefor and the disposition of the proceeds Such report of the sale shall also be accompanied by a list of the remaining property of the district still undisposed of

(4) Any property real or personal remaining unsold at the end of two years shall be taken over by the county board for proper disposition and the proceeds derived therefrom placed in the county treasury

Section 13 County Commissioners' Appropriations The county commissioners of the several counties of this Commonwealth are hereby authorized to appropriate annually out of the current revenues of the county moneys to the soil conservation district properly organized and functioning under the provisions of this act and located within the county The amount appropriated shall be determined as in the case of county appropriations or appropriations of cities of the first class as the case may be

Section 14 State Appropriations The General Assembly of the Commonwealth shall appropriate from time to time as may be necessary moneys out of the General Fund to the State Soil Conservation Commission for its use in administering the provisions of this act

Section 15 Acts Repealed The act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2724) entitled "An act relating to soil conservation and soil erosion and regulating land use practices contributing to soil wastage and soil erosion providing for the organization of soil conservation districts as governmental subdivisions of the Commonwealth with powers of enacting ordinances and regulations for the prevention and control of soil erosion and the conservation of soil resources prescribing the officers and employes thereof and defining their powers and duties creating the State Soil Conservation Board in the Department of Agriculture and imposing powers and prescribing duties thereon relative to the enforcement of this act providing financial assistance to such soil conservation districts prescribing penalties and making an appropriation" as amended is hereby repealed except that districts now chartered and operating under said acts lying wholly in one county may continue to operate thereunder with the State Soil Conservation Commission replacing the State Soil Conservation Board until the Board of County Commissioners in the county in which such district is located declare the county to be a soil conservation district at which time their affairs shall be closed out and all as-

sets and records turned over to the board of directors of the newly declared district or when a district now chartered and operating under said acts has boundaries which extend into two counties it may continue to operate thereunder with the State Soil Conservation Commission replacing the State Soil Conservation Board until the county commissioners in the county in which the major part of such district is located declare that county to be a soil conservation district at which time the affairs of such district shall be closed out and all assets and records turned over to the board of directors of the newly declared district (in the case where a soil conservation district now organized shall comprise territory outside of the county containing its principal territory the portion outside shall be administered by the board of directors of the newly formed district comprising the county where the principal territory is located until such time as the county where the outside portion is located shall constitute itself a soil conservation district under this act whereupon the said outside portion shall become a part of the county district wherein it is geographically located) and in cases where the board or boards of county commissioners fails or fail to organize under this act said district or districts may continue to function as heretofore under said acts

Section 16 Contracts to Remain in Force Whenever any lands which constitute all or a part of a soil conservation district created pursuant to the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2724) and its amendments become a part of a district created by resolution of the Board of County Commissioners all contracts theretofore entered into to which the former district or supervisors thereof were parties shall remain in force and effect for the period provided in such contracts and the directors of the newly created district shall be substituted for the supervisors of the former district as party to those contracts relating to lands lying within the district of which they are directors

The representatives directors of the district created by the Board of County Commissioners shall be entitled to all the benefits and be subject to all liabilities under such contracts and shall have the same right and liability to perform to require performance to sue and be sued thereon including the right to terminate such contracts by mutual consent or otherwise as the supervisors of the district created pursuant to the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2724) and its amendments

Section 17 Effective Date This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Andrews,	Fullerton,	Lyons,	Reidenbach,
Baker,	Gaffney,	Madden,	Reilly,
Barrett,	Gallagher,	Madigan,	Reynolds,
Barton,	Gardner,	Mahany,	Riley,
Baumunk,	Getchey,	Matthews,	Robertson,
Bentley,	Gibson,	McAtee,	Root,
Bentzel,	Gore,	McClester,	Royer,
Bonawitz,	Grant,	McCormack,	Rudisill,
Boney,	Green,	McLanahan,	Salus,
Boorse,	Greenwood,	McMillen,	Scanlon,
Boory,	Greer,	McNair,	Schuster,
Bower,	Guthrie,	McNally,	Serrill,
Brancato,	Gyger,	Mihm,	Shaffer,
Breisch,	Haberlen,	Mikula,	Shoemaker,
Brice,	Hall,	Miller,	Skale,
Brothers,	Hamilton,	Milliken,	Sloan,
Brown,	Hare,	Mills,	Smith,
Brunner, C. H.,	Haudenshield,	Modell,	Snider,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,			Speaker.

NAYS—3

Goodling,	McKinney,	Snyder,

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1141, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business" by providing for the regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business by the State Real Estate Commission instead of the Department of Public Instruction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" various sections of which have been amended by the act approved the first day of April one thousand nine hundred thirty-one (P. L. 15) the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1410) the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 170) and the act approved the second day of July one thousand nine hundred thihty-seven (P. L. 2811) is hereby further amended to read as follows

Section 1 Be it enacted &c That this act shall be known and may be cited as the Real Estate Brokers

License Act of one thousand nine hundred and twenty-nine

Section 2 (a) The term "real estate broker" shall include all persons copartnerships associations and corporations foreign and domestic who for another and for a fee commission or other valuable consideration shall sell exchange purchase or rent or shall negotiate the sale exchange purchase or rental or shall offer or attempt to negotiate the sale exchange purchase or rental or shall hold himself or themselves out as engaged in the business of selling exchanging purchasing or renting of any real estate interest in real estate the property of another whether the same shall be located within the State of Pennsylvania or elsewhere or shall collect or offer or attempt to collect rental for the use of real estate the property of another or shall negotiate or offer or attempt to negotiate a loan secured or to be secured by mortgage or other encumbrance upon or transfer of any such real estate It shall also include any person copartnership association or corporation employed by the owner or owners of lots or other parcels of real estate including cemetery lots at a stated salary or upon a commission or upon a salary and commission basis or otherwise to sell such real estate or any parts thereof in lots or other parcels and who shall sell or exchange or offer or attempt to negotiate the sale or exchange of any such lot or parcel of real estate One act in consideration of compensation by fee commission or otherwise of buying selling renting or exchanging any such real estate of or for another or attempting or offering so to do or negotiating a loan upon or leasing or renting or placing for rent any such real estate or collection of rent therefrom shall constitute prima facie evidence that the person copartnership association or corporation so acting or attempting to act is a real estate broker within the meaning of this act The term "real estate broker" shall also include all persons copartnerships associations and corporations foreign and domestic the principal business of whom or which is the purchasing selling renting trading or exchanging of real estate whether for another or as purchaser seller or owner of such real estate and all real estate auctioneers and real estate appraisers and all persons who negotiate or offer for sale any mortgage or other security for which real estate is the collateral as well as all managers of office buildings apartment buildings and other buildings and persons employed by banking institutions and trust companies for the foregoing purposes

(b) The term "real estate salesman" shall mean and include any person employed by a licensed real estate broker to perform any or all of the functions of a real estate broker Provided however That stenographic or other clerical help employed solely in such capacity in the office of the broker shall not be required to be licensed as real estate salesmen

(c) Neither of the said terms "real estate broker" or "real estate salesman" shall be held to include within the meaning of this act any person firm association partnership or corporation who as owner shall perform any of the acts with reference to property owned by them unless the principal business of such person firm association partnership or corporation is the purchasing selling renting trading or exchanging of such property nor any person holding in good faith a duly executed letter of attorney from the actual owner of any real estate authorizing the sale conveyance or leasing of such real estate for and in the name of such owner or the negotiating of any loan thereon where only one transaction is involved and where such letter of attorney is recorded in the office of the recorder of deeds nor shall they be held to include in any way attorneys at law and justices of the peace nor shall they be held to include any receiver trustee in bankruptcy administrator or executor or any other person or corporation acting under the appointment or order of any court or as trustee under the authority of a will or deed of trust where only the transactions pertaining thereto are involved or the duly elected executive officer of any banking institution or trust company operating under the banking laws of Pennsylvania

(d) The term "department" shall mean the Department of Public Instruction of this Commonwealth

(e) The term "commission" shall mean the State Real Estate Commission a departmental administrative board of the Department of Public Instruction

Section 3 The department shall issue real estate this act [and] The commissions shall supervise and control all such licenses as hereinafter specifically provided brokers' and salesmen's licenses under the provisions of

Section 4 (a) Copies of all records and papers or documents filed in the office of the department and of all proceedings by or before the [department] commission with the [department's] commission's action thereon and stenographic notes of testimony or other evidence submitted when certified under the seal of the department shall be admitted to be read in evidence in all courts in this Commonwealth in all cases where the originals would be admissible in evidence under the provisions of this act Provided That in any proceeding the court having jurisdiction may on cause shown require the production of the original

(b) For every copy of paper filed with the department in any proceedings before [it] the commission the department may charge such fees as it may by general rule or regulation prescribe not exceeding twenty-five cents (25c) per folio

Section 5 Neither the Superintendent of Public Instruction any member of the commission nor any deputy secretary representative clerk or other employe of the department shall directly or indirectly wilfully exhibit publish divulge or make known to any person or persons any record report statement letter or any other matter fact or thing contained among the papers documents or records of said department or ascertain from any of the same or from any investigation or proceedings made or held under the provisions of this act by or before the [department] commission or any of its deputies members secretary or representatives excepting in such manner as is expressly authorized by this act and excepting when the production of such information in a proceeding in any court is duly required by subpoena issued by special order of the court or other regular process any violation of the provisions of this section shall be a misdemeanor upon conviction whereof the person so offending shall be sentenced to pay a fine not exceeding one thousand dollars ($1,000)

Provided however That the provisions of this section shall not apply to any ruling or decision of the [department] commission with the record relative thereto and upon which the same was founded which ruling or decision shall have been duly made and entered under and in accordance with the provisions of this act after investigation and/or hearing as hereinafter provided All such records shall immediately upon the entry of such ruling or decision become public records of the department subject to inspection by any person interested

Section 6 From and after January first one thousand nine hundred thirty it shall be unlawful for any person copartnership association or corporation to engage in or carry on the business or act in the capacity of a real estate broker or a real estate salesman within this Commonwealth without first obtaining a license as a real estate broker or real estate salesman from the department

No person copartnership association or corporation may be licensed by the department as a real estate broker unless such person and all of the members of any such copartnership or association who are actively engaged in the real estate business and all of the officers of any such corporation who are actively engaged are of the age of twenty-one years and upwards are citizens of the United States and shall have served an apprenticeship as a duly licensed real estate salesman of not less than two years in the employ of a duly licensed real estate broker or brokers

Section 7 (a) It shall be the duty of the department

upon payment of license fees required by this act to issue licenses as real estate broker or real estate salesman to all individuals and as real estate broker alone to all copartnerships associations and corporations who shall be duly qualified under and shall comply with the provisions of this act

(b) Application for licenses as real estate broker shall be made in writing to the department upon a blank provided for the purpose by the department and shall contain such information as to the applicant or when the application is made by a copartnership association or a corporation as to its members or officers as the department shall require The application shall be signed by the applicant and shall be accompanied by the recommendation of at least two citizens not related to the applicant or in the case of a copartnership or corporation to any member or officer thereof who shall be owners of real estate within and residents of the county in which the applicant resides or has his their or its place of business certifying to the honesty truthfulness and good repute of the applicant or in the case of a copartnership or association or corporation its members or officers by name and recommending that a license be granted the applicant and by the recommendation of one licensed real estate broker or licensed member or officer of a copartnership association or corporation licensed as a real estate broker If the applicant or in the case of a copartnership or corporation any of its members or officers shall have resided or shall have engaged in business for less than one year in the county from which the application is made such application shall also be accompanied by the recommendation of at least two (2) real estate owners not related to the applicant of each of the counties where he or each of such members or officers has formerly resided or engaged in business during the said period of one year prior to the filing of such application certifying to the honestry truthfulness and good repute of the applicant or its members or officers by name and recommending that the license be granted Each application shall be accompanied by two photographs of the applicant or in the case of a copartnership association or corporation of the applicant members or officers thereof Where the applicant for a real estate broker's license maintains more than one place of business within the ommonwealth he shall be required to apply for and procure a duplicate license for each branch office so maintained by him such duplicate license to be issued with an additional charge of two dollars and fifty cents ($2.50) for each additional office or place of business Every such application shall state the name of the person copartnership association or corporation and the location of the place or places of business for which such license is desired and the license shall expire [December thirty-first of the year] [issued] on the last day of February immediately following the date of issue unless sooner revoked or suspended by the [department] commission or renewed annually as herein after described

(c) Application for license as real estate salesman shall be made in writing to the department signed by the applicant setting forth the period of time during which he has been engaged in the business stating the name of the last employer and the name and place of business of the person firm copartnership association or corporation then employing him or into whose employ he is then about to enter All applications shall be made upon a blank provided for the purpose by the department and shall contain such information as to the applicant in addition to the above prescribed as the department shall require The application shall be accompanied by the recommendation of his employer or prospective employer certifying that the applicant is honest truthful and of good repute and recommending that such license be granted All such licenses shall expire [December thirty-first of the year] [issued] on the last day of February immediately following the date of issue unless sooner revoked or suspended by the [department] commission or renewed annually as hereinafter described

No person may hereafter be licensed as a real estate salesman and no person copartnership association or corporation may hereafter be licensed as a real estate broker by the department unless such person and all of the members of any such copartnership or association, and all of the officers of any such corporation intending to actually engage in or actually engaging in the real estate business as a real estate broker or salesman shall first submit to and pass an examination conducted by the [department] commission and prepared by the [department Provided however That any person who has been licensed as a real estate salesman or real estate broker for a period of six (6) months next preceding the effective date of this act and is thus engaged in this Commonwealth at the time this act goes into effect may secure the certificate of registration as a broker or a salesman without an examination provided such person shall make application to the department for registration within ninety (90) days after the effective date of this act] commission The [department] commission shall hold examinations on the second Saturdays in January April July and October in the cities of Philadelphia Pittsburgh Harrisburg Wilkes-Barre and Erie at such hours and under such rules and regulations as the [department] commission shall prescribe Provided That the commission may make a special dispensation or exception because of religious scruples of applicants as to the day of the week upon which the examination shall be held The examination for a broker's license shall include questions on real estate practice real estate law the applicant's ability to read and write English his knowledge of mathematics and other common school branches The examination for salesman's license shall be limited to the common school branches Provided however That in event the license of any real estate broker or salesman shall be cancelled by the [department] commission subsequent to the enactment of this act no new license shall be issued to such person unless he complies with the provisions of this act Provided further however That the [department] commission may waive these requirements in the case of an application from a nonresident broker of those states having similar requirements under the laws of which similar recognition and courtesies are extended to licensed real estate brokers and real estate salesmen of this State

An individual may apply for and receive from the department a temporary permit to operate as a real estate salesman until the next regular examination but not more than two successive temporary permits shall be issued to any individual Any individual who fails to pass the examination at two successive examinations shall be ineligible for a similar examination until after the expiration of [two full years] six months from the time such individual took the last examination

(d) Authority to transact business as a real estate broker of real estate salesman under any license issued by the department shall be restricted to the person named in such license and shall not inure to the benefit of any other person or persons whatsoever Where a real estate broker's license shall be issued to a corporatio nor association authority to transact business thereunder shall be limited to one officer of such corporation or association to be designated in the application and named in the license Each other officer of such association or corporation desiring to act as a real estate broker in connection with the business of the said association or corporation or otherwise shall be required to make application for and take out a separate license in his or her own name individually Where the licensee is a copartnership the license issued to such copartnership shall confer authority to act as real estate broker upon one member of such copartnership only who shall be designated in the application and named in the license all the other members of such copartnership desiring to act as real estate brokers in connection with the business of the partnership or otherwise shall be required to apply for and take out individual licenses In their own names

(e) A nonresident of this State may be licensed as

a real estate broker or a real estate salesman upon complying with all the provisions and conditions of this act relative to resident brokers and salesmen

(f) In connection with the application of a nonresident of this State for a license as real estate broker or real estate salesman the [department] commission may accept in lieu of the recommendations and statements otherwise required to accompany the application for such license the license as real estate broker or real estate salesman issued to such applicant by the proper authority of the State of his domicile upon the payment by the applicant of the proper license fee and the filing with the department of a duly certified copy of the license issued to such applicant by such other State In such case the licensee shall not be required to maintain a definite place of business within this State Provided That he if a broker shall maintain an active place of business within the State of his domicile Provided however and it is hereby expressly stipulated That the provisions of this [subparagraph "(g))"] paragraph (f) of section seven of this act shall only apply to licensed real estate brokers and real estate salesmen of those States under the laws of which similar recognition and courtesies are extended to licensed real estate brokers and real estate salesmen of this State Provided further That every non-resident applicant shall file an irrevocable consent that suits and actions may be commenced against such applicant in the proper court of any county of this State in which a cause of action may arise in which the plaintiff may reside by the service of any process or pleading authorized by the laws of this State on the [department] chairman of the commission said consent stipulating and agreeing that such service of such process or pleadings on the [department] chairman of the commission shall be taken and held in all courts to be as valid and binding as if due service had been made upon said applicant personally within the State Said instrument containing such consent shall be authenticated by the seal thereof if a corporation or by the acknowledged signature of a member or officer thereof if otherwise All such applications except from individuals shall be accompanied by the duly certified copy of the resolution of the proper officers or managing board authorizing the proper officer to execute the same In case any process or pleadings mentioned in the case are served upon the [department] secretary of the commission it shall be by duplicate copy one of which shall be filed in the office of the department and the other immediately forwarded by registered mail to the main office of the applicant against which said process or pleadings are directed

Section 8 The fees to be charged by and paid to the department by licensees for all licenses and renewals thereof issued shall be as follows

(1) A fee of ten dollars ($10.00) shall accompany an application for examination for real estate broker's license and in the event that the applicant successfully passes the examination no additional fee shall be required for the issuance of a certificate of registration Provided That if the applicant fails to pass the examination he may be eligible to take the next examination without any additional fee Provided That there shall be an additional license fee of two and one-half ($2.50) dollars annually for each additional office or place of business

(2) A fee of five dollars ($5.00) shall accompany an application for examination for a real estate salesman's license and in the event that the applicant successfully passes the examination no additional fee shall be required for the issuance of a certificate of registration Provided however That if the applicant fails to pass the examination he may be eligible to take the next examination without any additional fee

(3) It shall be the duty of all persons licensed to practice as a real estate broker or real estate salesman to register annually with the department and pay for each annual registration as a real estate broker the sum of five dollars ($5.00) and pay for each such annual registration as a real estate salesman the sum of two dollars and one-half ($2.50) Said application for renewal of real estate broker's or salesman's license shall be made to the department annually on or before [January] March first of the next succeeding year

(4) The [department] commission shall be required to publish annually a list of the persons copartnerships and corporations registered for that particular year

Section 9 (a) Every person copartnership association or corporation licensed as a real estate broker under the provisions of this act shall be required to have and maintain a definite place of business within the Commonwealth which shall be a room or rooms used exclusively for the transaction of real estate business or such business and any allied business and which shall serve as his their or its office for the transaction of business under the authority of the said license and where the certificate of registration and the current annual renewal card shall be prominently displayed The said place of business shall be specified in the application for license and designated in the license and no license issued under the authority of this act shall authorize the licensee to transact business from any office other than that designated in the license unless notice in writing shall be given within ten days to the department of any change of business location designating the new location of such office whereupon the department shall forthwith issue a new license for the new location for the unexpired period without charge The change of the specified business location without notification to the department shall automatically cancel the license theretofore issued Every real estate broker shall display on the outside of his place of business a sign containing the words real estate or realtor where such latter title is duly authorized The [department] commission [subject to the approval of the Real Estate Advisory Committee] shall adopt reasonable rules and regulations for the conduct of such places of business

(b) All real estate brokers shall also prominently display in their place or places of business the certificate of registration and the current annual renewal card of all real estate salesmen employed by them therein or in connection therewith All licenses issued to real estate salesmen shall designate the employer of such salesmen by name Prompt notice in writing within ten (10) days shall be given to the department by the real estate salesmen of any change of employer and of the name of the new employer into whose service such salesman is about to enter or has entered and a new license shall thereupon be issued without charge by the department to such salesmen for the unexpired term of the original license Provided That such new employer shall be a duly licensed real estate broker The change of employer or employment by any licensed real estate salesman without notice to the department as aforesaid shall automatically cancel the license to him theretofore issued and it shall be the duty of the employer named in such license to notify the department promptly of any such change of employer or employment

(c) The violation of any of the provisions of this section by any licensee shall be sufficient cause for the suspension or revocation of his her or its license in the discretion of the [departmental] commission

Section 10 (a) The [department] commission may upon its own motion and shall promptly upon the verified complaint in writing of any person setting forth specifically the wrongful act or acts complained of investigate any action or business transaction of any licensed real estate broker or real estate salesman and shall have the power temporarily to suspend or permanently to revoke licenses theretofore issued by the department under the provisions of this act at any time when after due proceedings as hereinafter provided it shall find the holder thereof to have been guilty in the performance or attempt to perform any of the acts prohibited to other than licensed real estate brokers or real estate salesmen under the provisions of this act

(1) Of knowingly making any substantial misrepresentation or

(2) Of knowingly making any false promise of a character likely to influence persuade or induce or

(3) Of a continued or flagrant course of misrepresentation or making of false promises through agents or salesmen or

(4) When it shall be shown that the licensee within five years prior to the issuance of the license then in force has been convicted in a court of competent jurisdiction of this or any other state of forgery embezzlement obtaining money under false pretenses extortion conspiracy to defraud or other like offense or offenses

(5) Of any failure to account for or to pay over moneys belonging to others which has come into his her or its possession arising out of a real estate transaction or

(6) Of any misleading or untruthful advertising or

(7) Of any act or conduct in connection with a real estate transaction which demonstrates incompetency bad faith or dishonesty

(8) Of displaying a "for rent" or "for sale" sign on any property without an exclusive agency therefor or without the owner's consent

(b) Before refusing suspending or revoking any license the [department] commission shall in writing notify the applicant or licensee of the charges against him accompanying the notice with a copy of the complaint if any filed and the [department] commission shall accord the applicant or licensee ample opportunity to be heard thereon in person or by counsel If the applicant or licensee shall so desire the [department] commission shall grant a hearing upon such charges to be held on not less than ten (10) days prior notice in writing to the applicant or licensee given and shall furnish licensee at the time of giving the said notice with copies of any and all communications reports affidavits and dispositions in the possession of the department touching or relating to the matter in question At such hearing the applicant or licensee shall be entitled to examine either in person or by counsel any and all persons complaining against him and as well all other witnesses whose testimony is relied upon to substantiate the charges made He shall also be entitled to present such evidence oral and written as he may see fit and as may be pertinent to the inquiry The said hearings may be held by the [department] commission or any member thereof or by any of its duly authorized [deputies] representatives or by any other person duly [deputized] authorized by the [department] commission for such purpose in any particular case and they shall be held if the applicant or licensee so desires within the county where the applicant's or licensee's principal place of business is situated At such hearings all witnesses shall be duly sworn by the duly authorized [deputies] representatives general or special before whom the hearing is held and stenographic notes of the proceedings shall be taken and filed as part of the record in the cause Any party to the proceedings desiring it shall be furnished with a copy of such stenographic notes upon the payment to the department of such fee as it shall by general rule or regulation prescribe therefor not exceeding however twenty-five cents per folio

(c) The refusal of the [department] commission to authorize the department to issue any license after application properly made and compliance by the applicant with the requirements of this act shall be subject to review by the court of common pleas of Dauphin County upon petition for writ of mandamus or other appropriate remedy with the right of appeal to the applicant as in other and similar cases

(d) The decision of the [department] commission in suspending or revoking any license issued under this act shall be subject to review by the court of common pleas of Dauphin County The [department] commission shall maintain in its main office a public docket or other record in which it shall record from time to time as made the ruling or decisions upon all complaints filed with it and all investigations instituted by it in the first instance upon or in connection with which any such hearing shall have been had or in which the licensee charged shall have made no defense The [department] commission shall also give immediate notice in writing of such ruling or decision to the licensee affected thereby and as well where the investigation shall have been instituted by complaint filed to the party or parties by whom the complaint was made If such ruling shall be to the prejudice of or shall injuriously affect the licensee the [department] commission shall also state in said notice the date upon which the said ruling or decision shall become effective if not theretofore appealed from and such date shall be not less than thirty (30) days from and after the date of the said notice If the licensee cannot at such time be found his whereabouts being then unknown such notice may be given by the [department] commission by advertisement inserted in one issue of a newspaper of general circulation published within the county where was located the principal office of the licensee as designated in the license When any revocation or suspension shall become final the [department] commission shall publish notice thereof in one issue of one or more newspapers of general circulation published within the county in which the licensee was practising or engaged in the real estate business at the time of such revocation or suspension

Such ruling or decision of the [department] commission shall be final when in favor of the licensee and in dismissal of the complaint filed if any If against the licensee or in any way to licensee's injury or prejudice the licensee may at any time prior to the date fixed by the [department] commission in its said notice as the date it shall become effective appeal from such decision to the court of common pleas of Dauphin County by filing written notice of such appeal together with reasons for such appeal in the office of the prothonotary of Dauphin County and by serving a copy thereof on the [department] commission either by filing the said notice of appeal in the office of the [department] commission or by delivering the same to the [deputy] representative whether general or special before whom the hearing in the case was had

Within thirty (30) days after the service of such notice of appeal the [department] commission shall file with the prothonotary of the said court of common pleas a transcript of the records of the proceedings in its office duly certified over the seal of the department which record shall include all papers on file with the [department] commission affecting or relating to the inquiry or investigation conducted by the [department] commission and all the evidence taken in the said hearing including the stenographic notes of testimony Notice of the filing of the said transcript with the term and number to which filed shall be forthwith given by the [department] commission to the licensee and as well to the party or parties if any upon whose complaint the proceedings before the [department] commission were instituted The cost of the said transcript at twenty-five cents per folio and one dollar for certification shall be entered as part of the record costs in the cause to be paid as the said court may direct In all proceedings upon such appeal the Department of Justice shall appear for and represent the Commonwealth

The appeal shall thereupon be heard in due course by the judge or judges of the said court of common pleas without a jury by whom the proceedings before the [department] commission its findings and rulings shall be given similar weight force and effect as are accorded to the findings and report of a referee selected or appointed under the provisions of the act entitled "An act to provide for the submission of civil cases by agreement of the patries to the referee learned in the law" approved the fourteenth day of May one thousand eight hundred seventy-four and its supplements

(e) The order or ruling of the [department] commission in any such proceeding shall become of full force and effect upon the date fixed by the [department] commission in the said notice by it given thereof to the parties thereto unless notice of appeal therefrom shall prior to said date be duly served upon the [department] com-

mission as hereinbefore provided If an appeal shall be so taken such an appeal shall act as supersedeas until ten (10) days from and after the date of the filing of the transcript by the [department] commission in the court of common pleas of Dauphin County and notice thereof by it given to the licensee but not longer unless the said court of common pleas shall upon motion of the licensee grant an order of supersedeas in which case the appeal shall be heard by the said court and its decision entered within thirty (30) days after the granting of such order of supersedeas An appeal shall lie from the decision of the said court of common pleas to the Superior Court but no such appeal shall operate as a supersedeas unless made so by special order of the appellate court

Section 11 (a) In all proceedings before the [department] commission and as well in all proceedings upon appeal from any of its decisions the record or a duly certified or exemplified copy thereof in any proceedings at law or in equity in any court of competent jurisdiction in this or any other State in which the applicant or licensee charged or under investigation shall have been a party shall be admissible where the issue of fact involved in such proceedings are pertinent to the inquiry before the [department] commission and the verdict of the jury or judgment of the court in any such action at law or the decree of the court in any such proceeding in equity shall be prima facie as to the facts at issue in such proceedings and necessarily adjudicated therein So also the verdict of the jury in any criminal prosecution in a court of record of this or any other State in which the applicant or licensee charged shall have been the defendant shall be conclusive as to the facts charged and at issue in such prosecution

(b) Where during the term of any license issued by the department the licensee shall be convicted in a court of competent jurisdiction in this or any other State of forgery embezzlement obtaining money under false pretenses extortion criminal conspiracy to defraud or other like offense or offffenses and a duly certified or exemplified copy of the record in such proceeding shall be filed with the [department] commission the [department] commission shall revoke forthwith the license by it theretofore issued to the licensee so convicted

(c) In the event that any licensee shall be indicted in this or any other State for forgery embezzlement obtaining money under false pretenses extortion criminal conspiracy to defraud or other like offense or offenses and a certified copy of the indictment be filed with the [department] commission or other proper evidence thereof be to it given the [department] commission shall have authority in its discretion to suspend the license issued to such licensee pending trial upon such indictment

(d) In the event of the revocation or suspension of the license issued to any member of a copartnership or to any officer of an association or corporation the license issued to such copartnership association or corporation shall be revoked by the [department] commission unless within a time fixed by the [department] commission where a copartnership the connection therewith of the member whose license has been revoked shall be served and his interest in the copartnership and his share in its activities brought to an end or where an association or corporation the offending officer shall be discharged and shall have no further participation in its activities

(e) Pending an investigation or proceeding before the [department] commission affecting any licensee and as well pending final decision upon any appeal taken by a licensee from the ruling of the [department] commission no new license shall be issued to such licensee or to a copartnership of which he is a member or employee or to an association or corporation of which he shall be an officer or employee except for the period of such investigation or proceeding and subject to the action of the [department] commission thereon or therein

(f) After the revocation of any license no new license shall be issued to the same licensee within a period of one year from and after the date of such revocation nor at any time thereafter except in the sole discretion of the [department] commission

(g) No license shall be issued by the department to any person known by it to have been within five (5) years theretofore convicted of forgery embezzlement obtaining money under false pretenses extortion criminal conspiracy to defraud or other like offense or offenses or to any copartnership of which such person is a member or to any association or corporation of which said person is an officer or employe or in which as a stockholder such person has or exercises a controlling interest either directly or indirectly

Section 12 (a) Any person copartnership association or corporation who shall after the first day of January nineteen hundred and thirty engage in or carry on the business or act in the capacity of a real estate broker or a real estate salesman within this Commonwealth without a license or shall carry on or continue business after the suspension or revocation of any such license to him or it issued or shall employ any person as a real estate salesman to whom a license as a real estate salesman has not been issued or whose license as such shall have been revoked or suspended shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than fifty dollars ($50) nor more than one hundred dollars ($100) and for a second and any subsequent offense shall be sentenced to pay a fine of not less than five hundred dollars ($500) nor more than one thousand dollars ($1,000) or undergo imprisonment for a period of not more than one (1) year or both in the discretion of the court

(b) Any holder of a certificate of registration who shall fail to apply for a renewal of his or her certificate of registration on or before the renewal date in each year and who continues the practice of real estate broker or real estate salesman shall on conviction thereof be subject to a fine of not more than ten dollars ($10) to be collected by summary conviction as like fines are collected by law and in case of nonpayment of fine to undergo an imprisonment for a period not to exceed ten (10) days Any such person shall have the right of appeal as in other cases of summary conviction

Section 13 (a) The [department] commission and each of its duly authorized [assistants and deputies] representative appointed by it to hold a hearing in any particular case shall have power to administer oaths and to issue subpoenas for the attendance of witnesses and the production of books and papers In any hearing in any part of the Commonwealth the process issued by the [department] commission shall extend to all parts of the Commonwealth and such process shall be served either in like manner as are served writs of subpoena in the court of common pleas or by any person designated by the [department] commission for such purpose The person serving such process shall receive such compensation as may be allowed by the [department] commission not to exceed the fee prescribed by law for similar services in the courts of common pleas and such fees shall be paid in the same manner as provided herein for the fees of witnesses subpoenaed at the instance of the [department] commission All witnesses who shall be subpoenaed and who shall appear in any proceeding before the [department] commission shall receive the same fees and mileage as allowed by law to witnesses in the court of common pleas which amount shall be paid by the party at whose instance the subpoena was issued or upon whose behalf the witness has been called When any witness who has not been subpoenaed at the instance of any party to the proceeding shall be subpoenaed at the instance of the [department] commission or its [assistant or deputies] representatives general or special the fees and mileage of such witness shall be paid from the funds appropriated to the use of the said department in the same manner as other expenses of the department are paid

(b) Where in any proceeding before the [department] commission any witness shall fail or refuse to attend upon subpoena issued by the [department] commission

or any of its [assistants or deputies] representatives general or special or appearing shall refuse to testify or shall refuse to produce any books and papers the production of which is called for by the subpoena the attendance of such witness and the giving of his testimony and the production of the books and papers required shall be enforced by any court of common pleas of this Commonwealth in like manner as are enforced the attendance and testimony of witnesses before commissioners appointed by any court of the United States or of any other State to examine or take the testimony of witnesses within this Commonwealth

(c) The court of common pleas of any county shall upon the application of the [department] commission issue commissions or letters rogatory to other States for the taking of evidence there for use in any proceeding before the [department] commission The [department] commission shall make such application at the instance of any party to the proceeding before it unless in the opinion of the [department] commission such application is made for the purpose of delay Any such party shall be entitled as of right to subpoenas from the [department] commission directed to such witnesses and for the production of such books and papers as the party may desire

Section 14 No violation of any of the provisions of this act on the part of any real estate salesman or other employe of any licensed real estate broker shall be ground for the revocation of the license of the employer of such salesman or employe unless it shall appear upon the hearing had that such employer had guilty knowledge of such violation A course of dealing shown to have been persistently and consistently followed by such employe shall constitute prima facie evidence of such knowledge upon the part of his employer

Section 15 (a) It shall be unlawful for any licensed real estate broker or real estate salesman to pay any compensation in money or other valuable thing to any person other than a licensed real estate broker or real estate salesman for the rendering of any service or the doing of any of the acts by this act forbidden to be rendered or performed by other than licensees

(b) No real estate salesman shall accept or receive compensation of any kind from any person other than the licensed real estate broker by whom he is employed for any service rendered or work done by such salesman in buying selling exchanging leasing or negotiating a loan upon real estate or interest therein

(c) The violation of the provisions of this section by any licensee shall be sufficient cause for the suspension or revocation of his license in the discretion of the [department] commission

Section 16 No action or suit shall be instituted nor recovery therein be had in any court of this Commonwealth by any person copartnership association or corporation for compensation for any act done or service rendered the doing or rendering of which is prohibited under the provisions of this act to others than licensed real estate brokers unless such person copartnership association or corporation was duly licensed hereunder as real estate broker at the time of the doing of such act or the rendering of such service

Section 17 The [department] commission may act by a majority vote of the members thereof and authority is hereby given to the [department] commission to adopt fix and establish all rules and regulations in its opinion necessary for the conduct of its business the holding of hearings before it and its [deputies] representatives and otherwise generally for the carrying out of the provisions of this act

Section 18 If any section subsection sentence clause phrase or requirement of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions thereof The Legislature hereby declares that it would have passed this act each section subsection sentence clause phrase and requirement thereof irrespective of the fact that any one or more sections subsections sentences clauses phrases or requirements be declared unconstitutional

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Royer,
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,	Reidenbach,	Speaker.
Fullerton,			

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1133, Printer's No. 555,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 288, as follows:

An Act authorizing the Department of Property and Supplies to acquire by purchase gift lease or condemnation on behalf of the Commonwealth of Pennsylvania land adjacent to the Daniel Boone Homestead or so much thereof as may be necessary to properly honor the pioneer Daniel Boone and the farm where he was born and to provide for the control management supervision improvement preservation and maintenance thereof and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of further perpetuating and preserving the Daniel Boone Homestead in Exeter Township Berks County Pennsylvania where Daniel Boone was born and upon which the Commonwealth has already made extensive improvements and is in the process of restoring the original Homestead and out buildings the Department of Property and Supplies with the approval of the Pennsylvania Historical Commission is hereby authorized to acquire by purchase gift lease or condemnation tracts of ground adjoining the present Daniel Boone property of the Commonwealth of Pennsylvania especially the land comprising approximately forty acres of land along the southerly and westerly boundaries thereof for the purpose of providing additional facilities and to prevent it being used for summer camps adjoining the pond on the Boone Homestead and for the purpose of acquiring the land around the upper part of the pond which extends beyond the boundary of the Boone property on the westerly line thereof and to acquire the parcel of ground which juts into the Boone property bordering on the State highway on the easterly boundary thereof and which contains a house and barn to serve as a residence for the caretaker and for the storage of automobiles tractors and implements used on the Homestead and for the purpose of improving the property by grading planting and fencing and preserving the same as an historical and recreational spot for the people of this Commonwealth

Section 2 The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the acquisition of the land specifically described in this act and for the improvement restoration preservation and maintenance of the same and expense incurred in carrying out the provisions of this act Payment for said appropriation shall be made by requisition of the Secretary of the Department of Property and Supplies in the manner provided by law

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Rover,
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elliott,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Polaski,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,	Reidenbach,	Speaker.
Fullerton,			

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 434, as follows:

An Act making an appropriation to the Department of Forests and Waters to be used for the acquisition of land within the limits of the "Bucktail State Park" and prescribing the uses to be made of such land

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The amount of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters to be used for the acquisition of such lands within the limits of the "Bucktail State Park" as defined by the provisions of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1415) entitled "An act dedicating and setting aside certain lands in Cameron and Clinton Counties as a public park and pleasure-ground to be known as 'Bucktail State Park' and imposing certain powers and duties in connection therewith upon the Department of Forests and Waters and the Department of Justice of the Commonwealth" as may be deemed best suited by said Department for the development of the said Park No funds may be expended for the purchase of land under the authority of this act until the title to such land shall be approved by the Attorney General of the Commonwealth The land acquired under the authority of this act shall be controlled supervised and utilized in accordance with the provisions of the aforesaid act approved the second day

of June one thousand nine hundred thirty-three (P. L. 1415)

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Royer,
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,	Reidenbach,	Speaker.
Fullerton,			

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1068, as follows:

An Act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schilykill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said Board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation

Whereas the accumulation of wastes from mining operations industrial processes and municipal sanitation in the Schuylkill River and its tributaries has reached the point where it constitutes a menace to the health safety and welfare of the public has endangered and contaminated the supply of purse waters and is primarily responsible for the frequent floods resulting in the spreading of disease and great loss of life and property and

Whereas it is imperative for government to exercise due diligence and reasonable control and to provide appropriate services in the matter of the development and conservation of human and natural resources and

Whereas it is necessary to continue the proper relationships and division of responsibilities among the Federal State and local levels of government under which this nation has operated so successfully and

Whereas it is a fundamental public right to require streams to be reasonably free of pollution and other objectionable forms of contamination and

Whereas legislation has been enacted to prevent the future degradation of the streams of the Commonwealth including the Schuylkill River and its tributaries and

Whereas the removal and proper disposal of the existing thirty million tons of silt deposits accumulated in the channel and on the banks of the Schuylkill River requires participation by the Federal government and the Commonwealth of Pennsylvania and

Whereas the Commonwealth's responsibility in the execution of the aforesaid Schuylkill corrective project is deemed to involve the acquisition repair and maintenance of certain dams in the section of the Schuylkill River above Norristown the dredging and disposal of an estimated twenty million tons of silt deposists in such section of the Schuylkill River above Norristown and the construction of one or more desilting basins in the headwaters of the Schuylkill River and its tributaries at an estimated total cost of approximately fifteen million dollars ($15,000,000) to be expended over a period of six (6) years and the Federal government's responsibility is deemed to cover the dredging and disposal of approximately ten million tons of silt from the section of the river between Norristown and Philadelphia at an estimated cost of ten million dollars ($10,000,000)

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It is hereby declared to be the intent and purpose of this act to carry into effect as soon as practicable a project to prevent the future accumulation of wastes including coal silt industrial processes and municipal sanitation and the prevention of pollution in the Schuylkill River and its tributaries and to dredge and dispose of the existing accumulations in the Schuylkill River above the Norristown dam at Norristown Pennsylvania Such project among other things will involve the acquisition of dams canals lands easements right-of-ways and other rights and of properties for the disposal of material dredged from the Schuylkill River and its tributaries the construction repair and maintenance of dams required to carry on dredging operations the construction of dikes and other protective works at disposal areas and physical dredging operations

Section 2 Water and Power Resources Board The Water and Power Resources Board of the Department of Forests and Waters is hereby designated as the agency of the Commonwealth to carry into effect the project for the construction of desilting basins or other works in the

headwaters of the Schuylkill River and its tributaries to prevent the future silting and pollution of that river and for the dredging and disposal of existing accumulations in the section of the river above the Norristown dam at Norristown Pennsylvania

Section 3 Powers and Duties The Water and Power Resources Board is hereby authorized to clean out widen alter dredge or change the course current or channel of the Schuylkill River or any of the tributaries to fill up any abandoned canal or water course to construct and maintain levees dikes walls revetments dams reservoirs and other works and improvements deemed necessary to carry out the purposes of this act It shall also have the power to control and regulate the flow of the Schuylkill River and its tributaries during the period of the execution of the project to construct or enlarge bridges and culverts to construct and relocate public highways to construct any of said works and improvements across or through any public highway canal railroad right-of-way or tracks to remove change the location of or construct any of the above mentioned structures and facilities or such other structures or facilities as are necessary to carry out the intent of this act

Section 4 Surveys and Plans The Water and Power Resources Board is hereby authorized to make such appropriate surveys and prepare such suitable plans as are necessary for the execution of the above stated project or to negotiate and contract for such surveys and plans

Section 5 The Water and Power Resources Board in conjunction with the Department of Property and Supplies is hereby authorized to sell lease or otherwise dispose of any material or materials obtained by dredging or removal of structures acquired under the provisions of this act and not needed by the Commonwealth for other purposes relative to this project Any money so received through such sale lease or other disposition shall accrue to the fund created by this act

Section 6 The Water and Power Resources Board with the approval of the Attorney General may enter into contracts or agreements with any person corporation and municipality covering the removal or relocation of gas water telephone telegraph electric light electric power lines highways railroads or any other facilities and providing therein for said removal or relocation by the person corporation or municipality owning such facility The Board may acquire any necessary lands easements and right-of-ways and may pay all costs and damages necessary arising from and incidential to said removal or relocation

Section 7 Acquisition of Properties and Rights The Water and Power Resources Board is hereby authorized subject to the approval of the Attorney General to acquire by donation agreement lease purchase or condemnation and to own or hold in the name of the Commonwealth real and personal property rights lands easements and right-of-ways necessary for the execution of the above stated project

Section 8 Condemnation Proceedings Whenever a reasonable price cannot be agreed upon or whenever the owner is legally incapacitated or is absent or is unable to convey valid title or is unknown the Water and Power Resources Board is hereby authorized and empowered to acquire by condemnation any lands rights easements franchises and other property deemed necessary or convenient for the completion or efficient operation of the purposes hereinbefore set forth In such event application shall be made by the Water and Power Resources Board acting through the Department of Justice or by the owner or owners to the court of common pleas of the county in which the property is located or in the case of property on the boundary line between two or more counties then in any such counties for the appointment of viewers Whereupon said court or any law judge thereof shall appoint three disinterested freeholders to view such property and estimate the value thereof None of the free holders shall be a resident of the county wherein such application shall be made The court shall fix a time not less than twenty (20) nor more than thirty (30) days thereafter when the viewers shall meet upon the property and view the same The viewers shall cause at least ten (10) days personal notice of the time and place of such meeting to be given to the Attorney General or to the owner or owners if resident within said county If the owner is a corporation such notice shall be given to the president secretary or treasurer thereof if such officer resides within said county If neither owner nor any of such officers reside within the county or cannot be found therein or is unknown notice of such first meeting shall be given as the court may direct The viewers having been duly sworn or affirmed faithfully and impartially to perform the duties required of them under the provisions of this act shall at the time fixed for the first meeting proceed to ascertain as accurately as may be the value of such lands rights easements franchises or other property and to that end may require the attendance of any person whose testimony may be pertinent thereto and production of any such books or papers as the viewers may deem necessary If any person shall refuse to appear and testify before such viewers or refuse to produce such books and papers when they are required then the court or any judge thereof shall on application of the viewers or a quorum thereof make such order therein as may be necessary Whenever the viewers shall have ascertained the value of the lands rights easements franchises or other property they shall prepare a full report of their labors Upon the completion of the report the viewers shall fix a time when they shall meet and exhibit same Ten (10) days' written notice of the time and place of such meeting together with a copy of said report shall be given to the chairman of the board to the Attorney General and to the owner or owners of the property condemned At the time and place mentioned in such notice the viewers shall meet and publicly exhibit the report and hear all exceptions thereto After making any changes in such report as they may deem necessary the same shall be filed in the court Within thirty (30) days after the filing of the report in the court the board acting through the Department of Justice or any person interested may file exceptions thereto Whereupon the court may confirm the report absolutely or modify it or refer it back to the same or to any viewers with like powers and duties of the former viewers Within thirty (30) days after final action on the report by the court the board acting through the Department of Justice or any person interested may demand a trial by jury From the action of the court on exceptions or from any judgment after a jury trial an appeal may be taken by any party to the Supreme or Superior Court Each of the viewers shall receive a sum not exceeding ten dollars ($10.00) for each day actually and necessarily employed in the performance of the duties herein prescribed and all necessary expenses actually incurred in the performance of his duties Title to any property condemned by the board shall be taken in the name of the Commonwealth

In addition to the foregoing powers the board and its authorized agents and employes may enter upon any lands waters and premises in the State for the purpose of making surveys soundings drillings and examinations as it may deem necessary or convenient for the purpose of this act and such entry shall not be deemed a trespass

Whenever the board decides to acquire any such lands rights easements franchises or other property by condemnation as hereinbefore provided the board shall have the right to immediate possession of the property which is the subject matter of the condemnation proceedings and may enter thereon If the owner lessee or occupier of any of said premises shall refuse to remove his personal property therefrom or give up possession thereof the board may proceed to obtain possession in the manner now provided by law

Section 9 The Water and Power Resources Board is hereby authorized to consult cooperate negotiate and with the approval of the Attorney General enter into con-

tracts and other agreements with the Federal government any political subdivisions municipality authority corporation association person or persons for cooperation and assistance in planning constructing financing maintaining and operating any works or facilities needed to carry out the intent of this act Provided That all work of any character whatsoever performed the authority of this act except as undertaken by its own forces or other agencies of the Commonwealth or of the Federal Government shall be performed under written contract let by the Water and Power Resources Board to the lowest responsible bidder after due advertisement as provided by law and in accordance with plans and specifications prepared by the board

Section 10 The sum of five million dollars ($5,000,000) is hereby specifically appropriated to a fund to be known as the Schuylkill River Desilting Fund for use of the Water and Power Resources Board for the purposes of carrying into effect the provisions of this act It is the legislative intent that the purposes herein set for shall be initiated at the earliest practicable time and work shall be continued to the limit of the funds appropriated herein

Section 11 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Royer,
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Fish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,	Reidenbach,	Speaker.
Fullerton.			

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS NOT ON FILE

The SPEAKER. The following bills are not on file and will be passed over:

House Bill No. 1132, Printer's No. 588 and

House Bill No. 1139, Printer's No. 587.

BILLS PASSED OVER

There being no objection

House Bill No. 1130, Printer's No. 549 and

House Bill No. 1131, Printer's No. 550

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 873, as follows:

An Act to further amend sections fifteen and eighteen of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" providing for the termination of memberships for filing summaries of audits for involuntary winding up and dissolution of associations failing to file such summaries exempting associations from payment of certain State taxes and the filing of reports relative thereto and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections fifteen and eighteen of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" as amended by the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1201) are hereby further amended to read as follows

Section 15 Any member director or officer of the association may for cause at any regular meeting or any special meeting called for the purpose after a notice in writing has been sent to each member at least ten days before the time set for such meeting setting forth the purpose of such meeting be removed from office by vote of not less than two-thirds of the members present Reasonable notice of the time place and object of any such meeting shall be given in the manner prescribed in the by-laws to the members directors or officers against whom charges are to be presented Such directors members or officers shall at the same time be informed of such charges and at such meeting shall have an opportunity to be heard in person or by counsel and by wit-

nesses in regard thereto In cases where the member has done no business with the association for a period of twelve months the board of directors upon at least ten days' notice and after giving such member an opportunity to be heard may terminate the membership of such person or persons Provided however That the termination of the membership of such person or persons shall not affect any claims which the association may have against any such persons or persons or which such person or persons or his or their estates may have against the association

Section 18 Every association shall from time to time appoint an auditing committee of three persons who shall not be directors officers agents or employes of the association but who may or may not be members of said association Said committee shall not least once in each fiscal year of such association examine its records and property and within one month after such examination report in writing the results thereof to the association At the close of each fiscal year a complete audit of the operations of the association shall be made in the case of associations having a gross annual income not exceeding two thousand dollars by said committee in all other cases by a qualified accountant or accountants employed by the board of directors the written report of whom shall include statements of services rendered by the association the balance sheet the receipts and disbursements and the assets and liabilities the members admitted and withdrawn the total number of members and other proper information and shall be submitted to the members at the next regular meeting Within three months after the expiration of the fiscal year for which made the secretary of said association shall file [one copy of said report] a summary of the statistical information contained in the report of audit with the Secretary of Agriculture of this Commonwealth and [one copy] with the Dean of the School of Agriculture of the Pennsylvania State College upon a form prescribed by the Secretary of Agriculture with the approval of the Dean of the School of Agriculture

Any association which for three successive years shall fail to file with the Secretary of Agriculture the summary of audit hereinbefore provided shall be notified by registered mail by the Secretary of Agriculture that such summary must be filed within thirty days from the date of mailing such registered notice In the event such association fails to file the summary of audit within the period of thirty days the Secretary of Agriculture shall certify to the Secretary of the Commonwealth that such association has failed to comply with the terms of this section The Secretary of the Commonwealth upon receipt of said certificate shall by registered mail notify said association its president and its treasurer at their last known addresses that upon a day fixed by him which shall not be less than thirty days nor more than forty-five days from the date of mailing such registered notices a hearing will be held before him in his office at Harrisburg Pennsylvania to determine whether such association is still doing business During the period between the mailing of such registered notices and the date of the hearing the Secretary of the Commonwealth shall cause an advertisement of the date and purpose of such hearing to be inserted for two successive weeks in at least one newspaper of general circulation in the county where the principal office of said association is located which shall constitute notice to all interested parties Such registered notices and such advertisement shall state that in the event no evidence is produced before the Secretary of the Commonwealth that such association is doing business the record of such hearing will be transmitted and certified to the Attorney General for the purpose of instituting proceedings for the involuntary winding up and dissolution of such association and to annul vacate and forfeit the articles of such association

At the hearing before the Secretary of the Commonwealth the Secretary of Agriculture or his deputy shall be sworn and shall give testimony regarding the failure of such association to file the summaries of audits

In the event that such association prior to the hearing shall have filed with the Secretary of Agriculture the summaries of audits for the preceding three years such proceedings shall then be dismissed without prejudice to such association

If testimony is presented at the hearing showing that such association is doing business such proceedings shall then be dismissed and if the officers of such association shall neglect or refuse to file such summaries of audits with the Secretary of Agriculture and with the Dean of the School of Agriculture as hereinbefore provided in this section within thirty days from the date of said hearing said officers shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than three hundred dollars or imprisonment for not more than six months or both at the discretion of the court

In the event no testimony is presented to the Secretary of the Commonwealth that such association is doing business the Secretary of the Commonwealth shall certify and transmit the record of such hearing to the Attorney General who at the expense of the Commonwealth except as hereinafter provided shall institute involuntary proceedings for the winding up and dissolution of such association and to annul vacate or forfeit the articles of such association If in said involuntary proceedings said association shall appear in opposition thereto and shall show that it is solvent and doing business and the court shall dismiss the proceedings said dismissal shall be at the cost of such association In the event of such dismissal if the officers of such association shall neglect or refuse to file such summaries of audit with the Secretary of Agriculture and with the Dean of the School of Agriculture as hereinbefore provided in this section within thirty days from the date of such dismissal said officers shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than three hundred dollars or imprisonment for not more than six months or both at the discretion of the court No person shall without the consent of the association except for official purposes or in obedience to judicial process make or permit any disclosure whereby any information contained in said [report] summary of audit may be identified as having been furnished by said association [Any person violating or failing to comply with] and any person making or permitting any such disclosure as provided in this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not more than three hundred dollars or imprisonment for not more than six months or both at the discretion of the court All associations organized and doing business under the provisions of this act shall be exempt from the payment of any State tax upon net income or measured by net income and shall not be required to file with the Department of Revenue of this Commonwealth reports relative to such taxes

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Andrews,	Gaffney,	Madigan,	Reilly,
Baker,	Gallagher,	Mahany,	Reynolds,
Barrett,	Gardner,	Matthews,	Riley,
Baumunk,	Getchey,	McAtee,	Robertson,
Bentley,	Gibson,	McClester,	Root,
Bentzel,	Goodling,	McCormack,	Royer,
Bonawitz,	Gore,	McKinney,	Rudisill,
Boney,	Grant,	McLanahan,	Salus,
Boorse,	Green,	McMillen,	Scanlon,
Boory,	Greer,	McNair,	Schuster,
Bower,	Guthrie,	McNally,	Serrill,
Brancato,	Gyger,	Mihm,	Shaffer,
Breisch,	Hall,	Mikula,	Shoemaker,

Brice,	Hamilton,	Miller,	Skale,
Brothers,	Hare,	Milliken,	Sloan,
Brown,	Haudenshield,	Modell,	Smith,
Brunner, C. H.,	Heatherington,	Mooney,	Snider,
Brunner, P. A.,	Helm,	Moore, C. E.,	Snyder,
Burns,	Hennihan,	Moore, W. J.,	Sollenberger,
Cadwalader,	Herman,	Moran,	Sorg,
Cohen,	Hersch,	Moser,	Stank,
Coleman,	Hewitt,	Munley,	Stockham,
Cook,	Hoggard,	Murray, M. L.,	Stonier,
Cooper,	Hoopes,	Murray, P. G.,	Stuart,
Corrigan,	Howells,	Myhan,	Swope,
Costa,	Hunter,	Nagel,	Tate,
Coulson,	Huntley,	Nelson,	Tittle,
Coyle,	James,	O'Brien,	Trout,
Cullen,	Jones,	O'Connor,	Trent,
Dague,	Kirley,	O'Dare,	Turbett,
Dalrymple,	Kline,	O'Donnell,	Turner,
Dennison,	Kolankiewicz,	O'Neill,	Varallo,
Dillon,	Komorofski,	Owens,	Verona,
Dix,	Krise,	Pentrack,	Wachhaus,
Dougherty,	Kurtz,	Petrosky,	Wagner,
Duffy,	Lane,	Pettigrew,	Waterhouse,
Dye,	Laughner,	Pickens,	Watkins,
Elder,	Lee,	Polaski,	Welsh,
Elish,	Leisey,	Polen,	Wescott,
Ewing,	Leonard,	Powers,	White,
Finnerty,	Levy,	Propert,	Wood, L. H.,
Flack,	Lichtenwalter,	Readinger,	Wood, N.,
Fleming,	Longo,	Reagan,	Worley,
Foor,	Lopez,	Reese, D. P.,	Wright,
Fox,	Lovett,	Reese, R. E.,	Yeakel,
Freed,	Lyons,	Regan,	Yester,
Frost,	Madden,	Reidenbach,	Fiss,
Fullerton,			Speaker.

NAYS—7

Barton,	Greenwood,	Kennedy,	Weiss,
Depuy,	Haberlen,	Mills,	

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 874, as follows:

An Act to further amend the act approved the thirtieth day of April one thousand nine hundred twenty-nine (P. L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" providing for associations to be formed by two or more cooperative agricultural associations removing certain limitations on holding of common stock enlarging the powers to purchase stock of certain other corporations providing for preferred stock in classes differing only as to rate of dividend further regulating preferred stock dividends and patronage refunds further regulating voting rights of stockholders requiring filing of summaries of audits imposing penalties and changing the words "Auditor General" to the words "Secretary of Revenue"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections two and four clauses thirteen and fourteen of section five sections six and seven of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agriculture associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" are hereby amended to read as follows

Section 2 Cooperative agricultural associations instituted for the purposes of mutual help having capital stock may be formed under the provisions of this act by any number of persons not less than five engaged in agriculture or by two or more cooperative agricultural associations formed under this act or similar acts of another State Territory or the District of Columbia qualified to do business within the Commonwealth of Pennsylvania as cooperative agricultural associations For the purposes of this act all persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations shall be deemed to be engaged in "agriculture"

Section 4 The articles of association of an intended association must be subscribed by five or more persons three of whom must be citizens of this Commonwealth or by two or more cooperative agricultural associations as defined in section two hereof and shall set forth

I The name of the association which shall include the word "cooperative"

II The class of service to be performed by the association which services shall be one or more of those enumerated in section three of this act

III The principal place where its business is to be transacted which shall be within this Commonwealth

IV The term for which it is to exist

V The amount of its capital stock and the number and par value of shares into which it is divided the names and post-office addresses of the subscribers the number of shares subscribed by each and the amount of capital actually paid into the treasury which shall not be less than ten per centum of the capital stock

VI The number of its directors for the first year not less than five the names and residences of those who are chosen for directors for the first year and the name and residence of the treasurer

VII Any other provisions not inconsistent with law which the association may see fit to adopt governing the regulation and conduct of its affairs

Notice of the intention to apply for any such charter shall be inserted in one newspaper of general circulation printed in the county where the principal place of business is situated for one insertion setting forth briefly the character and purpose of said corporation and the kind of service to be performed by it such advertisement shall be at least three days before the application is laid before the Governor

The articles of association shall be acknowledged by not less than five of the subscribers thereto or by the president and treasurer of two or more such cooperative agricultural associations before any officer authorized to take acknowledgments and administer oaths and affirmations in this Commonwealth and they shall also make and subscribe an oath or affirmation before said officer that the statements contained therein are true

Said articles of association accompanied with proof of publication of the notice hereinbefore provided to be given shall then be presented to the Governor of this Commonwealth who shall examine the same and if he finds it in proper form and within the purpose mentioned in this act he shall indorse his approval thereon and direct letters patent to issue in form similar to those issued to corporations of the second class in this Commonwealth which letters patent shall incorporate the subscribers and their associates and successors into a body politic and corporate in deed and in law by the name chosen Said articles of association shall be recorded in the office of the Secretary of the Commonwealth in a book to be by him kept for the purpose

The original articles of association together with all

indorsements shall be recorded in the office of the recorder of deeds in and for the county where the principal place of business is situate From thenceforth the subscribers thereto their associates and successors shall be a body politic and corporate for the purpoes and upon the terms named in the said article of association Certified copies of the records thereof shall be competent evidence for all purposes in the courts of this Commonwealth

Section 5 Each association so formed under the provisions of this act and when so formed by virtue of its existence as such shall have the following powers

* * * * *

13 To issue and sell its preferred stock in classes differing only as to rate of dividend agreed to be paid and to issue and sell its common stock [but no person shall become the owner of more than five per centum of the outstanding common stock of the association]

14 To purchase and hold stock of corporations engaged in the buying [or] selling freezing refrigerating warehouseing packing or processing of agricultural products as herein defined when such purchase and holding shall be in keeping with the purposes for which the association was formed

Section 6 Any person may transact or do business with or for patron stockholders or patrons not stockholders and may issue and sell its preferred stock to patrons or non-patrons of the association but common stock of the association shall be sold to patrons only and the certificate of common stock shall contain a provision that the association shall have an option to redeem the stock at par value plus accrued dividends when the owner thereof has for a period of twelve months done no business with the association and shall contain a further provision that no sale of stock shall be valid without the written consent of the association and if the association withholds its consent to such sale then the association shall redeem such stock at par value plus declared or in the case of cumulative dividends accrued dividends Dividends on the common stock shall be paid only after dividends are paid on the preferred stock and the required surplus fund set aside and shall be not greater than six per centum per annum [except as hereinafter provided] Dividends on preferred stock shall be not greater than six per centum per annum and [shall] may be cumulative

After payment of the dividend on the preferred stock and after making provision from [its] the net earnings or savings for the reserve fund as hereinafter provided the remainder of the net earnings [of the association] or savings not required for dividends on the common stock may in the discretion of the directors be distributed as a patronage refund Patron stockholders and non-stockholder patrons shall be entitled to patronage refunds at [double] the same rate [of patronage refunds to which non-stock holder patrons shall be entitled] Patronage refunds may be credited to the accounts of non-stockholders in the purchase of capital stock of the association

Section 7 Every common stockholder shall be entitled to one vote only and no vote by proxy shall be permitted except in the event of voting to authorize the increase of the shares of stock or of the indebtedness of the association in which case the stockholder may vote in person or by proxy Provided however That an association with more than five hundred common stockholders may provide by its by-laws for voting generally by proxy Preferred stock shall be non-voting

Section 2 Section sixteen of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 645) is hereby further amended to read as follows

Section 16 Any such association after making provision for the payment of dividends on the preferred stock and before payment of dividends on the common stock or the distribution of any patronage refund [or dividend] shall set aside ten per centum of the total net earnings or savings annually for a reserve fund until the reserve fund shall equal at least thirty per centum of the paid up capital stock The reserve fund shall be available for such purposes as shall be designated and authorized by the vote of two-thirds of the members of the board of directors at a duly assembled meeting of said board subject to such limitations and conditions as shall be provided for in the by-laws of the association

Section 3 Sections seventeen eighteen twenty and twenty-three of said act are hereby amended to read as follows

Section 17 At the close of each fiscal year a complete audit of the operations of the association shall be made by a qualified accountant or accountants employed by the board of directors the written report of whom shall include statements of services rendered by the association the balance sheet the receipts and disbursements and the assets and liabilities the total number of stockholders and other proper information and shall be submitted to the members at the next regular meeting Within three months after the expiration of the fiscal year for which made the secretary of said association shall file [one copy of said report] a summary of the statistical information contained in the report of audit with the Secretary of Agriculture of this Commonwealth and [one copy] with the Dean of the School of Agriculture of the Pennsylvania State College upon a form prescribed by the Secretary of Agriculture with the approval of the Dean of the School of Agriculture

Any association which for three successive years shall fail to file with the Secretary of Agriculture the summary of audit hereinafter provided shall be notified by registered mail by the Secretary of Agriculture that such summary must be filed within thirty days from the date of mailing such registered notice In the event such association fails to file the summary of audit within the period of thirty days the Secretary of Agriculture shall certify to the Secretary of the Commonwealth that such association has failed to comply with the terms of this section The Secretary of the Commonwealth upon receipt of said certificate shall by registered mail notify said association its president and its treasurer at their last known addresses that upon a day fixed by him which shall not be less than thirty days nor more than forty-five days from the date of mailing such registered notices a hearing will be held before him in his office at Harrisburg Pennsylvania to determine whether such association is still doing business During the period between the mailing of such registered notices and the date of the hearing the Secretary of the Commonwealth shall cause an advertisement of the date and purpose of such hearing to be inserted for two successive weeks in at least one newspaper of general circulation in the county where the principal office of said association is located which shall constitute notice to all interested parties Such registered notices and such advertisement shall state that in the event no evidence is produced before the Secretary of the Commonwealth that such association is doing business the record of such hearing will be transmitted and certified to the Attorney General for the purpose of instituting proceedings for the involuntary winding up and dissolution of such association and to annul vacate and forfeit the articles of such association

At the hearing before the Secretary of the Commonwealth the Secretary of Agriculture or his deputy shall be sworn and shall give testimony regarding the failure of such association to file the summaries of audits

In the event that such association prior to the hearing shall have filed with the Secretary of Agriculture the summaries of audits for the preceding three years such proceedings shall then be dismissed without prejudice to such association

If testimony is presente dat the hearing showing that such association is doing business such proceedings shall then be dismissed and if the officers of such association shall neglect or refuse to file such summaries of audits with the Secretary of Agriculture and with the Dean of the School of Agriculture as hereinbefore provided in this section within thirty days from the date of said hearing said officers shall be guilty of a misdemeanor and upon

conviction thereof shall be punished by a fine of not more than three hundred dollars ($300) or imprisonment for not more than six months or both at the discretion of the court

In the event no testimony is presented to the Secretary of the Commonwealth that such association is doing business the Secretary of the Commonwealth shall certify and transmit the record of such hearing to the Attorney General who at the expense of the Commonwealth except as hereinafter provided shall institute inviluntary proceedings for the winding up and dissolution of such association and to annul vacate or forfeit the articles of such association If in said involuntary proceedings said association shall appear in opposition thereto and shall show that it is solvent and doing business and the court shall dismiss the proceedings said dismissal shall be at the cost of such association In the event of such dismissal if the officers of such association shall neglect or refuse to file such summaries of audit with the Secretary of Agriculture and with the Dean of the School of Agriculture as hereinbefore provided in this section within thirty days from the date of such dismissal said officers shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than three hundred dollars ($300) or imprisonment for not more than six months or both at the discretion of the court No person association copartnership or corporation or its or their agents employes or officers shall knowingly induce or attempt to induce any stockholder of an association organized hereunder to breach his marketing contract with the association nor maliciously and knowingly spread false reports about the finances or management thereof Any such person violating the prohibitions set forth in this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not more than three hundred dollars ($300) or imprisonment for not more than six months or both at the discretion of the court

Section 18 The articles of association may be amended pursuant to an affirmative vote of two-thirds of all the common stockholders in attendance at any regular meeting or at a special meeting called for the purpose due notice of the time place and object of which regular or special meeting shall have been given as prescribed in the by-laws Provided however That in case of the increase of the shares of stock or of the indebtedness the articles of association shall be amended pursuant to the consent of the persons holding the larger amount in value of the common stock when represented in person or by proxy at any such regular or special meeting provided that at least sixty days notice thereof has been given in the manner as required by the by-laws A copy of such amendment signed and acknowledged by not less than three of the directors shall be presented to the Governor of the State of Pennsylvania who shall examine the same and if he finds it in proper form he shall inforse his approval thereon Said amendment shall then be recorded in the office of the Secretary of the Commonwealth in a book to be by him kept for the purpose The said amendment together with the indorsements hereon shall then be recorded in the office for the recording of deeds in the county where the principal place of business is situate

Section 20 No association organized under the provisions of this act shall be liable for the payment of any State tax upon its capital stock or upon any scrip bonds certificates or other evidences of indebtedness issued by such corporation and all stocks bonds et cetera issued by such associations shall be exempt from all State taxation and such associations shall not be required to file with the [Auditor General] Secretary of Revenue of this Commonwealth the reports relative to such taxes as are or may be by law required of corporations not exempt from the payment of such taxes

Section 23 Said certificates shall be acknowledged by at least three of the directors of said corporation before the recorder of deeds of the county in which the chief operations are to be carried on or in which the principal office is situated and said directors shall also make and subscribe an oath or affirmation before him to be endorsed on the said certificate that the statements contained therein are true The said certificate shall then be produced to the Governor of this Commonwealth who shall examine the same and if he finds it to be in proper form and within the purposes named for associations under this act he shall approve thereof and endorse his approval thereon and direct letters patent to issue in the usual form incorporating said stockholders and their successors into a body politic and corporate in deed and in law by the name chosen and the said certificate shall be recorded in the office of the Secretary of the Commonwealth in a book to be by him kept for that purpose and he shall forthwith furnish the [Auditor General] Secretary of Revenue an abstract therefrom showing the name location amount of capital stock and name and address of the treasurer of such corporation the said original certificate with all its endorsements shall then be recorded in the office for the recording of deeds in and for the county where the chief operations are to be carried on

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Andrews,	Gaffney,	Mahany,	Reilly,
Baker,	Gallagher,	Matthews,	Reynolds,
Barrett,	Gardner,	McAtee,	Riley,
Barton,	Getchey,	McClester,	Robertson,
Baumunk,	Gibson,	McCormack,	Root,
Bentley,	Goodling,	McKinney,	Royer,
Bentzel,	Gore,	McLanahan,	Rudisill,
Bonawitz,	Grant,	McMillen,	Salus,
Boney,	Green,	McNair,	Scanlon,
Boorse,	Greer,	McNally,	Schuster,
Boory,	Guthrie,	Mihm,	Serrill,
Bower,	Gyger,	Mikula,	Shaffer,
Brancato,	Hall,	Miller,	Shoemaker,
Breisch,	Hamilton,	Milliken,	Skale,
Brice,	Hare,	Mills,	Sloan,
Brothers,	Haudenshield,	Modell,	Smith,
Brown,	Heatherington,	Mooney,	Snider,
Brunner, C. H.,	Helm,	Moore, C. E.,	Snyder,
Brunner, P. A.,	Hennihan,	Moore, W. J.,	Sollenberger,
Burns,	Herman,	Moran,	Sorg,
Cadwalader,	Hersch,	Moser,	Stank,
Cohen,	Hewitt,	Munley,	Stockham,
Coleman,	Hoggard,	Murray, M. L.,	Stonier,
Cook,	Hoopes,	Murray, P. G.,	Stuart,
Cooper,	Howells,	Myhan,	Swope,
Corrigan,	Hunter,	Nagel,	Tate,
Costa,	Huntley,	Nelson,	Tittle,
Coulson,	James,	O'Brien,	Trent,
Coyle,	Jones,	O'Connor,	Trout,
Cullen,	Kirley,	O'Dare,	Turbett,
Dague,	Kline,	O'Donnell,	Turner,
Dalrymple,	Kolankiewicz,	O'Neill,	Varallo,
Dennison,	Komorofski,	Owens,	Verona,
Dillon,	Krise,	Pentrack,	Wachhaus,
Dix,	Kurtz,	Petrosky,	Wagner,
Dougherty,	Lane,	Pettigrew,	Waterhouse,
Duffy,	Laughner,	Pickens,	Watkins,
Dye,	Lee,	Polaski,	Welsh,
Elder,	Leisey,	Polen,	Wescott,
Elish,	Leonard,	Powers,	White,
Ewing,	Levy,	Propert,	Wood, L.
Finnerty,	Lichtenwalter,	Readinger,	Wood, N.,

Flack,	Longo,	Reagan,	Worley,
Fleming,	Lopez,	Reese, D. P.,	Wright,
Foor,	Lovett,	Reese, R. E.,	Yester,
Fox,	Lyons,	Regan,	Yeakel,
Freed,	Madden,	Reidenbach,	Fiss,
Frost,	Madigan,		Speaker.
Fullerton,			

NAYS—5

Depuy,	Haberlen,	Kennedy,	Weiss,
Greenwood,			

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 983, as follows:

An Act to further amend clause sixteen of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retirement of honorably discharged war veterans on superannuation at age fifty-five

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause sixteen of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 683) is hereby further amended to read as follows

Section 1 Be it enacted &c That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings

* * * * *

16 "Superannuation Retirement Age" shall mean as applied to State employes sixty years of age except in the case of honorably discharged soldiers sailors marines and war nurses who served in the armed forces of the United States in any war in which the United States has been is now or shall hereafter be engaged where the same shall mean fifty-five years of age

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Royer,
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. K.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,	Reidenbach,	Speaker
Fullerton,			

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1052, Printer's No. 543,

was passed over at the request of Mr. SORG.

There being no objection

House Bill No. 1182, Printer's No. 544,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1194, as follows:

An Act authorizing the Pennsylvania Historical Commission to accept on behalf of the Commonwealth certain real estate in and an endowment fund for the Mt Zion Cemetery which is part of the historic Ephrata Cloister land located in Ephrata Lancaster County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Pennsylvania Historical Commission is hereby authorized and empowered to accept on behalf of the Commonwealth all that part of Mt Zion Cemetery not presently used as private burial grounds which cemetery comprises part of the original lands of the Seventh Day Baptists of Ephrata located in Lancaster County Pennsylvania The parts of said cemetery authorized to be acquired by this act shall be all that part owned by the Ephrata Monument Association by any patriotic or military organization or association and all that section of the cemetery in which are buried the remains of nearly two hundred Revolutionary War Soldiers The Pennsylvania Historical Commission is hereby further authorized to accept for and on behalf of the Commonwealth certain trust funds now held by the Ephrata Monument Association for the maintenance of its land in said cemetery

Section 2 The title to said real estate shall be taken in the name of the Commonwealth and shall before its acquisition be approved by the Department of Justice

Section 3 Upon acquiring the property the Pennsylvania Historical Commission shall have full control supervision and management thereof in accordance with the provisions of the Administrative Code of 1929

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Royer
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turner,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Dougherty,	Komorofski,	Pentrack,
Duffy,	Krise,	Petrosky,	Waterhouse,
Dye,	Kurtz,	Pettigrew,	Watkins,
Elder,	Lane,	Pickens,	Weiss,
Elish,	Laughner,	Polaski,	Welsh,
Ewing,	Lee,	Polen,	Wescott,
Finnerty,	Leisey,	Powers,	White,
Flack,	Leonard,	Propert,	Wood, L. H.,
Fleming,	Levy,	Readinger,	Wood, N.,
Foor,	Lichtenwalter,	Reagan,	Worley,
Fox,	Longo,	Reese, D. P.,	Wright,
Freed,	Lopez,	Reese, R. E.,	Yeakel,
Frost,	Lovett,	Regan,	Yester,
Fullerton,	Lyons,	Reidenbach,	Fiss, Speaker.

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1267, as follows:

An Act to further amend subsection (f) of section three and the first paragraph of section four of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 644) entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof to limit the initiation of the development of such projects until December 31 1943 to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government to acquire or lease such projects and to sell or lease certain projects to the Federal Government to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities" by extending the time in which the development of projects may be initiated thereunder

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section three and the first paragraph of section four of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 644) entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof to limit the initiation of the development of such projects until December 31, 1943 to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government to acquire or lease such projects and to sell or lease certain projects to the Federal Government to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities" are hereby further amended to read as follows

Section 3 Definitions

* * * * *

(f) The development of a project shall be deemed to be "initiated" within the meaning of this act if a housing

authority has issued any bonds notes or other obligations with respect to financing the development of such projects of the housing authority or has contracted with the Federal Government with respect to the exercise of powers hereunder in the development of such project of the Federal Government for which an allocation of funds has been made prior to May 31 [1945] 1947

Section 4 During the national defense period every housing authority shall have the power to undertake the development and administration of projects within its field of operation to provide safe and sanitary dwellings for persons engaged in national defense activities but no housing authority shall initiate the development of any such project pursuant to this act after May 31 [1945] 1947

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Gaffney,	Madden,	Reilly,
Baker,	Gallagher,	Madigan,	Reynolds,
Barrett,	Gardner,	Mahany,	Riley,
Barton,	Getchey,	Matthews,	Robertson,
Baumunk,	Gibson,	McAtee,	Root,
Bentley,	Goodling,	McClester,	Royer,
Bentzel,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trent,
Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Ewing,	Leisey,	Powers,	Wood, L. H.,
Finnerty,	Leonard,	Propert,	Wood, N.,
Flack,	Levy,	Readinger,	Worley,
Fleming,	Lichtenwalter,	Reagan,	Wright,
Foor,	Longo,	Reese, D. P.,	Yeakel,
Fox,	Lopez,	Reese, R. E.,	Yester,
Freed,	Lovett,	Regan,	Fiss,
Frost,	Lyons,	Reidenbach,	Speaker.
Fullerton,			

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 423, as follows:

An Act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Municipality Authorities Act of 1945"

Section 2 Definitions The following terms whenever used or referred to in this act shall have the following meanings except in those instances where the context clearly indicates otherwise

(a) The term "Authority" shall mean a body politic and corporate created pursuant to this act or pursuant to the "Municipality Authorities Act of 1935" repealed hereby

(b) The term "Board" shall mean the governing body of an Authority

(c) The term "bonds" shall mean and include the notes bonds and other evidence of indebtedness or obligations which each Authority is authorized to issue pursuant to section 4 (i) of this act

(d) The term "municipal authority" shall mean the body or board authorized by law to enact ordinances or adopt resolutions for the particular municipality

(e) The term "construction" shall mean and include acquisition and construction and the term "to construct" shall mean and include to acquire and to construct all in such manner as may be deemed desirable

(f) The term "municipality" shall mean any county city town borough or township of the Commonwealth of Pennsylvania

(g) The term "Federal agency" shall mean and include the United States of America the President of the United States of America and any department of or corporation agency or instrumentality heretofore or hereafter created designated or established by the United States of America

(h) The term "improvement" shall mean and include extension enlargement and improvement and the term "to improve" shall mean and include to extend to enlarge and to improve all in such manner as may be deemed desirable

(i) The term "persons" shall mean and include natural persons

(j) The term "project" shall mean any structure facility or undertaking which an Authority is authorized to acquire construct improve maintain or operate under the provisions of this act

Section 3 Method of Incorporation A Whenever the municipal authorities of any municipality singly or of one or more municipalities jointly shall desire to organize an Authority under this act they shall adopt a resolution or ordinance signifying their intention to do so

In the event that such resolution or ordinance sets forth the proposed articles of incorporation in full it shall not be required (any law to the contrary notwithstand-

ing) in publishing such resolution or ordinance under the provisions of existing law to publish such proposed articles of incorporation in full but it shall be sufficient compliance with such law in such publication to set forth briefly the substance of such proposed articles of incorporation and to refer to the provisions of this act Thereafter the municipal authorities of such municipality or municipalities shall cause a notice of such resolution or ordinance to be published at least one time in the legal periodical of the county or counties in which such Authority is to be organized and at least one time in a newspaper published and of general circulation in such county or counties Said notice shall contain a brief statement of the substance of said resolution or ordinance including the substance of such articles making reference to this act and shall state that on a day certain not less than three days after publication of said notice articles of incorporation of the proposed Authority will be filed with the Secretary of the Commonwealth of Pennsylvania

B On or before the day specified in said notice the municipal authorities shall file with the Secretary of the Commonwealth articles of incorporation together with proof of publication of the notice as aforesaid Said articles of incorporation shall set forth

(a) The name of the "Authority"

(b) A statement that such Authority is formed under this act

(c) A statement that no other Authority organized under this act or under the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 463) is in existence in or for the incorporating municipality or municipalities except that where any one or more of the municipalities have already joined with other municipalities not composing the same group in organizing a joint Authority the application shall set forth the name of the Authority theretofore created together with the names of the municipalities joining therein

(d) The name of the incorporating municipality or municipalities together with the names and addresses of its municipal authorities and

(e) The names addresses and term of office of the first members of the board of said Authority

All of which matter shall be determined in accordance with the provisions of this act Said articles of incorporation shall be executed by each incorporating municipality by its proper officers and under its municipal seal

C If the Secretary of the Commonwealth finds that the articles of incorporation conform to law he shall forthwith but not prior to the day specified in the aforesaid notice endorse his approval thereon and when all proper fees and charges have been paid shall file the articles and issue a certificate of incorporation to which shall be attached a copy of the approved articles Upon the issuance of such certificate of incorporation by the Secretary of the Commonwealth the corporate existence of said Authority shall begin when such certificate has been recorded in the office for the recording of deeds in the county where the principal office of the Authority is to be located Said certificate of incorporation shall be conclusive evidence of the fact that such Authority has been incorporated but proceedings may be instituted by the Commonwealth to dissolve any Authority which shall have been formed without substantial compliance with the provisions of this section

D When the Authority has been organized and its officers elected the secretary shall certify to the Secretary of the Commonwealth the names and addresses of its officers as well as the principal office of the authority Any change in the location of the principal office shall likewise be certified to the Secretary of the Commonwealth within ten (10) days after such change Any Authority heretofore created under the laws of the Commonwealth of Pennsylvania in addition to powers granted or conferred upon said Authority shall possess all the powers provided in this act

Section 3.1 Municipalities Withdrawing from and Joining in Joint Authorities A Whenever an Authority has been incorporated by two or more municipalities any one or more of such municipalities may withdraw therefrom and any municipality not having joined in the original incorporation may join in the Authority but no municipality shall be permitted to withdraw from any Authority after any obligation has been incurred by the Authority

Any municipality wishing to withdraw from or to become a member of existing Authority shall signify its desire by resolution or ordinance If the Authority shall by resolution express its consent to such withdrawal or joining the municipal authorities of the withdrawing or joining municipality shall cause a notice of its resolution or ordinance to be published at least one time in the legal periodical of the county or counties in which the Authority is organized and at least one time in a newspaper published and of general circulation in such county or counties Such notice shall contain a brief statement of the substances of the resolution or ordinance making reference to this act and shall state that on a day certain not less than three days after publication of the notice an application to withdraw from or to become a member of the Authority as the case may be will be filed with the Secretary of the Commonwealth

B On or before the day specified in the notice the municipal authorities shall file such application with the Secretary of the Commonwealth together with proof of publication of the notice hereby required In the case of a municipality seeking to become a member of the Authority the application shall set forth all of the information required in the case of original incorporation in so far as it applies to the incoming municipality including the name and address and term of office of the first member of the board of the Authority from the incoming municipality The application in all cases shall be executed by the proper officers of the withdrawing or incoming municipality under its municipal seal and shall be joined in by the proper officers of the governing body of the Authority and in the case of a municipality seeking to become a member of the Authority also by the proper officers of each of the municipalities that are then members of the Authority pursuant to resolutions by the municipal authorities of such municipalities

C If the Secretary of the Commonwealth finds that the application conforms to law he shall forthwith but not prior to the day specified in the notice endorse his approval thereon and when all proper fees and charges have been paid shall file the same and issue a certificate of withdrawal or a certificate of joinder as the case may be to which shall be attached a copy of the approved application The withdrawal or joining shall become effective upon the issuing of such certificate and the recording thereof in the office of the recorder of deeds of the county Where the project of a joint Authority is located in more than one county the certificate shall be recorded in the county where the principal office is located

Section 4 Purposes and Powers General A Every Authority incorporated under this act shall be a body corporate and politic and shall be for the purpose of acquiring holding constructing improving maintaining and operating owning leasing either in the capacity of lessor or lessee buildings to be devoted wholly or partially for public uses and for revenue-producing purposes transportation marketing shopping terminals bridges tunnels streets highways parkways traffic distribution centers traffic circles parking spaces airports and all facilities necessary or incident thereto parks recreation grounds and facilities sewers sewer systems or parts thereof sewage treatment works steam heating plants and distribution systems incinerator plants waterworks water supply works water distribution systems swimming pools playgrounds lakes low head dams hospitals motor buses for public use when such motor buses are to be used within any municipality and subways The purpose and intent of this act being to benefit the people of the Commonwealth by among other things increasing their commerce and prosperity and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises none of the powers granted by this act shall be exercised in the construction improvement maintenance extension or operation of any project

or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes The municipality or municipalities organizing such an Authority may in the resolution or ordinance signifying their intention so to do or from time to time by subsequent resolution or ordinance specify the project or projects to be undertaken by the said Authority and no other projects shall be undertaken by the said Authority than those so specified If the municipal authorities organizing an Authority fail to specify the project or projects to be undertaken then the Authority shall be deemed to have all the powers granted by this act

B Every Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

(a) To have existence for a term of fifty years as a corporation

(b) To sue and be sued implead and be impleaded complain and defend in all courts

(c) To adopt use and alter at will a corporate seal

(d) To acquire purchase hold lease as lessee and use any franchise property real personal or mixed tangible or intangible or any interest therein necessary or desirable for carrying out the purposes of the Authority and to sell lease as lessor transfer and dispose of any property or interest therein at any time acquired by it

(e) To acquire by purchase lease or otherwise and to construct improve maintain repair and operate projects

(f) To make by-laws for the management and regulation of its affairs

(g) To appoint officers agents employes and servants to prescribe their duties and to fix their compensation

(h) To fix alter charge and collect rates and other charges in the area served by its facilities at reasonable and uniform rates to be determined exclusively by it for the purpose of providing for the payment of the expenses of the Authority the construction improvement repair maintenance and operation of its facilities and properties the payment of the principal of and interest on its obligations and to fulfill the terms and provisions of any agreements made with the purchasers or holders of any such obligations or with the municipality incorporating or municipalities which are members of said Authority Provided That if the service area includes more than one municipality the revenues from any project shall not be expended directly or indirectly on any other project unless such expenditures are made for the benefit of the entire service area Any person questioning the reasonableness or uniformity of any rate fixed by any Authority may bring suit against the Authority in the court of common pleas of the county wherein the project is located or if the project is located in more than one county then in the court of common pleas of the county wherein the principal office of the project is located The court of common pleas shall have exclusive jurisdiction to determine the reasonableness and uniformity of rates and other charges fixed altered charged or collected by an Authority Appeals may be taken to the Superior Court within thirty days after the court of common pleas has rendered a final decision

(i) To borrow money make and issue negotiable notes bonds refunding bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority said bonds to have a maturity date not longer than forty years from the date of issue except that no refunding bonds shall have a maturity date later than the life of the Authority and to secure the payment of such bonds or any part thereof by pledge or deed of trust of all or any of its revenues and receipts and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds whether issued or to be issued as the Authority shall deem advisable and in general to provide for the security for said bonds and the rights of the holders thereof and in respect to any project constructed and operated under agreement with any Authority or any public authority of any adjoining state to borrow money and issue such notes bonds and other evidences of indebtedness and obligations jointly with any such Authority

(j) To make contracts of every name and nature and to execute all instruments necessary or convenient for the carrying on of its business

(k) Without limitation of the foregoing to borrow money and accept grants from and to enter into contracts leases or other transactions with any Federal agency Commonwealth of Pennsylvania municipality corporation or Authority

(l) To have the power of eminent domain

(m) To pledge hypothecate or otherwise encumber all or any of the revenues or receipts of the authority as security for all or any of the obligations of the Authority

(n) To do all acts and things necessary or convenient for the promotion of its business and the general welfare of the Authority to carry out the powers granted to it by this act or any other acts

(o) To contract with any municipality corporation or any public Authority of any adjoining state on such terms as the said Authority shall deem proper for the construction and operation of any project which is partly in this Commonwealth and partly in such adjoining state

(p) To enter into contracts with municipalities that are not members of the Authority or with the Commonwealth of Pennsylvania municipalities corporations or authorities for the use of any project of the Authority and fixing the amount to be paid therefor

(q) To enter into contracts of group insurance for the benefit of its employes and to set up a retirement or pension fund for such employes similar to that existing in the municipality where the principal office of the project is located

C The Authority shall have no power at any time or in any manner to pledge the credit or taxing power of the Commonwealth of Pennsylvania or any political subdivision nor shall any of its obligations be deemed to be obligations of the Commonwealth of Pennsylvania or of any of its political subdivisions nor shall the Commonwealth of Pennsylvania or any political subdivision thereof be liable for the payment of principal of or interest on such obligations

Section 5 Purposes and Powers Bonds A The bonds of any Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board thereof and shall be of such series bear such date or dates mature at such time or times not exceeding forty years from their respective dates bear interest at such rate or rates not exceeding six per cent per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption not exceeding one hundred five per cent of the principal amount thereof and be entitled to such priorities in the revenues or receipts of such Authority as such resolution or resolutions may provide The bonds shall be signed by such officers as the Authority shall determine and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions Any such bonds may be issued and delivered notwithstanding that one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupon or any thereof shall have ceased to be such officer or officers at the time when such bonds shall actually be delivered

Said bonds may be sold at public or private sale for such price or prices as the Authority shall determine provided that the interest cost to maturity of the money received for any issue of said bonds shall not exceed six per centum per annum Pending the preparation of the definitive bonds interim receipts may be issued to the purchaser or purchasers of such bonds and may contain such terms and conditions as the Authority may determine

B Any resolution or resolutions authorizing any bonds may contain provisions which shall be part of the con-

tract with the holders thereof as to (a) pledging the full faith and credit of the Authority (but not of the Commonwealth of Pennsylvania or any political subdivision thereof) for such obligations or restricting the same to all or any of the revenues of the Authority from all or any projects or properties (b) the construction improvement operation extension enlargement maintenance and repair of the project and the duties of the Authority with reference thereto (c) the terms and provisions of the bonds (d) limitations on the purposes to which the proceeds of the bonds then or thereafter to be issued or of any loan or grant by the United States may be applied (e) the rate of tolls and other charges for use of the facilities of or for the services rendered by the Authority (f) the setting aside of reserves or sinking funds and the regulation and disposition thereof (g) limitations on the issuance of additional bonds (h) the terms and provisions of any deed of trust or indenture securing the bonds or under which the same may be issued and (i) any other or additional agreements with the holders of the bonds

C Any Authority may enter into any deeds of trust indentures or other agreements with any bank or trust company or other person or persons in the United States having power to enter into the same including any Federal agency as security for such bonds and may assign and pledge all or any of the revenues or receipts of the Authority thereunder Such deed of trust indenture or other agreement may contain such provisions as may be customary in such instruments or as the Authority may authorize including (but without limitation) provisions as to (1) the construction improvement operation maintenance and repair of any project and the duties of the Authority with reference thereto (2) the application of funds and the safeguarding of funds on hand or on deposit (3) the rights and remedies of said trustee and the holders of the bonds (which may include restrictions upon the individual right of action of such bondholders) and (4) the terms and provisions of the bonds or the resolutions authorizing the issuance of the same

Said bonds shall have all the qualities of negotiable instruments under the law merchant and the negotiable instruments laws of the Commonwealth of Pennsylvania

Section 6 Remedies of Bondholders A The rights and the remedies herein conferred upon or granted to the bondholders shall be in addition to and not in limitation of any rights and remedies lawfully granted to such bondholders by the resolution or resolutions providing for the issuance of bonds or by any deed of trust indenture or other agreement under which the same may be issued In the event that the Authority shall default in the payment of principal of or interest on any of the bonds after the said principal or interest shall become due whether at maturity or upon call for redemption and such default shall continue for a period of thirty days or in the event that the Authority shall fail or refuse to comply with the provisions of this act or shall default in any agreement made with the holders of the bonds the holders of twenty-five per centum in aggregate principal amount of the bonds then outstanding by instrument or instruments filed in the office of the recorder of deeds of the county and proved or acknowledged in the same manner as a deed to be recorded may appoint a trustee to represent the bondholders for the purpose herein provided

B Such trustee and any trustee under any deed of trust indenture or other agreement may and upon written request of the holders of twenty-five per centum (or such other percentages as may be specified in any deed of trust indenture or other agreement aforesaid) in principal amount of the bonds then outstanding shall in his or its own name

(a) By mandamus or other suit action or proceeding at law or in equity enforce all rights of the bondholders including the right to require the Authority to collect rates rentals and other charges adequate to carry out any agreement as to or pledge of the revenues or receipts of the Authority and to require the Authority to carry out any other agreements with or for the benefit of the bondholders and to perform its and their duties under this act

(b) bring suit upon the bonds

(c) by action or suit in equity require the Authority to account as if it were the trustee of an express trust for the bondholders

(d) by action or suit in equity enjoin any acts or things which may be unlawful or in violation of the rights of the bondholders

(e) by notice in writing to the Authority declare all bonds due and payable and if all defaults shall be made good then with the consent of the holders of twenty-five per centum (or such other percentage as many be specified in any deed of trust indenture or other agreement aforesaid) of the principal amount of the bonds then outstanding to annul such declaration and its consequences

C The court of common pleas of the county shall have jurisdiction of any suit action or proceedings by the trustee on behalf of the bondholders Any trustee when appointed as aforesaid or acting under a deed of trust indenture or other agreement and whether or not all bonds have been declared due and payable shall be entitled as of right to the appointment of a receiver who may enter and take possession of the facilities of the Authority or any part or parts thereof the revenues or receipts from which are or may be applicable to the payment of the bonds so in default and operate and maintain the same and collect and receive all rentals and other revenues thereafter arising therefrom in the same manner as the Authority or the board might do and shall deposit all such moneys in a separate account and apply the same in such manner as the court shall direct In any suit action or proceeding by the trustee the fees counsel fees and expenses of the trustee and of the receiver if any and all costs and disbursements allowed by the court shall be a first charge on any revenues and receipts derived from the facilities of the Authority the revenues or receipts from which are or may be applicable to the payment of the bonds so in default Said trustee shall in addition to the foregoing have and possess all of the powers necessary or appropriate for the exercise of any functions specifically set forth herein or incident to the general representation of the bondholders in the enforcement and protection of their rights

D Nothing in this section or any other section of this act shall authorize any receiver appointed pursuant to this act for the purpose of operating and maintaining any facilities of the Authority to sell assign mortgage or otherwise dispose of any of the assets of whatever kind and character belonging to the Authority It is the intention of this act to limit the powers of such receiver to the operation and maintenance of the facilities of the Authority as the court shall direct and no holder of bonds of the Authority nor any trustee shall ever have the right in any suit action or proceedings at law or in equity to compel a receiver nor shall any receiver ever be authorized or any court be empowered to direct the receiver to sell assign mortgage or otherwise dispose of any assets of whatever kind or character belonging to the Authority

Section 7 Governing Body A The powers of each Authority shall be exercised by a governing body (herein called the "Board") composed as follows

(a) If the Authority is incorporated by one municipality the board shall consist of five members each of whom shall be a citizen of such municipality the governing body of such municipality shall appoint the members of the board one of whom shall serve for one year one for two years one for three years one for four years and one for five years from the January first next succeeding the date of incorporation Thereafter the said governing body shall at a meeting held not later than one month prior to January first in each year in which a vacancy occurs appoint as a member of the board a citizen of the municipality for which the Authority is created for a term of five years to succeed the member whose term expires on the January first next succeeding

(b) If the Authority is incorporated by two or more municipalities the board shall consist of a number of

members at least equal to the number of municipalities incorporating the Authority but in no event less than five When one or more additional municipalities join an existing Authority each of such joining municipalities shall have one member on the board The first of such members shall be appointed immediately upon the admission of the municipality into the Authority for a full term of years equal to that fixed for the other members of the board

The members of the board shall be appointed their terms staggered and vacancies filled and where the number of municipalities joining is less than five shall be apportioned in such manner as the articles of incorporation shall provide No member shall be appointed for a term longer than five years

B Members shall hold office until their successors have been appointed and may succeed themselves and shall receive such salaries as may be determined by the governing body or bodies of the municipality or municipalities but none of such salaries shall be increased or diminished by such governing body or bodies during the term for which the member receiving the same shall have been appointed A member may be removed for cause by the court of quarter sessions of the county in which the Authority is located after having been provided with a copy of the charges against him for at least ten days and full hearing by the court If a vacancy shall occur by reason of the death disqualification resignation or removal of a member the municipal authorities shall appoint a successor to fill his unexpired term In joint Authorities such vacancies shall be filled by the municipal Authorities of the municipality in the representation of which the vacancy occurs Whenever any municipality shall withdraw from a joint Authority the term of any member or members appointed from such municipality shall immediately terminate

C A majority of the members shall constitute a quorum of the board for the purpose of organizing the Authority and conducting the business thereof and for all other purposes and all action may be taken by vote of a majority of the members present unless in any case the by-laws shall require a larger number The board shall have full authority to manage the properties and business of the Authority and to prescribe amend and repeal by-laws rules and regulations governing the manner in which the business of the Authority may be conducted and the powers granted to it may be exercised and embodied The board shall fix and determine the number of officers agents and employes of the Authority and their respective compensation and duties and may delegate to one or more of their number or to one or more of said officers agents or employes such powers and duties as it may deem proper

Section 8 Moneys of the Authority All moneys of any Authority from whatever source derived shall be paid to the treasurer of the Authority Said moneys shall be deposited in the first instance by the treasurer in one or more banks or trust companies in one or more special accounts and each of such special accounts to the extent the same is not insured shall be continuously secured by a pledge of direct obligations of the United States of America of the Commonwealth or of the municipality or municipalities creating the Authority having an aggregate market value exclusive of accrued interest at all times at least equal to the balance on deposit in such account Such securities shall either be deposited with the treasurer or be held by a trustee or agent satisfactory to the Authority All banks and trust companies are authorized to give such security for such deposits The moneys in said accounts shall be paid out on the warrant or other order of the chairman of the Authority or of such other person or persons as the Authority may authorize to execute such warrants or orders Every Authority shall have at least an annual examination of its books accounts and records by a certified public accountant A copy of such audit shall be delivered to the municipality or municipalities creating the Authority A concise financial statement shall be published annually at least once in a newspaper of general circulation in the municipality where the principal office of the Authority is located If such publication is not made by the Authority the muncipality or municipalities shall publish such statement at the expense of the Authority If the Authority fails to make such an audit then the controller auditors or accountant designated by the municipality or municipalities are hereby authorized and empowered from time to time to examine at the expense of the Authority the accounts and books of the Authority including its receipts disbursements contracts leases sinking funds investments and any other matters relating to its finances operation and affairs

The Attorney General of the Commonwealth of Pennsylvania shall have the right to examine the books accounts and records of any Authority

Section 9 Transfer of Existing Facilities to Authority A Any municipality or owner may and they are hereby authorized to sell lease lend grant or convey to any Authority any project or any part or parts thereof or any interest in real or personal property which may be used by the Authority in the construction improvement maintenance or operation of any project Any municipality is also authorized to transfer assign and set over to any Authority any contracts which may have been awarded by said municipality for the construction of projects not begun or if begun not completed The territory being served by any project or the territory within which such project is authorized to render service at the time of the acquisition of such project by an Authority shall constitute the area in which such Authority shall be authorized to render service

B No Authority shall acquire by any device or means whatsoever including a consolidation merger purchase or lease or through the purchase of stock bonds or other securities the title to or the possession or use of all or any substantial portion of any project as defined in this act which said project is subject to the jurisdiction of the Pennsylvania Public Utility Commission without the approval of the commission evidenced by its certificate of public convenience first had and obtained in accordance with ths procedure and investigations as to value as outlined in section two hundred three of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) known as the "Public Utility Law" The Commission shall also consider the earning power of the project in deciding the value thereof The word "acquire" as used in this paragraph shall include only the acquisition of existing facilities

The Authority shall first report to and advise the municipality or municipalities by which it was created of the agreement to acquire including all its terms and conditions

The proposed action of the Authority and the proposed agreement to acquire shall be approved by the governing body of the municipality or municipalities which created or which are members of the Authority and to which the report is made Where there are one or two members municipalities of the Authority such approval shall be by two-thirds vote of all of the members of the governing body or of each of the governing bodies If there are more than two member municipalities of the Authority approval shall be by majority vote of all the members of each governing body of two-thirds of the member municipalities

C This section without reference to any other law shall be deemed complete for the acquisition by agreement of projects as defined in this act located wholly within or partially without the municipality or municipalities causing such Authority to be incorporated any provisions of other laws to the contrary notwithstanding and no proceedings or other action shall be required except as herein prescribed

Section 10 Competition in Award of Contracts A All construction reconstruction repairs or work of any nature made by any Authority where the entire cost value or amount of such construction reconstruction repairs or

work including labor and materials shall exceed five hundred dollars ($500.00) except construction reconstruction repairs or work done by employes of said Authority or by labor supplied under agreement with any federal or state agency with supplies and materials purchased as hereinafter provided shall be done only under contract or contracts to be entered into by the Authority with the lowest responsible bidder upon proper terms after due public notice has been given asking for competitive bids as hereinafter provided No contract shall be entered into for construction or improvement or repair of any project or portion thereof unless the contractor shall give an undertaking with a sufficient surety or sureties approved by the Authority and in an amount fixed by the Authority for the faithful performance of the contract All such contracts shall provide among other things that the person or corporation entering into such contract with the Authority will pay for all materials furnished and services rendered for the performance of the contract and that any person or corporation furnishing such materials or rendering such services may maintain an action to recover for the same against the obligor in the undertaking as though such person or corporation was named therein provided the action is brought within one year after the time the cause of action accrued Nothing in this section shall be construed to limit the power of the Authority to construct repair or improve any project or portion thereof or any addition betterment or extension thereto directly by the officers agents and employes of the Authority or otherwise than by contract

B All supplies and materials costing five hundred dollars ($500.00) or more shall be purchased only after due advertisement as hereinafter provided Authority shall accept the lowest bid or bids kind quality and material being equal but the Authority shall have the right to reject any or all bids or select a single item from any bid The provisions as to bidding shall not apply to the purchase of patented and manufactured products offered for sale in a noncompetitive market or solely by a manufacturer's authorized dealer

C The terms advertisement or due public notice whereever used in this section shall mean a notice published at least ten (10) days before the award of any contract in a newspaper of general circulation published in the municipality where the authority has its principal office and if no newspaper is published therein then by publication in a newspaper in the County where the Authority has its principal office Provided That such notice may be waived where the Authority determines an emergency exists and such supplies and materials must be immediately purchased by the said Authority

D No member of the Authority or officer or employe thereof shall either directly or indirectly be a party to or be in any manner interested in any contract or agreement with the Authority for any matter cause or thing whatsoever by reason whereof any liability or indebtedness shall in any way be created against such Authority If any contract or agreement shall be made in violation of the provisions of this section the same shall be null and void and no action shall be maintained thereon against such Authority

E Subject to the aforesaid any Authority may (but without intending by this provision to limit any powers of such Authority) enter into and carry out such contracts or establish or comply with such rules and regulations concerning labor and materials and other related matters in connection with any project or portion thereof as the Authority may deem desirable or as may be requested by any Federal agency that may assist in the financing of such project or any part thereof Provided however That the provisions of this section shall not apply to any case in which the Authority has taken over by transfer or assignment any contract authorized to be assigned to it under the provisions of section nine of this act nor to any contract in connection with the construction of any project which the Authority may have had transferred to it by any person or private corporation

Section 11 Acquisition of Lands Water and Water Rights The Authority shall have the power to acquire by purchase or eminent domain proceedings either the fee or such right title interest or easement in such lands water and water rights as the Authority may deem necessary for any of the purposes mentioned in this act Provided however That water and water rights may not be acquired unless and until approval is obtained from the Water and Power Resources Board in accordance with the law in such cases made and provided And provided further That no property devoted to a public use nor any property of a public service company property used for burial purposes places of public worship shall be taken under the right of eminent domain The right of eminent domain shall be exercised by the Authority in the manner provided by law for the exercise of such right by municipalities of the same class as the municipality by which such Authority was organized

In the case of a joint Authority eminent domain shall be exercised by the Authority in the same manner as is provided by law for the exercise of such right by municipalities of the same class as the municipality in which the right of eminent domain is to be exercised The right of eminent domain herein conferred by this section may be exercised either within or without the municipality or municipalities

Section 12 Use of Projects The use of the facilities of the Authority and the operation of its business shall be subject to the rules and regulations from time to time adopted by the Authority Provided however That the Authority shall not be authorized to do anything which will impair the security of the holders of the obligations of the Authority or violate any agreements with them or for their benefit

Section 13 Limitation of Powers The Commonwealth does hereby pledge to and agree with any person firm or corporation or Federal agency subscribing to or acquiring the bonds to be issued by the authority for the construction extension improvement or enlargement of any project or part thereof that the Commonwealth will not limit or alter the rights hereby vested in the Authority until all bonds at any time issued together with the interest thereon are fully met and discharged The Commonwealth of Pennsylvania does further pledge to and agree with the United States and any other federal agency that in the event that any Federal agency shall construct or contribute any funds for the construction extension improvement or enlargement of any project or any portion thereof the Commonwealth will not alter or limit the rights and powers of the Authority in any manner which would be inconsistent with the continued maintenance and operation of the project or the improvement thereof or which would be inconsistent with the due performance of any agreements between the Authority and any such federal agency and the Authority shall continue to have and may exercise all powers herein granted so long as the same shall be necessary or desirable for the carrying out of the purposes of this act and the purposes of the United States in the construction or improvement or enlargement of the project or such portion thereof

Section 14 Termination of Authority When any Authority shall have finally paid and discharged all bonds which together with the interest due thereon shall have been secured by a pledge of any of the revenues or receipts of a project it may (subject to any agreements concerning the operation or disposition of such project) convey such project to the municipality or municipalities creating the Authority When any Authority shall have finally paid and discharged all bonds issued and outstanding and the interest due thereon and settled all other claims which may be outstanding against it it may convey all its property to the municipality or municipalities and terminate its existence A certificate requesting the termination of the existence of the Authority shall be filed in the office of the Secretary of the Commonwealth If the certificate is approved by the municipality or municipalities creating the Authority by its ordinance or ordinances the said secretary shall note the termination of existence on the record of incorporation and return the certificate with his approval shown thereon to

the board which shall cause the same to be recorded in the office of the recorder of deeds of the county Thereupon the property of said Authority shall pass to the municipality or municipalities and the Authority shall cease to exist

Section 15 Exemption from Taxation The effectuation of the authorized purposes of authorities created under this act shall and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania for the increase of their commerce and prosperity and for the improvement of their health and living conditions and since such authorities will be performing essential governmental functions in effectuating such purposes such authorities shall not be required to pay any taxes or assessments upon any property acquired or used by them for such purposes and the bonds issued by any Authority their transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation within the Commonwealth of Pennsylvania

Section 16 Authorities Formed Under Other Acts Any Authority heretofore or hereafter created or organized under the provisions of an act approved December twenty-seven one thousand nine hundred thirty-three (P. L. 114) entitled "An act providing for the creation of public 'Authorities' in counties of the second class authorizing such 'Authorities' to enter into agreements with the Government of the United States particularly as they relate to the National Industrial Recovery Act and any amendment and supplements thereto the Commonwealth of Pennsylvania and political subdivisions and municipalities thereof and with others defining and providing for the organization and dissolution of such 'Authorities' conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions upon which such 'Authorities' may exercise their powers endowing such 'Authorities' with the right of eminent domain and with the power to finance projects by the issuance and sale of bonds authorizing such 'Authorities' to make and receive appropriations repealing certain acts and parts of acts inconsistent herewith and for other purposes" shall have and may exercise in addition to any rights powers or purposes granted or conferred by such act or any amendment thereto all the rights and powers granted to Authorities created under this act and the purposes specified in section four of this act shall be included within the purposes of any Authority created or organized under the provisions of the aforesaid act and the rights powers and purposes herein described and conferred upon Authorities shall be cumulative with and not in limitation of the rights powers and purposes granted to or conferred upon such Authorities by any other act

Section 17 Constitutional Construction The provisions of this act shall be severable and if any of the provisions thereof shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 18 If a project shall have been established under this act by a board appointed by a municipality or municipalities which project is of a character which the municipality or municipalities have power to establish maintain or operate and such municipality or municipalities desire to acquire the same it or they may by appropriate resolution or ordinance adopted by the proper Authorities signify its or their desire to do so and thereupon the Authorities shall convey by appropriate instrument said project to such municipality or municipalities upon the assumption by the latter of all the obligations incurred by the Authorities with respect to that project

Section 19 This act shall apply to all Authorities now existing that were incorporated under the provisions of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 463) known as the "Municipality Authorities Act of one thousand nine hundred and thirty-five" and to those hereafter incorporated under the provisions of this act The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments The repeal by this act of any act of Assembly shall not affect the existence of any Authority heretofore incorporated The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit pending or to be instituted to enforce any right or penalty under the authority of such repealed laws All rules and regulations made pursuant to any act of Assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed

Section 20 The act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 463) entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities counties and townships defining the same prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and for other purposes" and its amendments are hereby repealed absolutely

Section 21 This act shal become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Andrews,	Fullerton,	Lyons,	Reidenbach,
Baker,	Gaffney,	Madden,	Reilly,
Barrett,	Gallagher,	Madigan,	Reynolds,
Barton,	Gardner,	Mahany,	Riley,
Baumunk,	Gatchey,	Matthews,	Robertson,
Bentley,	Gibson,	McAtee,	Root,
Bentzel,	Goodling,	McChester,	Rower,
Benawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McKinney,	Salus,
Boorse,	Green,	McLanahan,	Scanlon,
Boory,	Greenwood,	McMillen,	Schuster,
Bower,	Greer,	McNair,	Serrill,
Broujeto,	Guthrie,	McNally,	Shaffer,
Bvaleah,	Gwyer,	Mihm,	Shoemaker,
Brice,	Haberlen,	Mikula,	Steele,
Brothers,	Hall,	Miller,	Sloan,
Brown,	Hamilton,	Milliken,	Smith,
Brunner C. H.,	Hare,	Mills,	Snider,
Brunner P. A.,	Haudenshield,	Modell,	Snyder,
Burns	Heatherington,	Mooney,	Sollenberger,
Cadwalader,	Helm,	Moore, C. E.,	Sorg,
Cohen,	Hennihan,	Moore, W. J.,	Stank,
Coleman,	Herman,	Moran,	Stockham,
Cook,	Hersch,	Moser,	Stuart,
Cooper,	Hewitt	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tate,
Costa,	Hoopes,	Murray, P. G.,	Tittle,
Coulson,	Howells,	Myhan,	Trent,
Coyle,	Hunter, J.	Nagel,	Trout,
Cullen,	Huntley,	Nelson,	Turbett,
Dague,	James,	O'Brien,	Turner,
Dalrymple,	Jones,	O'Connor,	Varallo,
Dennison,	Kennedy,	O'Dare,	Verona,
Depuy,	Kirley,	O'Donnell,	Wachhaus,
Dillon,	Kline,	O'Neill,	Wagner,
Dix,	Kolankiewicz,	Owens,	Waterhouse,
Dougherty,	Komorofski,	Pentrack,	Watkins,
Duffy,	Krise,	Petrosky,	Weiss,
Dye,	Kurtz,	Pettigrew,	Welsh,
Elder,	Lane,	Pickens,	Wescott,
Elish,	Laughner,	Polaski,	White,
Ewing,	Lee,	Polen,	Wood, L. H.,

Finnerty,	Leisey,	Powers,	Wood, N.,
Flack,	Leonard,	Propert,	Worley,
Fleming,	Levy,	Readinger,	Wright,
Foor,	Lichtenwalter,	Reagan,	Yeakel,
Fox,	Longo,	Reese, D. P.,	Yester,
Freed,	Lopez,	Reese, R. E.,	Fiss,
Frost,	Lovett,	Regan,	Speaker.

NAYS—1

Stonier,

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 197, as follows:

An Act to further amend section five hundred nine of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 998) entitled "An act for the prevention and treatment of mental diseases mental defect epilepsy and inebriety regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics governing the transfer discharge interstate rendition and deportation of mental patients providing for the payment by individuals counties or the Commonwealth of the cost of the admission care and discharge of mental patients and imposing penalties" providing for pro rating claims of the Commonwealth and of political subdivisions against estates of mental patients and requiring the Commonwealth to reimburse political subdivisions for moneys heretofore collected

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred nine of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 998) entitled "An act for the prevention and treatment of mental diseases mental defect epilepsy and inebriety regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics governing the transfer discharge interstate rendition and deportation of mental patients providing for the payment by individuals counties or the Commonwealth of the cost of the admission care and discharge of mental patients and imposing penalties" as last amended by the act approved the eleventh day of October one thousand nine hundred thirty-eight (P. L. 63) is hereby further amended to read as follows

Section 509 All moneys [whatsoever] due the Commonwealth from the estate of a mental patient or the persons liable under existing laws for such patient's support for the care and maintenance including clothing of such patient in a mental hospital owned and operated by the Commonwealth shall be collected by the Department of Revenue as collection agency for such institution and shall be promptly transmitted by the Department of Revenue to the State Treasurer For amounts due the Commonwealth from the counties under existing laws for the care and maintenance including clothing of the criminal insane in a mental hospital owned and operated by the Commonwealth the Department of Revenue shall promptly after the last day of each calendar month transmit to the county commissioners of the several counties a certified account of the expenses of the care and maintenance including clothing of insane prisoners for such calendar month together with an order payable to the Department of Revenue drawn on the county commissioners of the county who shall accept and promptly pay same to the Department of Revenue

Where there is a claim against the estate of any such mental patient both on behalf of the Commonwealth and on behalf of any county city ward borough township institution district or other political subdivision and there is not sufficient in the estate to pay the claim in full the same shall be paid pro rata to the Commonwealth and the county city ward borough township institution district or other political subdivision in the proportion of the amount of maintenance legally recoverable by each

Section 2 Whenever the Department of Revenue under the provisions of the act to which this is an amendment shall have heretofore collected any money from the estate of any mental patient against which any county city ward borough township institution district or other political subdivision also had a claim and such political subdivision has not received its pro rata share of such money the Commonwealth shall before the first day of September one thousand nine hundred forty-five pay to each such political subdivision an amount equal to its pro rata share of such moneys or the balance thereof which has not heretofore been paid

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Andrews,	Fullerton,	Lyons,	Reidenbach,
Baker,	Gaffney,	Madden,	Reilly,
Barrett,	Gallagher,	Madigan,	Reynolds,
Barton,	Gardner,	Mahany,	Riley,
Baumunk,	Getchey,	Matthews,	Robertson,
Bentley,	Gibson,	McAtee,	Root,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McKinney,	Salus,
Boorse,	Green,	McLanahan,	Scanlon,
Boory,	Greenwood,	McMillen,	Schuster,
Bower,	Greer,	McNair,	Serrill,
Brancato,	Guthrie,	McNally,	Shaffer,
Breisch,	Gyger,	Mihm,	Shoemaker,
Brice,	Haberlen,	Mikula,	Skale,
Brothers,	Hall,	Miller,	Sloan,
Brown,	Hamilton,	Milliken,	Smith,
Brunner, C. H.,	Hare,	Mills,	Snider,
Brunner, P. A.,	Haudenshield,	Modell,	Snyder,
Burns,	Heatherington,	Mooney,	Sollenberger,
Cadwalader,	Helm,	Moore, C. E.,	Sorg,
Cohen,	Hennihan,	Moore, W. J.,	Stank,
Coleman,	Herman,	Moran,	Stockham,
Cook,	Hersch,	Moser,	Stonier,
Cooper,	Hewitt,	Munley,	Stuart,
Corrigan,	Hoggard,	Murray, M. L.,	Swope,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Myhan,	Tittle,
Coyle,	Hunter,	Nagel,	Trent,
Cullen,	Huntley,	Nelson,	Trout,
Dague,	James,	O'Brien,	Turbett,
Dalrymple,	Jones,	O'Connor,	Turner,
Dennison,	Kennedy,	O'Dare,	Varallo,
Depuy,	Kirley,	O'Donnell,	Verona,
Dillon,	Kline,	O'Neill,	Wachhaus,
Dix,	Kolankiewicz,	Owens,	Wagner,
Dougherty,	Komorofski,	Pentrack,	Waterhouse,
Duffy,	Krise,	Petrosky,	Watkins,
Dye,	Kurtz,	Pettigrew,	Weiss,
Elder,	Lane,	Pickens,	Welsh,
Elish,	Laughner,	Polaski,	Wescott,
Ewing,	Lee,	Polen,	White,
Finnerty,	Leisey,	Powers,	Wood, L. H.,

Flack,	Leonard,	Propert,	Wood, N.,
Fleming,	Levy,	Readinger,	Worley,
Foor,	Lichtenwalter,	Reagan,	Wright,
Fox,	Longo,	Reese, D. P.,	Yeakel,
Freed,	Lopez,	Reese, R. E.,	Yester,
Frost,	Lovett,	Regan,	Fiss,

Speaker.

NAYS—0

NOT VOTING—5

Hoffman,	McDowell,	Tahl,	Trachtman,
Loftus,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL NOT ON FILE

The SPEAKER. House Bill No. 847, Printer's No. 608, is not on file and will be passed over.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 568, as follows:

An Act to add section 1209.1 to and to repeal subsections 1 2 3 4 5 6 7 7A 8 9 and 10 and paragraph (a) of subsection 19 of section 1210 and to further amend section 1436 of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts county superintendents assistant county superintendents and district superintendents and providing for reimbursement by the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding between sections one thousand two hundred nine and one thousand two hundred ten thereof a new section to read as follows

Section 1209.1 The minimum salaries of all professional employees hereinafter enumerated in the public schools of the Commonwealth except as otherwise provided by the act to which this is an amendment shall be paid by the several classes of districts in which such persons are employed and by the Commonwealth in accordance with the following schedules

1 Districts of the first class Elementary teachers minimum annual salary one thousand four hundred dollars ($1,400) minimum annual increment one hundred dollars ($100) minimum number of increments fourteen (14) assistant high school teachers minimum annual salary one thousand five hundred dollars ($1,500) minimum annual increment one hundred dollars ($100) minimum number of increments three (3) junior high school teachers and city normal school training teachers minimum annual salary one thousand eight hundred dollars ($1,800) minimum annual increment one hundred twenty-five dollars ($125) minimum number of increments eight (8) and four (4) additional annual increments of one hundred dollars ($100) each or minimum annual salary eighteen hundred dollars ($1,800) minimum annual increment one hundred seventy-five ($175) minimum number of increments six (6) and four (4) additional annual increments of one hundred dollars ($100) each high school teachers vocational school teachers and city normal school teachers minimum annual salary one thousand eight hundred dollars ($1,800) minimum annual increment one hundred seventy-five dollars ($175) minimum number of increments eight (8) and four (4) additional annual increments of one hundred dollars ($100) each special class teachers minimum annual salary one thousand seven hundred dollars ($1,700) minimum annual increment one hundred dollars ($100) minimum number of increments fourteen (14) supervisors two thousand six hundred dollars ($2,600) minimum annual increment two hundred dollars ($200) minimum number of increments seven (7) department heads four thousand dollars ($4,000) minimum annual increment one hundred dollars ($100) minimum number of increments five (5) elementary principals three thousand dollars ($3,000) minimum annual increment two hundred fifty dollars ($250) minimum number of increments seven (7) all other principals except as herein otherwise provided four thousand two hundred fifty dollars ($4,250) minimum annual increment two hundred fifty dollars ($250) minimum number of increment six (6) vice-principals or special assistants to principals four thousand one hundred dollars ($4,100) minimum annual increment one hundred dollars ($100) minimum number of increments five (5) All teachers now holding valid licenses to teach in districts of the first class shall be deemed to have the minimum qualifications required by this act

2 Districts of the second third and fourth class All professional employees hereinafter enumerated who hold a Bachelor's Degree from an accredited college or university shall be entitled to the following minimum annual salary Teachers one thousand four hundred dollars ($1400) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8) provided however that in school districts of the second class elementary teachers shall be entitled to two additional minimum annual increments of one hundred dollars ($100) each and high school teachers shall be entitled to four additional minimum annual increments of one hundred dollars ($100) each principals having less than thirteen (13) teachers under their supervision two thousand two hundred dollars ($2200) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8) principals having not less than thirteen (13) nor more than twenty-five (25) teachers under their supervision two thousand four hundred dollars ($2400) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8) principals having not less than twenty-six (26) nor more than fifty (50) teachers under their supervision two thousand eight hundred dollars ($2800) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8) principals having more than fifty (50) teachers under their supervision three thousand four hundred dollars ($3400) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8) supervising principals having less than thirteen (13) teachers under their supervision two thousand four hundred dollars ($2400) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8) supervising principals having not less than thirteen (13) nor more than twenty-five (25) teachers under their supervision two thousand six hundred dollars ($2600) minimum annual increment one hundred dollars ($100) minimum number

of increments eight (8) supervising principals having not less than twenty-six (26) nor more than fifty (50) teachers under their supervision three thousand dollars ($3000) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8) supervising principals having more than fifty (50) teachers under their supervision three thousand six hundred dollars ($3600) minimum annual increment one hundred dollars ($100) minimum number of increments eight (8)

Provided however that all employees in school districts of the second third and fourth class hereinbefore enumerated who do not hold a Bachelor's Degree from an accrediated college or university shall be entitled to a minimum annual salary of two hundred dollars ($200) less than that hereinbefore provided but shall be entitled to the minimum annual increments in the number and amount as hereinbefore provided

3 All professional employees in all school districts of this Commonwealth hereinbefore referred to who hold a Master's Degree and who have completed five (5) years of satisfactory service in public schools shall be entitled to two (2) increments of one hundred dollars ($100) in addition to the minimum salary and increments hereinbefore provided The first of said annual increments of one hundred dollars ($100) each to the holders of a Master's Degree shall be payable during the first school term or year immediately following the acquisition of said degree or the completion of the five (5) years of satisfactory service whichever shall be the last earned

4 All professional employees who at the date of the enactment of this act are receiving a compensation from any school district equivalent to or in excess of the minimum prescribed in this act shall be placed on the schedule provided for in this act at the increment next above the compensation paid at the effective date of this act The term compensation as herein used shall include the salary and increments required to be paid under the provisions of section one thousand two hundred ten of this act prior to enactment of this amendment any temporary increase required to be paid under the provisions of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 786) and any additional salary provided for by any school district whether or not such additional salary is temporary

5 The term teacher as used in this act shall include all professional employees who devote fifty percent (50%) of their time or more to teaching or other direct educational activities such as classroom teachers demonstration teachers museum teachers counselors librarians school nurses dental hygientists home and school visitors and other similar professional employees certificated in accordance with the qualifications established by the State Council of Education

The term Bachelor's Degree as used in this act shall mean a Bachelor's Degree from a properly accredited college or university approved by the State Council of Education Teachers of industrial arts in the senior and junior high schools and teachers of industrial subjects in the vocational schools who have had six (6) years of trade experience and shall be the holders of twenty-four (24) credits under the provisions of the Act of Congress approved the twenty-third day of February one thousand nine hundred seventeen entitled "An act to provide for the promotion of vocational education to provide for cooperation with the States in the promotion of such education in agriculture and the trades and industry to provide for cooperation with the States in the preparation of teachers of vocational subjects and to appropriate money and regulate its expeditures" shall be considered as the holders of a Bachelor's Degree

6 County Superintendents All county superintendents shall be entitled to the following minimum annual salary In counties of a population of less than forty-five thousand (45,000) a minimum annual salary of four thousand dollars ($4000) in counties in which the population is forty-five thousand (45,000) and less than one hundred fifty thousand (150,000) a minimum annual salary of four thousand five hundred dollars ($4500) in counties in which the population is one hundred fifty thousand (150,000) or more a minimum annual salary of five thousand dollars ($5000)

7 Assistant County Superintendents Assistant county superintendents in all counties shall receive a minimum annual salary of three thousand five hundred ($3500)

8 County Supervisors of Special Education County supervisors of special education in all counties of the Commonwealth shall receive a minimum annual salary of three thousand five hundred dollars ($3500)

9 District Superintendents District superintendents in districts having a population of less than thirty thousand (30,000) shall receive a minimum annual salary of four thousand dollars ($4000) district suerintendents in all districts having a population of thirty thousand (30,000) or more shall receive a minimum annual salary of five thousand five hundred dollars ($5500)

10 The foregoing schedules prescribe a minimum salary in each instance and where an increment is prescribed it is also a minimum It is within the power of the boards of education boards of public school directors or county conventions of school directors as the case may be to increase for any person or group of persons included in this schedule the initial salary or the amount of an increment or the number of increments

Nothing contained in this act shall be construed to interfere with or discontinue any salary schedule now in force in any school district provided such schedule shall meet the requirements of this section nor to prevent the adoption of any salary schedule in conformity with the provisions of this act

11 The increments herein provided for are applicable only where the beneficiaries thereof remain in the service of the same school district Where such teachers enter a new district they shall enter at a point in the schedule to be agreed upon between said teachers and the employing districts which agreement shall be made a part of the contract between them

12 Reimbursement by the Commonwealth In order that a foundation or minimum program of education may be maintained in each school district of the Commonwealth an Equalization Fund is hereby created to be maintained by appropriations made thereto by the General Assembly for each fiscal biennium from which fund reimbursement on account of the maintenance of the foundation or minimum program is to be paid to school districts

The Equalization Fund for each fiscal biennium shall be sufficient so that appropriations from said Fund may be made annually to each school district for each reimbursement unit representing the difference between the income from a levy of five (5) mills upon the true value of all taxable real property assessed for school purposes as now provided by law in each school district and a sum of one thousand eight hundred dollars ($1800) for the school years one thousand nine hundred forty-five one thousand nine hundred forty-six and one thousand nine hundred forty-six one thousand nine hundred forty-seven two thousand dollars ($2000) for the school years one thousand nine hundred forty-seven one thousand nine hundred forty-eight and one thousand nine hundred forty-eight one thousand nine hundred forty-nine two thousand two hundred dollars ($2200) for the school years one thousand nine hundred forty-nine one thousand nine hundred fifty and one thousand nine hundred fifty one thousand nine hundred fifty-one and two thousand four hundred dollars ($2400) for each school year thereafter

Provided however that no district shall receive as an appropriation from said fund less than seven hundred dollars ($700) annually for each reimbursement unit

In ascertaining the number of reimbursement units in a school district in order to compute the amount of aid from the Equalization Fund of the average daily membership of the pupils on the first day of October of each year each twenty-five (25) pupils together with any re-

maining major fraction thereof shall be considered as constituting a reimbursement unit

Provided however that no district shall be considered as having more reimbursement units than the number of teachers supervisors principals and all other full time members of the teaching and supervisory staff in said district and if the number of such employees actually is less than the number of reimbursement units in the district reimbursement by the Commonwealth from the Equalization Fund shall be made on the basis of the actual number of such employees

Provided however That all one room schools maintained in accordance with the provisions of the Act to which this act is an amendment shall be considered as constituting a reimbursement unit regardless of the number of pupils enrolled in any such school and for the purpose of reimbursement under the provisions of this act the number of pupils enrolled in such one room schools and the number of teachers employed in any such one room schools shall not be considered in computing the number of reimbursement units in any school district other than as provided in this paragraph

13 The true value of all taxable real property in each school district shall be determined by the State Council of Education or such other agency that may hereafter be authorized by law on data and material submitted by the officers of such district in the annual report to the Superintendent of Public Instruction if such data and material after investigation by the State Council of Education be found correct otherwise upon such data and material as modified corrected and approved by said State Council of Education The true valuation of all taxable real property in each school district for the two fiscal years beginning on the first day of June one thousand nine hundred forty-five and ending on the thirty-first day of May one thousand nine hundred forty-seven shall be determined during the month of October one thousand nine hundred forty-five and in the month of October of the first year of each biennium thereafter The State Council of Education is hereby given full power and authority to make such investigation to take such action and to institute such proceedings as may be necessary to determine any questions that may be raised in the determination and adjustof the aforesaid true valuation for the purposes of this act and the decision which such Council reaches on such questions shall be final and conclusive but shall not affect any assessment that may be levied by any taxing authority for local tax purposes

On the first day of November of each year each school district shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing the true valuation of all taxable real estate in each school district Such certificate shall be in addition to and not in lieu of any certificate now required to be filed by law Reimbursement required to be paid under the provisions of this act shall be paid at the times now provided by law During the school year one thousand nine hundred forty-five one thousand nine hundred forty-six since under the provisions of this act the amount due each school district cannot be immediately ascertained the Superintendent of Public Intruction shall estimate the amount of reimbursement due each school district and pay such estimated amount The Superintendent of Public Instruction shall definitely ascertain the amount due each school district under the provisions of this act during said year and make an adjustment of reimbursement either by adding to a subsequent reimbursement payment by the Commonwealth or a deduction therefrom

In ascertaining the amount of reimbursement due each school district for the school year one thousand nine hundred forty-six one thousand nine hundred forty-seven the true value of all taxable real property the number of reimbursement units and all other information necessary shall be determined by the Superintendent of Public Instruction upon information filed with him by each school district during the school year one thousand nine hundred forty-five one thousand nine hundred forty-six and in like manner for each succeeding year

Provided however that each school district shall receive on account of reimbursement for salaries paid teachers and members of the supervisory staffs for the biennium one thousand nine hundred forty-five one thousand nine hundred forty-seven not less than the amount received by said districts during the biennium one thousand nine hundred forty-three one thousand nine hundred forty-five including the amounts paid said districts under the provisions of the Act approved the twenty-eighth day of May one thousand nine hundred forty-three (P L. 786)

Section 2 The provisions of subsections one two three four five six seven seven-A eight nine and ten four five six seven seven-A eight nine ten and eleven and paragraph (a) of subsection nineteen of section one thousand two hundred ten of said act are hereby repealed

Section 3 The provisions of this act are severable and and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 4 The provisions of this act shall become effective immediately upon its final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LICHTENWALTER. Mr. Speaker, I should like to interrogate the gentleman from Somerset, Mr. Hare.

The SPEAKER. Will the gentleman from Somerset permit himself to be interrogated?

Mr. HARE. I shall, Mr. Speaker.

Mr. LICHTENWALTER. Mr. Speaker I would like to inquire of the gentleman from Somerset, Mr. Hare the increased cost that would be involved with the passage of House Bill 568, increase in cost to the Commonwealth over and above the present appropriation recommended by the Governor of one hundred and three million dollars for subsidies to the schools of Pennsylvania.

Mr. HARE. Mr. Speaker, answering the gentleman from Lehigh, Mr. Lichtenwalter, as near as I can compute the cost on the present pupil load of 1,550,000 the next biennium under House Bill 568 would involve an additional outlay of about $32.000,000. In the second biennium, 1947 to 1949 it would involve an outlay over the thirty-two million dollars or sixteen million dollars additional to cover the additional cost. In the 1949 to to 1951 biennium, again the cost of the increase for the additional subsidies to the local districts would involve an additional sum of eighteen million dollars over and above the total of the two previous bienniums. In the fourth biennium in 1951 to 1953 it would involve an additional outlay of twenty million dollars or an increased total in 1951 to 1953 of eighty-six million dollars.

Mr. LICHTENWALTER. Mr. Speaker, do I understand that the additional cost over the one hundred three million dollars provided in the Governor's budget would be eighty-six million dollars, and that would also be dependent upon the present pupil population remaining the same? I mean that may fluctuate again according to the pupil population.

Mr. HARE. That is right, because the total cost would

be dependent upon whether the present pupil population goes upwards or downwards, dependent on its strength.

Mr. LICHTENWALTER. Mr. Speaker, in the gentleman's opinion—and I respect that opinion as far as these educational bills are concerned—in the gentleman's opinion would it be at all possible to carry the financial burden placed upon the Commonwealth in House Bill 568 without some additional taxes, at least in the next session of the Legislature of Pennsylvania, being enacted?

Mr. HARE. Mr. Speaker, with the present appropriation which entails the so-called post war program, taking all those things into consideration, I feel as an individual—I do not speak for the committee, that by the biennium of 1947 to 1949 the Legislature will be faced with the problem of finding finances.

Mr. LICHTENWALTER. Mr. Speaker, I just wish to point out to the Members of the House that I am certainly in accord with an equalization program and shall vote for this bill. I thought that the record should be clear, and I knew that in interrogating the gentleman from Somerset we might throw some light on the record as to the increase in cost that this bill places on the Commonwealth.

As I stated, I am for an equalization bill in teacher's salaries and subsidies and an overall equalization program for public education in Pennsylvania that will give equal opportunity to every child in Pennsylvania, but I do feel that we should point out and clear up any confusion in the minds of any of the Members in this House of Representatives, that this will mean additional revenue in the subsequent years at which the Legislature of Pennsylvania will meet, and those men and women who are anxious to return to the House should now realize that they are going to be faced with the problem of additional taxes, probably a tax on a broad base earmarked for education in Pennsylvania in order to carry the expanded program of education, which I feel most every one of us is desirous to see enacted, and feel satisfied that the Commonwealth should share a greater burden of the financial cost of public education in the State.

I would also like to point out, Mr. Speaker, at least to the Members on the minority side of the House, I believe with the exception of one, that it is very easy to come in and say "We are for a program which appropriates so many more additional millions in this biennium", and according to the statement of the gentleman from Somerset, Mr. Hare, at the time of the full fruition of this program in 1951 there would be an increase of eighty-six million dollars over the present increased school budget program of one hundred three million dollars, an increase in the past four years of close to thirty million dollars, and which is forty-seven or forty-eight million dollars greater than the amount appropriated during the last biennium of the Earle Administration, which is not so many years ago.

I say this that we may be faced with the fact that the minority, with the exception of this one Member, who said "Yes, I can go along with an expanded program for education costing millions of dollars, but I will refuse to vote for tax measures to even carry on the normal services of the Commonwealth of Pennsylvania."

Mr. ANDREWS. Mr. Speaker, there seems to be in some quarters some misapprehension as to the ability of the Commonwealth to finance House Bill 568 during the next biennium out of current revenue.

We are informed by way of the morning papers that the executive budget, now an admittedly elastic budget, has stretched to the extent of an unexpected twenty million dollars. I say unexpected because at the beginning of the session it was strenuously denied that there was a possibility of even twenty million dollars for school subsidies.

Now, at the present moment the Commonwealth, during this biennium has collected three hundred ninety-eight million dollars, that money in hand was collected for general fund purposes in this biennium. Funds are beginning to roll in, particularly in the corporate income tax; four million five hundred thousand dollars cleared yesterday and four million nine hundred dollars the day before. While it is apparent that taxes during the last part of April and during May this year will exceed the collections made last year during the last part of April and May, it is safe on the basis of the increase of money in hand, and upon last year's record that the last part of April and May will yield sixty-six million dollars.

Now, three hundred and ninety-eight million and sixty-six million dollars are four hundred and sixty-four million dollars, and there was an inherited surplus for the general fund of thirty-eight million dollars, so they will wind up the biennium with five hundred and two million dollars.

Now, the Governor's estimate on Page 11 of his budget message said that we would take in four hundred and eighty-seven million dollars, so you have fifteen million dollars over and above the budget estimate that you can bank on, that you can be sure of, that is practically money in hand. And so if the Budget Office concedes the possibility of twenty million dollars more for state subsidies than there was in the previous biennium, if they reexamine the figures they must concede at least fifteen million dollars more.

Not all, but many of our tax experts are quite confident that there is no reason to apprehend that General Fund receipts during the next biennium will not equal the General Fund receipts during the current biennium, and that during the next biennium the General Fund collection will at least equal the amount during this biennium, and that during the next biennium you can bank safely on four hundred and sixty-four million dollars, which is the figure for the current biennium.

Then you have to take from that the twenty million dollars of the one-cent gasoline tax not included in the Governor's budget, and you would have four hundred and forty-four million dollars. Now, the Governor says and the budget office says instead of having four hundred and forty-four million dollars during the next biennium we are only going to take in three hundred and sixty-nine million dollars, and those figures simply mean that somewhere in the executive budget there is seventy-five million dollars that has not been brought to the attention of the General Assembly. You can take that seventy-five million dollars and add to it the certainty of a surplus during the present biennium of fifteen million dollars, and you have a surplus at the end of

the current biennium of ninety million dollars, and that ninety million dollars I say is money that has not been brought to the attention of the General Assembly, and it means sufficient funds to place the ability of the Commonwealth to finance House Bill 568 beyond question.

Mr. LICHTENWALTER. Mr. Speaker, I would first like to keep the record clear. In very brief reply to the gentleman from Cambria, he talks of the great amount of surplus and the collection of taxes, particularly of the Corporate Net Income tax, and states the amount that the Commonwealth received yesterday and the day before, but I remind him and the Members of the House that the due date on this particular tax, I believe, is April 15, and therefore certainly we are going to have a tremendous amount flowing into the State Treasury right at that time, but that certainly is not the story three hundred and sixty-five days of the year or the number of days we find the Commonwealth offices open to receive this particular tax. I think that should be clear upon the record.

Secondly the gentleman points out we can now finance public instruction, and the desire probably is in the minds of many of the Members on the other side to increase the appropriations for various purposes in Pennsylvania by this great increase in the Corporate Net Income tax, the taxes which they voted against, the taxes which they said were not necessary, not needed by the Commonwealth of Pennsylvania to operate during the next two years.

As I stated before, it is very fine to come in and say we are for a program of spending so many millions of dollars. However that will involve more taxes, but when the tax bills were on the calendar to be voted upon, the taxes which were supposed to give this great increase in the yield so that we might provide more money for various reasons, the gentleman on the other side voted against them, with the exception of one lone Member who had seen the light, and who I believe is keenly interested in public instruction in Pennsylvania. He was the only gentleman who voted with the majority in the passage of those tax bills so that we might have revenue to operate, and to meet this program in the various services operated by the Commonwealth during the next biennium.

Mr. ANDREWS. Mr. Speaker, I had hoped that the Majority Leader would not have felt impelled to take at this moment a partisan stand, but I would call his attention to the fact, if he insists upon pressing the issue, that we voted against the tax bills because you would not earmark any of them for school purposes, and now you have your Governor saying to this House that the legislation upon which this House is, I hope, unanimously agreed, that you have not got the money for it, whereas if you had come along with us and earmarked some of those bills for the purpose of education you would have had all the money out in the clear where everybody could have seen it.

Now, I do not want to continue a partisan note. If the gentleman wants to discuss things on that plane, I can say that we on this side have been the ones from the first who have said there was the money, and it has been the position of the Executive that there was not the money, and now today I expect that we will be in agreement and say to the world that there is money. We welcome that concession on your part because in going along with this bill we have made consessions on our part, and I repeat that I hope this bill can pass this House without a single dissenting vote.

Mr. HARE. Mr. Speaker, we feel that today the citizenry of Pennsylvania and the children of Pennsylvania can be proud of the actions of this House in taking the first great stride forward in public education in this State taken in twenty-four years. The need of the public educational program as subsidized by additional State funds, has long been recognized. The Education Committee wholeheartedly entered into this program and brought out House Bill 568 in an honest effort to alleviate inequities that all of us recognized in the system in the matter of moneys.

We took for our comparative scale the states of the United States. Two of them I might point out to you: California presently appropriates eighty dollars for every boy and girl in the public system from State moneys and returns it to the local district.

New York State, our great sister state on the north, appropriates one hundred dollars for every elementary child and one hundred thirty dollars for every secondary child in the state out of state moneys and sends it back to the local districts.

Translated in terms of one hundred dollars per pupil for twenty-five pupil units, this is equivalent to twenty-five hundred dollars for elementary and three thousand two hundred fifty dollars for secondary units. Our own program is far below that, for in 1951 to 1953 we will reach a total of two thousand four hundred dollars for twenty-five children in both the elementary and secondary levels.

In 1941 to 1943 Pennsylvania appropriated about thirty-five dollars per school child from state funds. In 1943 to 1945 we appropriated about sixty dollars per child in this state, and under the present program it would reach somewhere around eighty dollars per child from state funds furnished by the Commonwealth to the local districts.

I say I am proud of the House of Representatives and proud to be a Member of it today, for they stand wholeheartedly behind an attempt to solve this problem that has always been with us from the very day of the inception of this Commonwealth. Most of us forget as we drift along in age the many steps that were necessary to bring us to the place which we now enjoy in this State.

The man who founded the State, William Penn, two hundred fifty years ago, released from the prison in England where he had been thrown because of the intolerance of his day, dreamed of this great Commonwealth long before he ever came here, and his message, when he landed on these shores, to the people of the colony was to watch well the tenets of general education to the end that the Commonwealth in its tolerance might continue to exist.

Thomas Jefferson cried out in his day "Educate or perish," and further warned the people if they expected to remain free and yet ignorant in a free democracy, they expected what never was and never would be.

Certainly the idea of cost enters into these things

but how much would it cost if we did not educate our children? In a release last week J. Edgar Hoover said it costs five thousand dollars for every criminal in the United States. It costs five thousand dollars to place a bed in a mental hospital, and we here are talking about the cost to the Commonwealth. Money cost is certainly involved, but we in the Legislature today are calmly accepting the challenge of the time, recognizing that as life becomes more complex, the very safeguards of the Commonwealth and the nation are dependent upon a wide dispersal of knowledge to the end that the state itself will not be blind to the laws of its own survival but will give freely and generously.

Gentlemen, we sit here and appropriate millions of dollars for bridges, millions of dollars to preserve ancient landmarks, but matter does not survive time, and the idols and the monuments will rust and soon drift away and decay under the elements.

We place our trust in brains in America and upon the ability of the individual to cope with the problems as they arise. The dollar mark is only secondary; the perpetuation of the nation and our method of life is far more precious to us.

I know you are tired perhaps in these closing weeks of the session, but all of you are cognizant of the problems in the schools, all of you are wholeheartedly with them. I therefore ask you today as you register your vote on this measure to you think well, and also think of the case of the children of Pennsylvania vs. the Commonwealth.

Mr. CHARLES R. REAGAN. Mr. Speaker, I would like to interrogate the gentleman who has just spoken, the gentleman from Somerset, Mr. Hare.

The SPEAKER. Will the gentleman from Somerset permit himself to be interrogated?

Mr. HARE. I shall, Mr. Speaker.

Mr. REAGAN. Will the passage of this act, Mr. Speaker, entail any further taxation locally against real estate in the local subdivisions of the state?

Mr. HARE. Mr. Speaker, in answer to the gentleman may I say there has been a misapprehension in my own mind as to the increase in the cost to the local districts. This bill will appropriate more than two-thirds of its total amount, in my mind, to the relief of the load on real estate locally.

I have no desire to occupy too much time of the House, but the purpose of the program is not solely teachers' salaries. It is evident in the relief of real estate that millions of these dollars are going into the local districts on the basis of a five mill property tax in Pennsylvania. I would say it will decrease the cost by half in my own district, and will materially decrease the cost in many other districts of the state.

Under no circumstances will any district receive any less money than they received in the last biennium.

Mr. REAGAN. Does the gentleman say then that there will be less taxation on the real estate of local subdivisions than there is now or will there be more?

Mr. HARE. In my opinion, Mr. Speaker, there will be less.

Mr. REAGAN. I thank the gentleman.

Mr. STOCKHAM. Mr. Speaker, this interrogation that has just taken place was the point to which I intended to arise and to speak on this bill. At the last session there was created the Commission that studied this system, and its findings has come out of the Educational Committee this bill that is being passed today.

Real estate will be relieved just as Mr. Hare has stated. On the question of our responsibility, and what we must face, in the years to come, if the state is to bear its share—if we do our part in relieving real estate as it must be relieved and which is now bearing generally three-quarters of the cost of the operation of our schools —we must face even further responsibilities in raising additional funds so that the Commonwealth may fully do its part.

Equalization is the part of this program which still needs our attention before we complete it in this session, and when we have done our full part for the Commonwealth we will have approached equalization, which in turn is something that is impossible of solution under the system as it previously existed, or as it will continue in the progressive measures we are taking today and in this session.

Equalization cannot be solved. Other states have fully realized that and have discarded the attempt. There will ultimately be the demand for this Commonwealth to assume all minimum salaries of all teachers on one equal plane all over the Commonwealth, and when that is done the opportunity of the child in the country will be equal to the child in the city; when that is done, then the municipal government can clear up many of its serious problems, particularly in our large centers and in our large cities, because then real estate will be free to bear only its share in the respective municipalities.

So this Commonwealth does have a tremendous responsibility. These things that I have pointed out to you make this day a momentous one. Basically and beyond it all, back of the need of giving the teachers a proper salary and a proper pay, is the child. In speaking on this measure and for this type of legislation, assuming for my part my share of the responsibility for the Commonwealth's taking its part in the monetary setup that will be necessary, may I close my remarks with an illustration showing the relationship, if you please, between what we are doing for the child today, and the child of tomorrow who is going to have the responsibility for world leadership, and the Commonwealth of Pennsylvania that must assume a very large part of that work.

A father, annoyed by his boy asking questions, tore up a map of the world one evening when he would rather read his newspaper than answer the boy's questions, and threw it down on the floor. He said "Son, put this map together." In an incredibly short time the boy had put the map together. The father said "Son, how did you do it so quickly?" The boy replied "Well, on the back of that map, Dad, was a picture of a boy, and I knew when I got that boy together the world would be all right." Let us put the boy together properly in education in Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Gaffney,	Madigan,	Reynolds,
Baker,	Gallagher,	Mahany,	Riley,
Barrett,	Gardner,	Matthews,	Robertson,
Barton,	Getchey,	McAtee,	Root,
Baumunk,	Gibson,	McClester,	Royer,
Bentley,	Goodling,	McCormack,	Rudisill,
Bentzel,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,
Boney,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Milliken,	Snider,
Brown,	Hare,	Mills,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trachtman,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Duffy,	Kurtz,	Pettigrew,	Watkins,
Dye,	Lane,	Pickens,	Weiss,
Elder,	Laughner,	Polaski,	Welsh,
Elish,	Lee,	Polen,	Wescott,
Ewing,	Leisey,	Powers,	White,
Finnerty,	Leonard,	Propert,	Wood, L. H.,
Flack,	Lichtenwalter,	Readinger,	Wood, N.,
Fleming,	Loftus,	Reagan,	Worley,
Foor,	Longo,	Reese, D. P.,	Wright,
Fox,	Lopez,	Reese, R. E.,	Yeakel,
Freed,	Lovett,	Regan,	Yester,
Frost,	Lyons,	Reidenbach,	Fiss,
Fullerton,	Madden,	Reilly,	Speaker.

NAYS—0

NOT VOTING—2

Hoffman, Levy,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS NOT ON FILE

The SPEAKER. The following amended bills on page 25 of today's calender, bills on third reading are not on file and will be passed over:

House Bill No. 839, Printer's No. 609.
Senate Bill No. 465, Printer's No. 393, and
House Bill No. 647, Printer's No. 594.

PERMISSION TO ADDRESS HOUSE

Mr. McMILLAN asked and obtained unanimous consent to address the House.

Mr. Speaker, I think at this time it is absolutely in order and proper that the Members of this House should call to the attention of the Senate the attitude of this House on this piece of legislation, and that we should call to the attention of the Senate the unanimity of action here today, in that we are solidly and wholeheartedly behind this legislation to the end.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 330.

An Act to further amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by amending section four hundred ten (410) thereof relating to uniform policy provisions by adding thereto section four hundred ten A (410A) relating to non-forefeiture benefits and cash surrender values required in life insurance policies and by amending section four hundred twenty C (420C) thereof relating to uniform industrial policy provisions.

HOUSE BILL No. 448.

An Act to add section nineteen and two-tenths to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for the admission of assessors into membership in such retirement systems

HOUSE BILL No. 528.

An Act to repeal subsection (f) of section nine hundred two of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 90) entitled "An act for the protection of the public safe regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of the motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329)

HOUSE BILL No. 719.

An Act to amend section one of the act, approved

wenty-first day of May, one thousand nine hundred orty-three (P. L. 558), entitled "An act authorizing the Department of Property and Supplies to sell and convey lot or piece of land in Delaware County," correcting an rroneous measurement.

Whereupon,

The SPEAKER, in the presence of the House, signed he same.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House this fternoon a former Member, the gentleman from Alleheny, Mr. Clair E. McGinnis.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed hat the Senate has nonconcurred in the amendments nade by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 46.

An Act to further amend sections two and thirty-eight of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors and imposing penalties" by further regulating and changing the provisions of the act relating to cancellation of registration upon failure to vote within two years

MESSAGE AND BILL LAID ON TABLE

Mr. LICHTENWALTER. Mr. Speaker, I move that the Senate Message together with the bill be laid on the table.

The motion was agreed to.

ADJOURNMENT

Mr. SHOEMAKER. Mr. Speaker, I move that this House do now adjourn until Monday, April 23, 1945, at 9 p. m.

The motion was agreed to, and (at 1:39 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., MONDAY, APRIL 23, 1945. No. 49.

SENATE

MONDAY, APRIL 23, 1945.

The Senate met at 4:00 o'clock, p. m., Eastern War Time.

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D. D., offered the following prayer:

O Thou whose glory and majesty are beyond our ability to comprehend, and whose dominion and power are without limit, accept, we pray Thee, our humble tribute of worship and pardon our many sins. We have often failed in reverence; we have violated Thy holy law; we have broken the covenant of peace by putting other Gods before Thee. We ask Thy forgiveness. We believe Thou art ready to forgive if we confess and are truly repentant. This is God's plan by which His erring children are restored to sonship.

We pray for the strength and courage to accomplish Thy purpose in our lives. Each of us has his work to do. Whatever that work is may we "do it as unto the Lord."

In dealing with the matters that are to come before them today may the members of the Senate be governed and actuated by the spirit of truth and honor, thus legislating for the best interests of the State, and, because of their high principles and endeavors, making this a better place of residence for all the people.

For all Thy good providences we give Thee thanks. For Thy continued favor we pray. In the name of Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. BOWERS, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE.

Mr. Wade asked and obtained leave of absence for Mr. AMES.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

NOMINATION OF MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS RECALLED BY GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination made to your Honorable Body on January 2, 1945, for the appointment of George S. Richardson, Pittsburgh, as a Member of the State Registration Board for Professional Engineers, for the reason that Mr. Richardson has resigned.

EDWARD MARTIN.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 59, PRINTER'S No. 122

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 19, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 59, Printer's No. 122, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

EDWARD MARTIN.

NOMINATION BY THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

ALDERMAN, FIRST WARD, CITY OF WILLIAMSPORT, LYCOMING COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman K. Durrwachter, 700 Washington Boulevard, Williamsport, Lycoming County, for appointment as Alderman in and for the First Ward of the City of Williamsport, Lycoming County, until the first Monday in January, 1946, vice Harry C. Coleman, deceased.

EDWARD MARTIN.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 197, entitled:

An Act to further amend section five hundred nine of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "Mental Health Act of 1923," providing for pro rating claims of the Commonwealth and of political subdivisions against estates of mental patients; and requiring the Commonwealth to reimburse political subdivisions for moneys heretofore collected.

Which was committed to the Committee on State Government.

House Bill No. 288, entitled:

An Act authorizing the Department of Property and Supplies to acquire by purchase, gift, lease or condemnation, on behalf of the Commonwealth of Pennsylvania, land adjacent to the Daniel Boone Homestead, or so much thereof as may be necessary to properly honor the pioneer, Daniel Boone, and the farm where he was born; and to provide for the control, management, supervision, improvement, preservation and maintenance thereof; and making an appropriation.

Which was committed to the Committee on State Government.

House Bill No. 434, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used for the acquisition of land within the limits of the "Bucktail State Park," and prescribing the uses to be made of such land.

Which was committed to the Committee on Appropriations.

House Bill No. 568, entitled:

An Act to add section 1209.1 to and to repeal subsections 1, 2, 3, 4, 5, 6, 7, 7A, 8, 9, 10 and 11 and paragraph (a) of subsection 19 of section 1210 and to further amend section 1436 of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts, county superintendents, assistant county superintendents, and district superintendents, and providing for reimbursement by the Commonwealth.

Which was committed to the Committee on Education.

House Bill No. 873, entitled:

An Act to further amend sections fifteen and eighteen of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 466), entitled "Co-operative Agricultural Non-stock Associations Law," providing for the termination of memberships, for filing summaries of audits; for involuntary winding up and dissolution of associations failing to file such summaries, exempting associations from payment of certain State taxes and the filing of reports relative thereto, and imposing penalties.

Which was committed to the Committee on Agriculture.

House Bill No. 874, entitled:

An Act to further amend the act, approved the thirtieth day of April, one thousand nine hundred twenty-nine (P. L. 885), entitled "Cooperative Agricultural Stock Association Law," providing for associations to be formed by two or more cooperative agricultural associations, removing certain limitations on holding of common stock enlarging the powers to purchase stock of certain other corporations; providing for preferred stock in classes differing only as to rate of dividend, further regulating preferred stock dividends and patronage refunds; further regulating voting rights of stockholders, requiring filing of summaries of audits; imposing penalties, and changing the words "Auditor General" to the words "Secretary of Revenue."

Which was committed to the Committee on Agriculture.

House Bill No. 983, entitled:

An Act to further amend clause sixteen of section one of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employes Retirement Law," providing for the retirement of honorably discharged war veterans on superannuation at age fifty-five.

Which was committed to the Committee on State Government.

House Bill No. 1068, entitled:

An Act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said Board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation

Which was committed to the Committee on Mines and Mining.

House Bill No. 1104, entitled:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion providing for the organization of the various counties into soil conservation districts the appointment of their officers and employes and prescribing their powers and duties creating the State Soil Conservation Commission in the Department of Agriculture and fixing the powers and duties relative to the enforcement of this act providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations thereto providing for disposition and operation of existing districts and repealing existing laws

Which was committed to the Committee on Agriculture.

House Bill No. 1141, entitled:

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "Real Estate Brokers License Act of 1929," by providing for the regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business by the State Real Estate Commission, instead of the Department of Public Instruction.

Which was committed to the Committee on State Government.

House Bill No. 1194, entitled:

An Act authorizing the Pennsylvania Historical Commission to accept on behalf of the Commonwealth certain real estate in, and an endowment fund for, the Mt. Zion Cemetery which is part of the historic Ephrata Cloister land, located in Ephrata, Lancaster County, Pennsylvania.

Which was committed to the Committee on State Government.

House Bill No. 1258, entitled:

An Act to amend section three of the approved act the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045), entitled "The Support Law" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons.

Which was committed to the Committee on Judiciary General.

House Bill No. 1267, entitled:

An Act to further amend subsection (f) of section three, and the first paragraph of section four of the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 644), entitled "National Defense Housing Law," by extending the time in which the development of projects may be initiated thereunder.

Which was committed to the Committee on State Government.

CONFEREE APPOINTED ON SENATE BILL No. 52

He also informed the Senate that Mr. Modell has asked to be excused as a conferee on Senate Bill No. 52, entitled:

An Act relating to the practice, procedure, regulations and adjudications of departments, departmental administrative boards and commissions, independent administrative boards and commissions, officers and other administrative agencies of this Commonwealth, and judicial review thereof; and preserving equitable jurisdiction in certain cases.

and Mr. Baker was appointed in his place.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 719

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 719, entitled:

An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 558) entitled "An act authorizing the Department of Property and Supplies to sell and convey a lot or piece of land in Delaware County" correcting an erroneous measurement.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 45, entitled:

An Act to further amend sections three and thirty-nine the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation", as amended, by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years.

Senate Bill No. 279, entitled:

An Act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board for Vocational Education; and prescribing penalties.

House Bill No. 330, entitled:

An Act to further amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," by amending section four hundred ten (410) thereof relating to uniform policy provisions by adding thereto section four hundred ten A (410A) relating to non-forfeiture benefits and cash surrender values required in life insurance policies and by amending section four hundred twenty C (420C) thereof relating to uniform industrial policy provisions.

House Bill No. 448, entitled:

An Act to add section nineteen and two-tenths to the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "Fourth Class County Retirement Law," by providing for the admission of assessors into membership of such retirement systems.

House Bill No. 528, entitled:

An Act to repeal subsection (f) of section nine hundred two of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and

miscellaneous receipes making an appropriation and providing for refunds" as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329)

House Bill No. 789, entitled:

An Act validating county treasurers' sales of unseated lands heretofore made where such sales were held under laws not at that time applicable to such lands

Whereupon,

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the presence of the Senate signed the same.

PERMISSION TO ADDRESS SENATE

Mr. COX. Mr. President, last week the House by unanimous vote passed House Bill No. 568, which now reposes in the Committee on Education of the Senate. The courage of the members of the House Committee on Education in placing the interest and the welfare of the Commonwealth above party impels me to commend them. I only hope that the Senate Committee on Education will go and do likewise. If we are to have an efficient system of education in Pennsylvania we must in this present session of the Legislature face the crises which now face our educational system.

The ridiculous salaries which are paid to the school teachers of our state have caused hundreds of them, because of absolute necessity, to seek other vocations. We are now in the dying days of this session. Every day is important. If we are going to save our educational system it is imperative that the Senate Committee on Education immediately report out House Bill No. 568. We have a mandate from the people of Pennsylvania. From every class has come to us the request that we do something to establish a mandatory system of salaries in this state which will be adequate.

I would like to interrogate the Chairman of the Committee on Education of the Senate, the gentleman from Lancaster, Senator Homsher.

The PRESIDENT. Will the gentleman from Lancaster permit himself to be interrogated?

Mr. HOMSHER. I will, Mr. President.

Mr. COX. Mr. Homsher, as Chairman of the Senate Committee on Education, is it your intent to hold a meeting of that committee this week?

Mr. HOMSHER. I have not arranged for any meeting as yet this week.

Mr. COX. Senator Homsher, will you have a meeting of the Committee on Education this week?

Mr. HOMSHER. I did not understand the question.

Mr. COX. Will you have a meeting of the Committee on Education this week?

Mr. HOMSHER. I do not know; I may have.

Mr. COX. Will you?

Mr. HOMSHER. I am not committing myself as to whether I will hold a meeting or not.

Mr. COX. Senator Homsher, if you do have a meeting of the Committee on Education, will you bring before it for action House Bill No. 568?

Mr. HOMSHER. When I get House Bill No. 568 I expect to make a complete study of it before I place it before the committee for consideration.

Mr. COX. Mr. President, there are in this Senate many people who think as I, that the time has come for action, and I know they agree with me that we are not going to permit any extended delay in consideration of this bill. It has long since ceased to be the property of any Committee on Education, it is the property of the Senate proper and certainly, since it means so much to the future of this Commonwealth, the bill should be immediately reported from committee so that we can fight the entire matter out on the floor of the Senate.

SENATE BILL No. 360 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 360 entitled:

An Act to amend the title and section two of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 340) entitled "An act empowering cities of the third class boroughs incorporated towns and townships to cooperate with each other through joint agreements in the exercise of their governmental powers duties and functions relating to the public health recreation zoning and municipal planning" by extending the power of municipalities to cooperate in the exercise of their powers duties and functions

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 423 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 423 entitled:

An Act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships as herein defined; prescribing the rights, powers and duties of such Authorities; authorizing such authorities to acquire, construct, improve maintain, and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such authorities, authorizing such authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof, conferring exclusive jurisdiction on certain courts over rates

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 548 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its non-concurrence in Senate amendments to House Bill No. 548, entitled:

An Act providing that when the contract of a fiduciary is made by him or approved by court inadequacy of price or an offer to deal on other terms, shall not relieve the fiduciary of his obligation or constitute ground for a court to set aside the contract or to refuse to enforce

and has appointed Messrs. LEE, McKINNEY, and COHEN as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. EALY from the Committee on Executive Nominations reported with a favorable recommendation the following nomination, made by His Excellency, the Governor, which was laid over for one day under the rules.

SECRETARY OF MINES

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 2, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard Maize, Uniontown, as Secretary of Mines, from July 19, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

EDWARD MARTIN.

REPORTS FROM COMMITTEES

Mr. FARRELL, from the Committee on Municipal Government, reported as committed, House Bill No. 284, entitled:

An Act to further amend sections four and five of the act, approved the twentieth day of May, one thousand nine hundred and fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions" providing for optional increases in payments by employes and increasing the maximum monthly pension payments in such cases.

BILL RECOMMITTED

Mr. CARR, from the Committee on Public Health, reported as committed, House Bill No. 127, entitled:

An Act to further amend section two of the act approved the thirteenth day of June one thousand eight hundred eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" by changing and clarifying the provisions of said act relating to the burial of unclaimed bodies unfit for anatomical purposes

which was recommitted to the Committee on Welfare, Public Assistance and Pensions, to be considered together with a similar bill.

Mr. STEVENSON, from the Committee on Municipal Government, reported as committed, House Bill No. 432, entitled:

An Act to amend section nine of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1050,), entitled, "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class, creating a board for the management thereof; providing the mode and manner of payment to beneficiaries; and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," by changing the amount and method of contributions for, and payment of, death benefits.

BILLS INTRODUCED AND COMMITTED

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 744, entitled:

An Act to amend the title and further to amend sections one, two and three of the act, approved the fourteenth day of May, one thousand nine hundred twenty-nine (P. L. 1721), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," to place the powers and duties in the Secretary of the Commonwealth which were heretofore placed in the Secretary of Revenue.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 745, entitled:

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County; providing for the control and management thereof; authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations; and making an appropriation.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 746, entitled:

An Act making an appropriation for the preparation of the Eightieth Division History; and creating a commission for such purposes.

Which was committed to the Committee on Appropriations.

Mr. EDMONDS read in his place and presented to the Chair Senate Bill No. 747, entitled:

An Act to authorize the Recorder of Deeds of any county of this Commonwealth to lodge for safekeeping any volume or volumes containing a transcription of any deed or other instrument recorded in that office and being of historical value, in a fireproof compartment in the building located within the county of said Recorder and maintained by any Historical Society incorporated under the laws of this Commonwealth.

Which was committed to the Committee on County Government.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 748, entitled:

An Act providing for the acceptance by the Commonwealth of a gift of lands from the United States of America, or any federal agency, and placing such lands under the control and supervision of the Department of Forests and Waters.

Which was committed to the Committee on State Government.

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 749, entitled:

An Act making an appropriation to the Department of Health for the purpose of organizing projects for the adequate prevention, diagnosis, care and treatment of rheumatic fever and rheumatic heart disease.

Which was committed to the Committee on Public Health.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 750, entitled:

An Act authorizing the Department of Welfare with the approval of the Governor to establish additional institutions or to relocate present institutions for the care and treatment of persons afflicted with mental disorders or for the detention of persons sentenced by the courts; authorizing the Department of Property and Supplies to acquire by purchase or condemnation certain sites for such institutions; and to improve or erect buildings thereon; providing for the administration of relocated or new institutions; and empowering the Board of Commissioners of Public Grounds and Buildings to dispose of institutions no longer used.

Which was committed to the Committee on State Government.

Mr. JONES read in his place and presented to the Chair Senate Bill No. 751, entitled:

An Act permitting superintendents, physicians and psychiatrists of State-owned mental hospitals to certify the hospital records as to the condition of mental patients in lieu of attendance in person before any court or commissioner, in civil proceedings relating to such mental patients, and making such records admissible in evidence.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 752, entitled:

An Act to amend section four hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the Property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor, and repealing existing laws," by empowering institution districts to receive and maintain chronic mental patients confined in State mental hospitals or other institutions, and providing for the reimbursement by the Department of Welfare for the cost of maintaining such persons.

Which was committed to the Committee on Welfare, Public Assistance and Pensions.

PERMISSION TO ADDRESS SENATE

Mr. KEPHART asked and obtained unanimous consent to address the Senate.

Mr. KEPHART. In introducing this bill, Mr. President, I wish to make the comment that it is a bill designed to consolidate the city and county of Philadelphia, as contrasted to the bill introduced by Senator Woodward, which would abolish the county without putting anything in its place.

BILLS INTRODUCED AND COMMITTED

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 753, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia.

Which was committed to the Committee on Constitutional Changes.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 754, entitled:

An Act requiring one surety bond to be taken in counties and cities of the first class for each officer and his deputies, clerks and assistants; and providing for the payment of premiums by each officer and his deputies, clerks and assistants.

Which was committed to the Committee on Municipal Government.

Mr. COLEMAN read in his place and presented to the Chair Senate Bill No. 755, entitled:

An Act to amend section five hundred thirty-six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making further provision for the fiscal year in school districts of the second class.

Which was committed to the Committee on Education.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate

do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 23, 1945.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mrs. Pauline J. Greene, Pittsburgh, 708 Park Bldg.
Mrs. Doris D. Griffith, Pittsburgh, 314 Bakewell Bldg. (19).
Miss Florence E. Land, Pittsburgh, 312 Fourth Ave.
C. Earl Scholl, Pittsburgh, 1210 Investment Bldg., (22).

BERKS COUNTY

Paul N. Loose, Reading.

CRAWFORD COUNTY

Chas. C. Dunbar, Meadville.

LANCASTER COUNTY

John F. Schreiber, Warwick Twp., R. D. 2, Lititz.

MERCER COUNTY

Miss Frances Moore, Grove City.

NORTHAMPTON COUNTY

Mrs. Cora A. Roth, Bethlehem.

PHILADELPHIA COUNTY

George E. Hess, Phila., 2331 E. Boston Ave. (25).
Archie B. Love, Phila., 1608-20 Ludlow St.
Mrs. Minerva P. Simons, Phila., 710 S. Washington Sq. (6).
H. Russell Stewart, Phila., 1716 W. Cheltenham Ave. (26).
John W. Summers, Phila., 213 City Hall.
Horace Zehner, Phila., Germantown Trust Bldg.

SCHUYLKILL COUNTY

Miss Marie A. Flail, Schuylkill Haven.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE NOMINATIONS

A motion was made by Mr. EALY and Mr. SCARLETT,

That the Senate do now resolve itself into Executive Session, for the purpose of considering the nominations of His Excellency, the Governor of the Commonwealth of Pennsylvania, which were laid on the table last week.

The motion was agreed to.

Mr. EALY. Mr. President, certain of the members of the Senate have asked that some of these nominations be not acted upon today.

Of the nominees for the Eastern State Penitentiary Board of Trustees the name of Matthew A. Roth, I believe the second one on the list, is asked to be left on the table for the present.

From the book of nominations, the name of George S. Richardson of Pittsburgh, as a nominee for the State Registration Board, the Governor has requested that the nomination be sent back to him, so that nomination will not be taken up.

I ask that all nominations for the Pennsylvania Postwar Planning Commission remain on the table for the present.

I wish the Senators would listen to these names as they are read and if there is any objection to any of the nominees, that they voice their objections and the nominations will be left on the table.

Mr. JASPAN. Mr. President, I desire to interrogate the gentleman from Somerset.

The PRESIDENT. Will the gentleman from Somerset permit himself to be interrogated?

Mr. EALY. I will.

Mr. JASPAN. Am I to understand that all nominations as submitted to the Senate are to be acted on today?

Mr. EALY. Mr. President, all the nominations reported out last week, unless there is objection raised, or a request that any nomination be held on the table.

Mr. JASPAN. Are there any on the table at present?

Mr. EALY. Yes, Mr. President. From the book last week there were quite a number reported out, and also a list of nominees for the Board of Trustees of the Eastern State Penitentiary.

Mr. JASPAN. With respect to the Eastern Penitentiary, what nominations are now lying on the table?

Mr. EALY. All the nominations are on the table but I have a request that the name of Mr. Roth, the second name on that list, be left on the table.

Mr. JASPAN. May I further inquire where Mr. Roth is from, what county?

He is a Deputy Coroner of the City of Philadelphia; is that correct?

Mr. EALY. Will the Clerk please read the second name on that list?

The PRESIDENT. The name is Matthew A. Roth, 545 Olney Avenue, Phiadelphia, for re-appointment.

Mr. JASPAN. May I inquire further, Mr. President, who it is that objects to confirmation of Mr. Roth?

Mr. EALY. I think I have no objection to telling the Senator but I do not wish to announce it on the floor of the Senate.

Mr. JASPAN. I withdraw my question, as it has been explained to me while the gentleman from Somerset was answering the question. I withdraw it for the time being.

The PRESIDENT. The nominations will be read by the Clerk and then, unless there is objection or a request to the contrary, the Senate will vote on them as a whole.

The Clerk read the nominations as follows:

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, March 26, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Eastern State Penitentiary, for the terms of four years, and until their successors are qualified:

Frank M. Speakman, 4 Green Hill Lane, Overbrook, Philadelphia, Philadelphia County. (Reappointment)

David E. Watson, 214 West Mt. Airy Avenue, Philadelphia, Philadelphia County. (Reappointment)

William C. Treston, 3411 Warden Drive, Philadelphia, Philadelphia County, vice Dr. F. D. Patterson, Philadelphia, resigned.

William Reinhardt, 250 South 18th Street, Philadelphia, Philadelphia County, vice Harry L. Heinzeroth, Philadelphia, resigned.

James Gallagher, Jr., 900 Drexel Avenue, Drexel Hill, Delaware County, vice John P. Hallahan, Lansdowne, resigned.

Samuel W. Gearhart, Lower Merion Township Building, Ardmore, Montgomery County, to fill a vacancy.

EDWARD MARTIN.

MEMBERS OF THE ADVISORY HEALTH BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 27, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Advisory Health Board, to serve until the third Tuesday of January, 1947, and until their successors shall have been appointed and qualified:

Arch W. Nance, 440 South Atlantic Avenue, Pittsburgh, Allegheny County. (Reappointment)

David W. Thomas, Lock Haven, Clinton County. (Reappointment)

T. Palmer Tredway, 233 West 8th Street, Erie, Erie County, vice George Morris Piersol, Philadelphia, whose term expired.

F. D. Patterson, 1617 Pennsylvania Boulevard, Philadelphia, Philadelphia County, vice William Gray Turnbull, Philadelphia, deceased.

James D. Lewis, 204 West Market Street, Scranton, Lackawanna County, vice Donald Guthrie, Sayre, whose term expired.

Joseph Scattergood, 115 South High Street, West Chester, Chester County, vice Ivor Griffith, Philadelphia, whose term expired.

EDWARD MARTIN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 2, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, the following:

MEMBER OF THE PENNSYLVANIA STATE BOARD OF CENSORS

John Clyde Fisher, Sharon, from October 23, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY TRAINING SCHOOL FOR TEACHERS

(Mrs.) Mary F. Comfort, Haverford, from May 6, 1944, until the third Tuesday of January, 1945, and until her successor shall have been appointed and qualified.

Samuel L. Smedley, Newtown Square, from May 6, 1944, until the third Tuesday of January, 1945, and until his successor shall have been appointed and qualified.

(Mrs.) Anne Walton Pennell, Moylan, from May 6, 1944, until the third Tuesday of January, 1945, and until her successor shall have been appointed and qualified.

C. Milbourne Smith, Sharon Hill, from May 6, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

Albert L. Baily, Jr., West Chester, from May 6, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

William M. Maier, Bryn Mawr, from May 6, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

James M. Brittain, Haverford, from May 6, 1944, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Wallingford, from May 6, 1944, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Frederick D. Stubbs, Philadelphia, from May 6, 1944, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

Perry J. Cook, Titusville, from October 3, 1944, until the third Tuesday of January, 1945, and until his successor shall have been appointed and qualified.

MEMBER OF THE DELAWARE RIVER JOINT COMMISSION

Solon D. Bausher, Reading, from May 8, 1944, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBER OF THE NAVIGATION COMMISSION FOR THE DELAWARE RIVER AND ITS NAVIGABLE TRIBUTARIES

William D. Mason, Swarthmore, from July 6, 1944, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

Vincent deP. Henderson, Wyncote, from October 10, 1944, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF EAST STROUDSBURG STATE TEACHERS' COLLEGE

Alexander J. Casella, Old Forge, from May 6, 1944,

until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS' COLLEGE

(Mrs.) Ruth T. Wade, Warren, from September 21, 1944, until the third Tuesday of January, 1945, and until her successor shall have been appointed and qualified.

A. Bruce Denniston, Greenville, from October 18, 1944, until the third Tuesday of January, 1945, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Carroll R. Thompson, Philadelphia, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

William H. Lesser, Scranton, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

Edgar Dow Sibley, Reading, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

Warren H. Hinks, Johnstown, from October 2, 1944, for the term of six years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

(Mrs.) Mabel Waller Mack, Indiana, from June 6, 1944, until the third Tuesday of January, 1947, and until her successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Wesley D. Richards, Pittsburgh, from July 21, 1944, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF NORRISTOWN STATE HOSPITAL

E. W. Bonnaffon, Ardmore, from June 7, 1944, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE PLANNING BOARD

Charles M. Morrison, Ivyland, from June 30, 1944, until June 30, 1949, and until his successor is qualified.

John U. Shroyer, Shamokin, from June 30, 1944, until June 30, 1949, and until his successor is qualified.

James A. Kell, New Alexandria, from June 30, 1944, until June 30, 1949, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

(Mrs.) Clara C. Phillips, Washington, from July 5, 1944, until July 1, 1947, and until her successor is appointed and qualified.

W. Stewart Taylor, Harrisburg, from July 5, 1944, until July 1, 1947, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENNSYLVANIA TRAINING SCHOOL

David A. Evans, Ellwood City, from September 12, 1944, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE BOARD OF UNDERTAKERS

Edward S. Blair, Pittsburgh, from June 21, 1944, until August 31, 1948, and until his successor shall have been appointed and qualified.

Warren J. Dean, Philadelphia, from June 21, 1944, until August 31, 1947, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE VETERANS' COMMISSION

Charles E. Trice, Wilkes-Barre, from June 15, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

James F. Colley, DuBois, from July 25, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

Oscar J. Sybert, Butler, from August 8, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

William J. Rhoads, Rutledge, from October 9, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

MEMBER OF THE WATER AND POWER RESOURCES BOARD

Albert F. Damon, Jr., Yeadon, from May 16, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names:

ADAMS COUNTY

J. Hayes Beard, Gettysburg, from June 13, 1944, until December 31, 1944, and until his successor is duly appointed and qualified.

CAMERON COUNTY

(Mrs.) Christie Close, Emporium, from July 7, 1944, until December 31, 1946, and until her successor is duly appointed and qualified.

CARBON COUNTY

Emerson C. West, Weatherly, from January 1, 1945, until December 31, 1947.

Charles D. Neast, Mauch Chunk, from January 1, 1945, until December 31, 1947.

DELAWARE COUNTY

Adam J. Weber, Yeadon, from May 24, 1944, until December 31, 1944, and until his successor is duly appointed and qualified.

FAYETTE COUNTY

(Mrs.) Maude S. Reynolds, Uniontown, from August 11, 1944, until December 31, 1946, and until her successor is duly appointed and qualified.

HUNTINGDON COUNTY

(Mrs.) Minnie Rudy, Huntingdon, from July 11, 1944, until December 31, 1946, and until her successor is duly appointed and qualified.

LEBANON COUNTY

Clayton R. Boltz, Jonestown, from October 23, 1944, until December 31, 1945, and until his successor is duly appointed and qualified.

MONTOUR COUNTY

Jerome C. Fetzer, Danville, from June 12, 1944, until December 31, 1946, and until his successor is duly appointed and qualified.

VENANGO COUNTY

E. H. Messer, Oil City, from July 27, 1944, until December 31, 1944, and until his successor is duly appointed and qualified.

Andrew J. Harper, Oil City, from July 27, 1944, until December 31, 1946, and until his successor is duly appointed and qualified.

EDWARD MARTIN.

The PRESIDENT. Unless there is a request to the contrary, the nominations will be acted upon at one time.

Mr. JASPAN. Mr. President, I have no objection to any of the persons named. However, I do want to say a few words before they are finally acted upon.

The PRESIDENT. The gentleman from Philadelphia may proceed.

Mr. JASPAN. Mr. President and members of the Senate, with respect to the nominations to the Board of Trustees of the Eastern State Penitentiary, the Democratic Party has gone on record as favoring them. They are doing it rather reluctantly.

However, realizing the chaos and disorder that is prevalent now at the Eastern Penitentiary, a condition which started some time ago, first with the resignation of three trustees—nobody seems to know the reason—and then more recently the escape of twelve prisoners from the Eastern Penitentiary, ten of whom have been captured—and nobody can explain that.

However, we feel that it has not been managed properly. Warden Smith, however, in a statement made about a week ago, lays the blame at the doorstep of the Department of Welfare, and probably properly I will say, he was absolutely justified in his statement, because he claims they have not the room, they have not the equipment, they have not the manpower, and under these circumstances he can not possibly conduct his office properly.

With this new board we hope that probably some order may be restored out of the chaos and confusion that now exists and which has been attributed to the Department of Welfare.

While it is true that we intend sooner or later to abandon the Eastern Penitentiary, I am predicting this will not be done for years to come. In the meanwhile the Eastern Penitentiary is a penal institution where our prisoners are confined and care must be taken to provide properly for these prisoners, and, further, to make sure that we do not have a recurrence of what has been taking place there for the past six months.

Bills have been introduced by Senator Troutman, and I examined those bills and I think they are fine bills. However—and I can not emphasize it too strongly—nothing will be done this year, nothing will be done next year, so what is going to happen at the Eastern Penitentiary in the meanwhile? Are we going to have our new trustees resign because of conditions as they exist there. I hope not. The character of the nominees now being considered I can not question, but they have a very difficult job and unless the Department of Welfare cooperates with them we can not hope for any improvement or amelioration of conditions as they exist there.

We are either going to have a prison there or not. If we are going to abandon it, let us abandon it immediately and move those prisoners to other institutions. I have little reason to believe that those prisoners will be moved within a short time. It is an old story by Governor Martin and his group—promises, promises, promises, not tomorrow or the day after, but for some time in the distant future.

It is unfortunate that men are sent to jail, but when they are sent there, proper facilities and equipment should be provided so that they can be restored in time, or at least when their terms are up, as useful citizens of society, but under conditions as they exist today that is practically impossible.

Mr. President, the Democratic Party is going along on these nominations and will confirm them but I sincerely hope, and I am repeating what I said, that these gentlemen that today we will confirm will see to it that some order is restored. I further hope that the Department of Welfare will, for the time being, at least until this new institution that they have in mind becomes a reality, cooperate with the prison trustees and also the prison warden.

UNANIMOUS CONSENT UNDER RULE 38

Whereupon,

A motion was made by Mr. EALY and Mr. THOMAS,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. EALY. Mr. President, I move that the Executive Session do now rise.

Mr. THOMAS. Mr. President, I second the motion.

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. THOMAS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. THOMAS, from the Committee on Mines and Mining reported as committed, Senate Bill No. 713, entitled:

An Act to amend sections three and five of Article nineteen of an act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," by making provisions for those who have served in the armed forces of the United States who are candidates for mine inspectors and who have been appointed mine inspectors.

CALENDAR

BILL ON FINAL PASSAGE, RECALLED FROM HOUSE OVER IN ORDER

Mr. HEYBURN. Mr. President I ask unanimous consent that House Bill No. 795, on final passage, entitled:

An Act to further amend clause (f) of section two hundred one and to add clause (n) to section two hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FINAL PASSAGE

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 340, on final passage, entitled:

An Act to further amend subsection (c) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State Government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" making further provision for designation and selection of representatives for the purposes of collective bargaining

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 673, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to convey to the County of Blair or the City of Altoona or to the County of Blair and the City of Altoona certain real property located in said county and heretofore acquired by the Commonwealth for development as an airport

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies acting on behalf of the Division of Aeronautics Department of Revenue and subject to the approval of the Governor is hereby specifically authorized to grant and convey to the County of Blair or the City of Altoona or to the County of Blair and the City of Altoona all that certain piece parcel or tract of land situate lying and being in the township of North Woodbury County of Blair and Commonwealth of Pennsylvania consisting of five tracts more fully described as follows

Tract No 1 Beginning at a point in the Weaver Lane at corner of land of William E Hinton and Carrie M Hinton and lands of Clair Wier and Beulah Wier thence along said Lane North 73° 11′ 20″ West 1826.16 feet to a point thence North 15° 51′ East 496.82 feet to a pipe thence along other lands of grantor South 64° 50′ East 1569.40 feet to a pipe thence along other lands of grantor North 22° 50′ East 2123.85 feet to a pipe at the Southwest side of the public road leading from Martinsburg to Henrietta thence along lands of Clair Wier and Beulah Wier South 15° 23′ 40″ West 2381.41 feet to a point and place of beginning Containing 21.979 acres

Tract No 2 Beginning at a point in the Weaver Lane at corner of lands of George H Bridenbaugh and Gertrude M Bridenbaugh and lands now or late of Mary Cooper thence along said land South 73° 11′ 20″ East 1366.74 feet to a point thence along land now or late of David S Hoover South 16° 31′ 20″ West 502.19 feet to a point thence along other lands of grantors North 64° 50′ West 1380.19 feet to a pipe thence along other lands of grantors South 22° 50′ West 22.50 feet to a point on line of lands now or late of Mary Cooper thence along line of said lands now or late of Marcy Cooper North 16° 34′ East 324.08 feet to a point and place of beginning Containing 12.607 acres

Tract No. 3 Beginning at a point in the Weaver Lane at a corner of the lands of the The Federal Land Bank of Baltimore and lands now or formerly of Michael Bridenbaugh thence binding along said Weaver Land South 73° 11′ 20″ East 23.96 feet to a point thence along other lands of The Federal Land Bank of Baltimore South 16° 31′ 20″ West 505.75 feet to a pipe thence along other lands of The Federal Land Bank of Baltimore North 64° 50′ West 462.11 feet to a point on said Bridenbaugh land thence along said Bridenbaugh lands North 16° 31′ 20″ East 502.19 East 502.19 feet to a point in place of beginning and containing 5.189 acres more or less

Tract No 4 Beginning at a point at land of William Hinton on the road leading from Martinsburg to Henrietta thence along the said road South 49° 28′ 30″ East 524.82 feet to a point on said road thence South 22° 50′ West 1984.73 feet to a point thence from said point South 64° 50′ East 1279.09 feet to a point thence South 16° 48′ 40″ West 10.3 feet to a point on an old road heretofore known as the Weaver Lane along land of Nevin Bridenbaugh and thence along the said Nevin Bridenbaugh and Louis Smith in the said Weaver Lane North 73° 11′ 20″ West 1478.86 feet to a point on the land of William Hinton and thence along the said William Hinton North 15° 23′ 40″ East 2381.41 feet to the place of beginning and containing 21.39 acres more or less

Tract No 5 Beginning at a point in the Weaver Lane

at corner of lands late of Mary Cooper and lands now or late of Michael Bridenbaugh thence along said Bridenbaugh lands South 16° 34′ West 2174.08 feet to a point thence North 73° 57′ West 703.52 feet to a pipe thence along other lands late of Mary Cooper North 22° 50′ East 1951.98 feet to a pipe thence along other lands late of Mary Cooper North 64° 50′ West 1507.78 feet to a pipe thence North 15° 51′ East 9.86 feet to a point on said Weaver Lane thence along said Weaver Lane South 73° 11′ 20″ East 1983.28 feet to a point and place of beginning containing 33.274 acres

These being the same tracts of land which were purchased by the Commonwealth for use as an airport on December 30 1936 January 7 1937 April 26 1937 May 14 1937 and May 15 1937 respectively and recorded in the Recorder's Office in Blair County in Deed Books Volume 434 page 109 Volume 434 page 314 Volume 434 page 482 Volume 434 page 639 and Volume 446 page 415 and of which tracts the deeds are now on file in the office of the Secretary of Internal Affairs

The conveyance herein authorized shall be subject to the same reservations and exceptions as expressed in the deeds to the Commonwealth hereinbefore described

Section 2 The grant or conveyance herein authorized may be made for such consideration or without consideration as the Governor may approve Said grant or conveyance shall be effected by execution of a deed in regular form from the Commonwealth executed and delivered by the Department of Property and Supplies to the County of Blair and the City of Altoona

Section 3 The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Holland,	McGinnis,	Wade,
Coleman,	Homsher,	Rosenfeld,	Wagner,
Cox,	Heyburn,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to final consideration of House Bill No. 805, entitled:

An Act to amend Article VIII of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties.

On the question,

Shall the bill pass finally?

RECONSIDERATION OF HOUSE BILL No. 805

Mr. FARRELL. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 805 passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. FARRELL. Mr. President, I voted "aye".

Mr. HEYBURN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. FARRELL. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 860.1, page 2, line 12 by striking out after the word "means" and before the word "and" the word "knowingly" and inserting in lieu thereof the following: "wilfully and maliciously"; Amend Section 860.1, page 2, line 13, by striking out after the word "person" the words "or without a subpoena issued"; Amend Section 860.1, page 2, by striking out all of line 14; Amend Section 860.1, page 2, line 15, by striking out at the beginning of the line the words "duly constituted legal authority."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILLS ON THIRD READING

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 40, on third reading, entitled:

An Act to amend or further amend the title and sections one five seven nine and ten of the act approved the eighth day of June one thousand nine hundred seven (P. L. 496) entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefor" excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 58, on third reading, entitled:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth

by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal School or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further regulating the vacation leave and sick leave to which State employes are entitled with pay

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 89, as follows:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty-two thousand nine hundred dollars ($42,900) or as much thereof as may be necessary is hereby specifically appropriated out of the State Workmen's Insurance Fund to the State Employes' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred forty-five for payment from time to time into the State Employes' Retirement Fund to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employes' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of twenty thousand three hundred dollars ($20,300) and to the credit of the Contingent Reserve Account the sum of twenty-two thousand six hundred dollars ($22,600)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 98, as follows:

An Act to amend an act approved the sixth day of June one thousand eight hundred and seventy-one (P. L. 1353) entitled "An act relative to plans of survey and regulation in the City of Philadelphia" by restricting the operation of the act to original plans and revisions changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published and of the hearing thereon eliminating the requirement that streets which are the subjects of such plans or revisions must extend from street to street as thoroughfares and must be called public streets and abrogating the provisions for widening the streets upon the petition of the owners or majority of feet frontage thereon or on one side thereof and by providing that all plans and revisions of plans of land subdivision shall after approval by the Board of Surveyors be recorded in the Office of the Recorder of Deeds and that owners and purchasers shall be conclusively presumed to have notice thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the act approved the sixth day of June one thousand eight hundred seventy-one (P. L. 1353) entitled "An act relative to plans of survey and regulation in the city of Philadelphia" be and the same is hereby amended to read as follows

Section 1 Be it enacted &c That the board of surveyors of the city of Philadelphia as elected and constituted under acts of Assembly be and the the same [are] is hereby invested with full authority to examine and finally confirm or reject all original plans [of surveys or] and revisions of plans of the city of Philadelphia when the same have been made by direction of the [select and common councils] council of the said city and for the purpose of enabling the said board to carry out the intent of this act [they are] it is hereby authorized through [their] its presiding officer to administer oaths and affirmations and hear testimony and shall use a seal for all official papers

Section 2 No plan for survey or regulation or a revision of either or both shall be finally acted upon by the said board of surveyors until [public] advertisement shall have been made for two times in each of three [of the public] daily newspapers of general circulation in the city of Philadelphia [six times in each] [during] The first insertion in each newspaper to be inserted the thirty days immediately preceding the proposed action and the second notice to be inserted not less than fifteen days thereafter and that handbills be posted upon and throughout the area covered by the plan to be considered giving notice of a hearing thereof for at least days prior to said hearing and that upon the confirmation of any plan of surveys and regulations by the said board of surveyors the seal of the board shall be affixed thereto and attested by the presiding officer said confirmation to be final and conclusive without appeal

Section 3 No street shall hereafter be added to any confirmed plan of the city of Philadelphia [and called a public street] until the same shall have been approved by the board of surveyors as to location width and grades [and shall extend from street to street as a thoroughfare] Provided That an appeal may be taken to the court of quarter sessions of the city and county of Philadelphia at any time within three months after said

board of surveyors shall have finally confirmed any plan as aforesaid when said court may after a hearing confirm said plan as submitted or remand it back to the board of surveyors for reconsideration and revision All plans and revisions of plans of land laid out in plots or building lots and the streets highways alleys or other portions of the same intended to be dedicated to public use or the use of purchasers or owners of lots fronting thereon or adjacent thereto located within the city limits shall be recorded in the office of the Recorder of Deeds after submission to and approval by the board of surveyors And it shall not be lawful to receive or record any such plan in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the board of surveyors The approval of any such plan by said board shall not impose any duty upon the city concerning the improvement or maintenance of any such dedicated streets or highways until the proper authorities of the city shall have made actual appropriation for such improvements and maintenance and the disapproval of any such plan by the board of surveyors shall be deemed a refusal of any proposed dedication The owners and purchasers of such lots shall be conclusively presumed to have notice of public plans maps and reports of the said board affecting such poprerty within its jurisdiction

[Section 4 That whenever a petition asking for the widening of any street in the city of Philadelphia shall be signed by a majority of the owners of property or the owners of a majority of feet front fronting on one side of said street and shall be submitted to the board of surveyors of the said city they shall examine into the expediency of granting the petition as asked for and if approved by them the said street shall be widened upon the side on which they property of the said petitioners may be located in accordance with the existing laws relative to the opening of streets in said city of Philadelphia]

Section 2 This act shall take effect immediately upon its final passage

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 116, as follows:

An Act to further amend sections one eleven and twelve of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by modifying certain definitions and imposing further powers and duties upon the retirement board prescribing the rights and liabilities of withdrawing contributors and of disability annuitants

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the fifth day of August one thousand nine hundred and forty-one (P. L. 839) is heremy further amended to read as follows

Definitions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings

* * * * *

18 "Accumulated Deductions" shall mean the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act to the credit of the annuity savings account together with the regular interest credited thereon [.] to the date of the termination of the contributor's State services

20 "State Annuity" shall mean payments [for life] derived from contributions made by the Commonwealth of Pennsylvania as provided in this act

21 "Members' Annuity" shall mean payments [for life] derived from contributions made by the contributor as provided in this act

Section 2 Section eleven of said act as last amended by the act approved the eighteenth day of May one thousand nine hundred and thirty-seven (P. L. 683 is hereby further amended to read as follows

Section 11 (1) Should a contributor before reaching superannuation retirement age by resignation or dismissal or for any other reason than death or retirement upon disability under section twelve or for superannuation under section thirteen cease to be a State employe he or she shall be paid [on demand] from the fund created by this act (a) the full amount of the accumulated deductions standing to his or her individual credit in the annuity savings account as of the termination of such service or in lieu thereof should he or she so elect (b) an annuity or a deferred annuity beginning at superannuation retirement age which shall be the actuarial equivalent of said accumulated deductions His or her

membership in the retirement association shall thereupon cease

Section 3 Section twelve of said act as last amended by the act approved the eighteenth day of May one thousand nine hundred and thirty-seven (P. L. 683) is hereby further amended to read as follows

Section 12 Retirement upon disability shall be made and discontinued as follows

(1) Upon the application of a contributor or of one acting in his or her behalf or upon the application of the head of his department the retirement board [shall] may retire said contributor on a disability allowance if he or she is under the superannuation retirement age and on a superannuation allowance if he or she has attained or passed such age Provided The physician or physicians designated by the retirement board after a medical examination of said contributor made at the place of residence of such contributor or at a place mutually agreed upon shall certify to the retirement board that said contributor is physically or mentally incapacitated for the performance of duty and that said contributor ought to be retired And provided that the retirement board concur in such report And provided further That said contributor has had five or more years of service as a member

(2) Once each [year] six months and at such other times as may be deemed necessary the retirement board [may] shall require any disability annuitant [while still under the superannuation retirement age] to undergo medical examination by a physician or physicians designated by the retirement board said examination to be made at the place of residence of said beneficiary or other place mutually agreed upon Should such physician or physicians thereupon report and certify to the retirement board that such disability beneficiary is no longer physically or mentally incapacitated for the performance of duty or that such disability beneficiary is able to engage in a gainful occupation and should the retirement board concur in such report then the [amount of the State annuity] disability retirement allowance shall be discontinued [or reduced to an amount that shall not be in excess of the amount by which the amount of last years salary of the beneficiary as a State employe exceeds his present earning capacity] whereupon the disability annuitant's membership shall cease and the liability of the retirement board shall be terminated

(a) Each three months it shall be the duty of any disability annuitant to furnish a written statement of all earnings from his business occupation or profession from whatever source derived and information showing whether or not he is able to engage in a gainful occupation and such other information as may be required by the retirement board On failure neglect or refusal to furnish such information for the period of the preceding three months the retirement board may refuse to make further disability retirement allowance payments to the disability annuitant until he has furnished such information to the satisfaction of the retirement board and should such refusal continue for six months all his rights in or to the disability retirement allowance constituted by this act shall be forfeited

(3) Should any disability annuitant while under the superannuation retirement age refuse to submit to at least one medical examination in any [year] six months period by a physician or physicians designated by the retirement board his or her State annuity shall be discontinued until the withdrawal of such refusal and should such refusal continue for [one year] a period of six months all his or her rights in and to the State annuity constituted by this act shall be forfeited

(4) Upon the application of any beneficiary under the superannuation retirement age drawing a disability retirement allowance under the provisions of this act said beneficiary may be restored to active service by the head of the department in which he or she served at the time of his or her retirement Upon the restoration of a beneficiary to active service his or her retirement allowance shall cease and he or she shall resume membership in the retirement association

(5) On retirement for disability a contributor shall receive a retirement allowance which shall consist of

(a) A member's annuity which shall be the actuarial equivalent of his or accumulated deductions and

(b) A State annuity which together with the member's annuity shall be sufficient to produce a retirement allowance of one-ninetieth (1/90) of his or her final salary multiplied by the number of his or her years of service but in any case not less than thirty per centum of said final salary unless said thirty per centum shall exceed eighth-ninths of the rate of retirement allowance to which the member might have been entitled had retirement been deferred until the superannuation retirement age when the State annuity granted shall be such exceed eight-ninths of the rate of retirement allowance equal to eight-ninths of the rate of allowance to which the member might have been entitled had retirement been deferred until the superannuation retirement age

Where a member deferred taking membership and has not completed his back payments at the time of disability retirement then the State annuity shall be the amount to which the member would have been entitled had the back payments been completed at the time of becoming a member

Should a disability annuitant die before the total allowance received for disability shall be at least equal to the amount of his or her accumulated deductions at the time of disability retirement then the board shall pay to the named beneficiary or to the annuitant's estate an amount equal to the difference between the allowance received and the annuitant's accumulated deductions and if such amount is less than one hundred dollars ($100) and no letters have been taken out on the estate within six months after death then payment may be made to the undertaker or to any person or political subdivision who or which shall have paid the claim of the undertaker

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Walker,
Chapman,	Homsher,	Tallman,	Wilson,
Crider	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

NAYS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 132, as follows:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania abolishing County of Philadelphia as a separate political entity and providing for administering of county functions by City of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article fourteen be amended by adding thereto section eight as follows

Section 8 The County of Philadelphia as a political entity separate and distinct from the City of Philadelphia is hereby abolished Functions of county government within the city and the functions of the Philadelphia courts shall be performed by officers of the city who shall be appointed or elected as may be provided by law but nothing in this section applies to the manner of selecting judges and magistrates Except as the General Assembly may otherwise provide the tax-levying body of the city shall control all expenditures from the city treasury No officer or employe whose compensation or the requirements of whose office are met in whole or in part from the city treasury shall receive for his own use any fees or commissions for any work done in the course of his employment by any public agency and all such fees or commissions received shall be paid in to the city treasury for the use of the city No law regulating the affairs of cities or counties shall be held invalid as local or special because of the inclusion of provisions giving effect to this section

Section 2 That no inconvenience may arise from the changes in the Constitution of the Commonwealth and in order to carry the same into complete operation it is hereby declared that

This amendment shall be effective immediately upon its adoption

Immediately upon the adoption of the amendment all county and court officers and employes paid out of the city treasury of Philadelphia shall become officers and employes of the City of Philadelphia and until the General Assembly shall otherwise provide shall continue to perform their duties and be elected appointed compensated and organized in such manner as may be provided by the Constitution and laws of the Commonwealth in effect at the time the amendment becomes effective but elected county officers in office when this amendment becomes effective shall be permitted to complete the terms for which they were elected

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WOODWARD. Mr. President, this is a joint resolution which provides a means in my opinion for the consolidation of the city and county of Philadelphia. I wish to make one statement only at this time

This is the bill, word for word, that passed the Legislature of 1935 and the Legislature of 1937, and when it was put up to the people in November of 1937, Philadelphia gave it a majority of 69,783 or 69,780 odd. It is for that reason that I have refused to accept amendments. I am offering the joint resolution, word for word, as it passed those two Legislatures and that is all I wish to say at this time.

Mr. JASPAN. Mr. President, I am heartily in accord with this bill. However, I understand that Senator Kephart today introduced a bill along similar lines. I do not know the nature of it. The Chairman of the Committee on Constitutional Changes can not possibly hold a meeting today, but I think he might hold a meeting tomorrow or Wednesday.

REQUEST THAT BILL GO OVER IN ORDER

Mr. JASPAN. Therefore, Mr. President, I feel that we should consider all these bills at the same time, and therefore Mr. President, I ask unanimous consent that Senate Bill No. 132, on third reading, go over in its order until such time as we have opportunity to discuss Senator Kephart's bill.

The PRESIDENT. Is there objection?

Mr. WOODWARD. Mr. President, I am sorry I have to object.

Mr. BLASS. Mr. President, the bill as presented by the gentleman from Philadelphia, Senator Kephart, is now in the hands of the Chairman of the Committee on Constitutional Changes; it seems that the proper way to proceed would be to have both these bills before the Senate, and for that reason the Chairman of the Committee on Constitutional Changes would be willing to hold a meeting of that committee now to act upon that bill, as to whether or not it should be reported out as committed. I have already polled a majority of the Committee on Constitutional Changes, who are in favor of reporting this bill out, but due to deference with regard to the Senator from Philadelphia, Mr. Jaspan, who demands a committee meeting, I am willing right now to hold that committee meeting in an ante-room if this Senate will be at ease.

Mr. WALKER. Mr. President, may I make the suggestion, with all due respect to this problem of Philadelphia, that a bill was introduced awhile ago—and I am not taking sides between Doctor Woodward, Senator Kephart and Senator Jaspan, if he has entered the lists, but I would like to suggest that this bill, introduced by Doctor Woodward, is on third reading and has been before us for some time; the bill introduced today by Senator Kephart will not be in print for several days, which means that we would hold up Senator Woodward's bill for perhaps a week, until the bill introduced by Senator Kephart catches up with it, unless we are going to pass the Woodward bill now.

I am not overly enthusiastic about the Committee on Constitutional Changes holding a meeting in a rear room, while the other members of the Senate sit around and twiddle their fingers while they decide what is going to happen in Philadelphia.

Mr. JASPAN. Mr. President, I have had little or no opportunity to study this bill presented by Senator Kephart; it has not been printed, only being introduced today.

This is a very important matter to the city of Philadelphia. This question of consolidation has come up time and again and, as a matter of fact, it was put to the voters of Pennsylvania several years ago and turned down.

However, I am interested in this—and I may be interested in the bill introduced by the Senator from Philadelphia, Mr. Kephart—on the other hand, I may not agree with its provisions or contents, but I think the fair thing to do would be to consider both bills at the same time. I am in agreement, I repeat, with Senator Woodward but Senator Kephart may have a better bill to take care of the situation, so if we hold the Woodward bill for a day or two the Chairman of the Committee on Constitutional Changes has said if he can not hold a meeting of that committee today he will hold it tomorrow, and I hope by that time the Kephart bill will be in

print, with a number properly assigned, and if so I will have an opportunity to read it.

That is all I am asking—a fair and square deal, and I think the Chairman of the Committee on Constitutional Changes is interested in giving everybody a fair and square deal, and Senator Kephart likewise is, and I think Senator Woodward should go along and have this bill held over for a day or two—no great harm will come about by so doing.

As between the two I might be in favor of the Woodward bill, or, if the Kephart bill is better, I am perfectly willing to vote for it. I should like to be in a position of examining the two bills. I may be diametrically opposed to the Kephart bill, but on the other hand it may be an improvement.

Mr. BLASS. Mr. President, this bill has been assigned a number, it is a very short bill and very easily understandable, and it would not take very long for the Committee on Constitutional Changes to have both of these bills before the Senate, so that the members of the Senate would be able to discern the difference between the two bills.

For that reason I think it is very important that a meeting of the Committee on Constitutional Changes be held, and I am going to call such a meeting as soon as the Senate is at ease, in an ante-chamber, to take action on this bill, so that it can also appear on the Calendar, because this session is drawing to an end and both bills therefore will be before the Senators for their choice as to which bill appears to be better for the city of Philadelphia.

Mr. DENT. Mr. President, I can understand Philadelphia getting into some dilemma over the particular type of bill they want for consolidation of the city and county, but I also understand we have a Calendar today consisting of over a hundred bills, and if we are going to delay the entire Calendar here when, as the gentleman from Erie has just said, we are in the dying days of the session, until Philadelphia decides the type of bill they want, I might say that some very important legislation might fall by the wayside.

I suggest to the majority side that we continue our work on the Calendar and that the Committee on Constitutional Changes meet when it has printed copies of the bill to present to committee members, and not before then.

Mr. JASPAN. Mr. President, I press my request that the bill go over in its order, at least until the committee has an opportunity to act.

Mr. WOODWARD. I object.

Mr. JASPAN. Mr. President, I am in favor of this bill as it stands today, as I said before, but it is quite possible that Senator Kephart has a better bill. There was one feature that was stricken out, that I objected to; I think we are all aware of it, and it relates to the merit system.

Frankly, Mr. President, I hope that the Republican Party of the city of Philadelphia is as sincere as I am with respect to passage of this bill. Once before this joint resolution appeared before us, in fact, on two occasions, and finally it was presented to the people for a vote. The city of Philadelphia voted for it, but not overwhelmingly, which is equally true of the other large cities, but the up-state counties turned it down and consequently the joint resolution failed.

Just to make a play and give us words and promises, as I have said time and time again, means nothing; action is what counts, and actions speak louder than words. I think it might pass this session, and I hope it might pass in 1947, but I sincerely hope that when and if it does pass in 1947 the electorate of the state of Pennsylvania will vote overwhelmingly for something that Philadelphia wants and not vote against us as they did once before.

The PRESIDENT. There is objection to the bill going over in its order.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 135, on third reading, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisdiction of the Department of Mines in this Commonwealth, and the expenses incident to this office

go over in its order.

The PRESIDENT. Is there objection?

Mr. BARR. Mr. President, before the bill goes over in order I would like to have someone tell me just how this bill reads now. I can not read it. Mr. President, I am serious. I called the Reference Bureau and two different persons there said it reads two different ways.

Mr. HEYBURN. Mr. President, I believe House Bill No. 135 is going to be amended tomorrow by the Senator from Fayette, Mr. Bowers.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 155, as follows:

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifteen thousand dollars ($15,000) or as much thereof as may be necessary is hereby specifically appropriated out of the Fish Fund to the State Employes' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred forty-five for payment from time to time into the State Employes' Retirement Fund to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employes' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of seven thousand one hundred dollars ($7,100) and to the credit of the Contingent Reserve Account the sum of seven thousand nine hundred dollars ($7,900)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 162, on third reading, entitled:

An Act to protect the people from tuberculosis to provide for the care treatment isolation and hospitalization of persons afflicted therewith to provide for the commitment of certain persons afflicted with tuberculosis to provide for their care custody and discharge and to prescribe penalties for the violation of this act

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 231, on third reading, entitled:

An Act to amend section seven of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities person association or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" providing for and regulating the change of width grade lines or location of state highways in such cities the ascertainment and assessment of damages and benefits to abutting property in connection therewith and the payment of damages by cities and the Commonwealth including the cost of the removal of certain structures and making appropriations from the Motor License Fund

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 296, on third reading, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties; and providing for abatement of certain accrued interest and penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 312, on third reading, entitled:

An Act to amend clause (c) of section nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entiled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Board of Trustees of the Mothers' Assistance Fund, and Board of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," increasing the pension of a blind person

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 355, as follows:

An Act for the prevention control and cure of venereal disease by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties

Whereas The health and lives of the people and of the members of the armed forces are menaced by the presence and frequently of the grave infectious diseases known as venereal diseases and

Whereas There have been recent important improvements in the methods of dealing with venereal disease and

Whereas Public health demands adequate measures to control the spread and provide for the diagnosis and treatment of venereal disease therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definition For the purposes of this act syphilis gonorrhea chancroid lymphogranuloma venereum and granuloma inguinale are herein designated as venereal diseases and are hereby declared to be subject to regulation as contagious infectious communicable and dangerous to public health

Section 2 Examination and Diagnosis Whenever the Secretary of Health has reasonable grounds to suspect any person of being infected with a venereal disease he shall require such person to undergo a medical examination and blood test or other approved diagnostic procedure for the purpose of ascertaining whether or not such person is infected with a venereal disease It shall be the duty of every such person to submit to such diagnositc procedure In the event that such person refuses to submit to such diagnostic procedure the Secretary of Health at its discretion may either (1) cause such person to be quarantined until such person is determined by the State Department of Health not to be infected with a venereal disease in a communicable stage or (2) file a bill in equity in any court of record having jurisdiction to compel such person to submit to the said diagnostic procedure all records in such proceedings being impounded by the court

(a) Any person taken into custody and charged with any crime involving lewd conduct or sex offense shall be examined for venereal diseases by the Secretary of Health or a qualified physician designated by him

(b) Any person taken into custody and confined in or committed to any penal institution or house of correction or detention or any person to whom the jurisdiction of a juvenile court shall attach shall be examined for venereal diseases by the Secretary of Health or a qualified physician designated by him

(c) Any such person noted in paragraphs (a) or (b) of this section found upon such examination to be infected with any venereal disease shall be given appropriate treatment by duly constituted health authorities or their deputies or by the attending physician of the institution if any

Section 3 Diagnostic Tests For the purpose of this act a standard or approved test procedure for each of the venereal diseases shall be a test approved by the State Department of Health and if a laboratory test is part of the approved procedure it shall be made in a laboratory approved to make such tests by the State Department of Health

Section 4 Reporting Every physician who diagnoses any case of syphilis shall make a written report of such case to the State Department of Health or its authorized agent or agents upon forms provided by and in accordance with regulations prescribed by such Department

Physicians midwives nurses and others engaged in the care of new-born infants shall report all cases of eye infection of new-born infants to the State Department of Health upon forms provided and in accordance with regulations prescribed by said Department

Section 5 Treatment The State Department of Health shall provide or designate adequate facilities for the free diagnosis (including blood and other tests) of venereal diseases and for the free treatment and care of persons so infected when necessary for the public health

(a) Any person determined by the Secretary of Health to be infected with a venereal disease in a communicable stage may in the discretion of the Secretary of Health be dealt with in accordance with its quarantine regulations until the disease of such person is determined by approved diagnostic procedure to be no longer in a communicable stage

(b) If a person is determined by the Secretary to be infected with a venereal disease in a communicable stage and if such person refuses to submit to treatment approved by the Secretary of Health any court of record having equitable jurisdiction may upon application of the State Department of Health commit such person to an appropriate institution designated by the State Department of Health for treatment until the diease has been rendered non-communicable

Section 6 Pre-martial Examination (a) No license to marry shall be issued until there shall be in the possession of the clerk of the orphans' court a statement or statements signed by a duly licensed physician of the Commonwealth of Pennsylvania or any commissioned medical officer in the United States Army or Navy or any physician of the Public Health Service of the Federal Government that each applicant within thirty days of the issuance of the marriage license has submitted to an examination to determine the existence or nonexistence of syphilis which examination has included a standard serological test or tests for syphilis and that in the opinion of the examining physician the applicant is not infected with syphilis or if so infected is not in a stage of the disease which is likely to become communicable The physician's statement shall be accompanied by a statement from the person in charge of the laboratory making the test or from some other person authorized to make such statement setting forth the name of the test the date it was made the name and address of the physician to whom a report was sent and the exact name and address of the person whose blood was tested but not setting forth the result of the test

(b) Any applicant for a marriage license having been denied a physicians' statement as required by this act shall have the right of appeal to the State Department of Health for a review of the case and said Department shall after appropriate investigation issue or refuse to issue a statement in lieu of the physician's statement required by subsection (a) of this section

(c) The statements required of the physician who examined the applicant and the laboratory which made the serological or other test shall be uniform throughout the State and shall be upon forms provided therefor by the State Department of Health These forms shall be filed by the clerk of the orphans' court separately from the applications for marriage licenses and shall be regarded as absolutely confidential by any and every person whose duty it may be to obtain make transmit or receive such information or report

(d) It shall be unlawful for any applicant for a marriage license physician or representative of a laboratory to misrepresent any of the facts prescribed by this act or for any licensing officer failing to receive the statements prescribed by this act or having reason to believe that any of the facts thereon have been misrepresented nevertheless to issue a marriage license or for any person to disregard the confidential character of the information or reports required by this act or for any other person otherwise to fail to comply with the provisions of this act

Section 7 Pre-natal Examination (a) Every physician who attends treats or examines any pregnant woman for conditions relating to pregnancy during the period of

gestation or at delivery shall take or cause to be taken unless the woman dissents a sample of blood of such woman at the time of first examination or within fifteen (15) days thereof and shall submit such sample to an approved laboratory as defined in section three of this act for an approved serological test for syphilis All other persons permitted by law to attend pregnant women but not permitted by law to take blood samples shall unless the woman dissents likewise cause a sample of the blood of every such pregnant woman attended by them to be taken by a duly licensed physician of the Commonwealth of Pennsylvania and submit it to an approved laboratory for an approved serological test In the event of dissent it shall be the duty of the physician to explain to such pregnant women the desirability of such a test

(b) In reporting every birth and still-birth physicians and others required to make such reports shall state upon the certificate whether the above required blood test was made and if made the date of test

Section 8 Advertisement The Department of Health shall formulate rules and regulations concerning the advertisement of treatment prophylaxis diagnosis and/or cure of diseases of the generative organs or of venereal diseases

Section 9 Sale of Drugs Prohibited Sale of drugs or other remedies for the treatment of such diseases is prohibited except under prescription of duly licensed physicians of the Commonwealth

Section 10 Education in Venereal Disease (a) The State Department of Health shall disseminate to the public information relating to venereal diseases to aid in the prevention and control of said diseases

(b) In accordance with the regulations and by methods prescribed by the State Department of Health any physician treating a person with venereal disease in a communicable stage shall inform the person of the nature and communicability of his disease and the need for proper treatment

Section 11 Regulations State Department of Health The State Department of Health is hereby authorized and empowered to make such rules and regulations as shall in its judgment be necessary for the carrying out of each of the provisions of this act It shall be unlawful for any person to violate the regulations of the State Department of Health

Section 12 Violations of Act and Penalties Whoever wilfully violates any provision of this act shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than fifty dollars ($50) nor more than two hundred dollars ($200) with all costs of prosecution and in default of payment of such fine and costs to undergo imprisonment for a period of not less than thirty days nor more than sixty days

Section 13 Repeal of Other Acts The act approved the seventeenth day of May one thousand nine hundred thirty-nine (P. L. 148) entitled "An act regulating the issuance of marriage licenses prohibiting the issuance thereof to persons infected with syphilis in certain stages requiring each applicant to produce certain evidence of freedom from such diseases imposing duties upon the Department of Health and the clerk of the orphans' court of the various counties and imposing penalties" is hereby repealed

All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

Section 14 Sections Separable The provisions of this act are severable and if any of the provisions thereof are held to be unconstitutional the decision shall not be construed to impair any other provision of this act It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 15 Act Effective Immediately This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 361, as follows:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the Fortieth Ward City of Philadelphia Commonwealth of Pennsylvania known as the Naval Ammunition Depot of Fort Mifflin Pennsylvania and ceding jurisdiction to the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The consent of the Commonwealth of Pennsylvania is hereby granted in accordance with the seventeenth clause eighth section of the first article of the Constitution of the United States to the acquisition by the United States of America of two certain tracts of land in the Fortieth Ward City of Philadelphia Pennsylvania known as the Naval Ammunition Depot of Fort Mifflin containing 28.0373 acres the first tract containing 12.8485 acres being bounded and described as follows

Beginning at a point in the center line of Fort or Fort Mifflin Road said point being located S 29° 31′ 41″ E 192.126 feet measured along the center line from an angle in said road the said angle being located S 29° 17′ 41″ E 2174.261 feet measured along the center line of the said Road from a point in the center line of Penrose Ferry Road thence along the center line of Fort or Fort Mifflin Road S 29° 31′ 41″ E 548.036 feet to a point in the line of land of the United States of America thence along the said line S 43° 58′ 41″ W 1532.001 feet to an angle in said line thence still along the same S 34° 28′ 36″ W 236.943 feet to a point thence N 56° 21′ 31″ W 114.967 feet to a point in the line of land of the City of Philadelphia thence along the said line N 30° 28′ 00″ E 1943.000 feet to a point in the line of land of Mary Louise Lowrey thence along the said line N 46° 39′ 19″ E 52.751 feet to the first mentioned point and place of beginning

The second tract containing 15.1888 acres being bounded and described as follows

Beginning at a point in a line dividing this tract and land of the United States of America from land of the City of Philadelphia and said point being located N 39°

20′ 19″ E 685.882 feet along the said line from a point in the center line of Fort or Fort Mifflin Road this latter point being located S 20° 17′ 41″ E. 1761.181 feet measured along the center line of Fort or Fort Mifflin Road from a point in the center line of Penrose Ferry Road thence along the said line of land of the City of Philadelphia N 39° 20′ 19″ E 985.425 feet to a point in the southerly pierhead and bulkhead line of the Schuylkill River thence along the said pierhead and bulkhead line S 77° 17′ 41″ E. 151.395 feet to an angle in the said line thence still along the same S 80° 07′ 32″ E 102.997 feet to a point in the line of land of the United States of America thence along the boundary of the land of the United States of America as follows viz S 11° 28′ 00″ W 72.179 feet to a P C of a curve thence along a line curving to the right with a radius of 2964.775 feet the arc distance of 983.155 feet to the P T of the said curve thence along the radial line of the said curve N 59° 32′ 00″ W 14.970 feet to a point thence S 30° 28′ 00″ W 858.960 feet to a point thence N 26° 25′ 38″ W 150.770 feet to a point thence N 24° 56′ 21″ E 292.643 feet to a point thence N 10° 56′ 41″ W 617.035 feet to the first mentioned point and place of beginning

Section 2 Exclusive jurisdiction in and over the aforesaid lands is hereby ceded to the United States of America by the Commonwealth of Pennsylvania for the erection of forts magazines arsenals dock yards and other needful buildings with the exception of roads abutting on said lands to be used by the United States for military and other public purposes which are not already under the jurisdiction of the United States

Section 3 The jurisdiction so ceded to the United States of America is granted upon the express condition that the Commonwealth of Pennsylvania shall retain concurrent jurisdiction with the United States in and over the lands and buildings aforesaid in so far that civil process in all cases and such criminal process as may issue under the authority of the Commonwealth of Pennsylvania against anyone charged with crime committed outside said land may be executed thereon in the same manner as if this jurisdiction had not been ceded The United States shall retain such jurisdiction so long as the said land shall be used for the puposes for which jurisdiction is ceded and no longer

Section 4 The jurisdiction so ceded to the United States shall be upon the further condition that the Commonwealth reserves to itself and its political subdivisions whatever power of taxation it may constitutionally reserve to levy and collect all taxes now or hereafter imposed by the Commonwealth and its political subdivisions upon property persons and franchises within the boundaries so ceded

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 402, as follows:

An Act to amend subsection B of section three of the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amounts of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions and imposing penalties" excluding domestic corporations owned exclusively by and for members of the medical and dental professions from the provisions thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection B of section three of the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amounts of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions and imposing penalties" is hereby amended to read as follows

Section 3 License Required

* * * * *

B On and after the effective date of this act no domestic business corporation organized under or existing by virtue of the Business Corporation Law of this Commonwealth except those owned and controlled exclusively by and for members of the medical and dental professions of this Commonwealth engaged in among other activities the financing of personal obligations arising from the rendering of professional services which are limited strictly to medical or dental care diagnotic and treatment services or nursing and hospital care and no director officer employe agent or member of such corporation shall engage or continue to engage in this Commonwealth either as principal employe agent or broker in the business of negotiating or making loans or advances of money or credit in the amount or value of one thousand dollars ($1,000) or less and charge collect contract for or receive interest discount bonus fees fines commissions charges or other considerations which aggregate in excess of six per cent (6%) per year on the amount actually loaned or advanced or on the unpaid principal balances when the contract is payable by stated installments without first obtaining a license from the Secretary of Banking of the Commonwealth of Pennsylvania in accordance with the provisions of this act

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, I probably will be the only one to vote against this bill, but I simply can not understand why domestic corporations owned exclusively by members of the medical and dental professions should not come under the law when they charge more than

six per cent interest. I believe when they get into a class where they are charging more than six per cent interest, although they might be non-profit by their corporate make-up, there is no method by which we can measure the amount of money that is charged in interest, used for purposes other than legal purposes of management. I believe this is a very bad piece of legislation.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	DiSilvestro,	Klein,	Tallman,
Becker,	Ealy,	Leader,	Taylor,
Berger,	Edmonds,	Letzler,	Thomas,
Blass,	Farrell,	Mallery,	Troutman,
Bowers,	Geltz,	Margie,	Tyler,
Carr,	Heyburn,	McGinnis,	Wade,
Chapman,	Holland,	Ruth,	Wagner,
Coleman,	Homsher,	Scarlett,	Walker,
Cox,	Jones,	Snowden,	Wilson,
Crider,	Kephart,	Stevenson,	Woodward,
Crowe,			

NAYS—8

Dent,	Haluska,	McCreesh,	Stiefel,
Gourley,	Jaspan,	Rosenfeld,	Woodring,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 410, on third reading, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 423, on third reading, entitled:

An Act to add section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing temporarily for payment of State Appropriations where schools are closed on account of impassable roads heavy snow or floods

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 449, as follows:

An Act relating to settlements abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance and repealing inconsistent legislation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words when used in this act shall have the following meanings unless otherwise clearly apparent from the context

(1) "Assistance" means assistance in money goods shelter service or burial derived from or with State or Federal funds for indigent persons residing in Pennsylvania and needing assistance to enable them to maintain for themselves and their dependents a decent and healthful standard of living and for indigent homeless or transient persons The word "assistance" shall be construed to mean pensions for those blind persons who are entitled to pensions as provided in this act

(2) "General assistance" means assistance provided from or with State funds only to persons entitled to assistance other than dependent children aged persons and blind persons

(3) "Public assistance" shall be construed to mean "general assistance" and "assistance"

Section 2 Any person residing within this Commonwealth shall hereafter be entitled to receive public assistance as provided by law without regard to the period of time he or she has resided threin and this Commonwealth or any political subdivision thereof charged with the granting of public assistance may do so without regard to the period of time any person seeking public assistance and otherwise entitled thereto shall have resided within this State Provided however That if the applicant for public assistance has resided in Pennsylvania for less than one (1) year such person shall only be entitled to receive public assistance if he or she was formerly a resident of a State which grants public assistance without regard to the period of time he or she has resided therein

Section 3 All acts and parts of acts to the extent that the same are inconsistent with this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 501, on third reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 565, as follows:

An Act to further amend subsection (f) of section three and the first paragraph of section four of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 644) entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof to limit the initiation of the development of such projects until December 31, 1943, to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government to acquire or lease such projects and to sell or lease certain projects to the Federal Government to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities" by extending the time in which the development of projects may be initiated thereunder

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section three and the first paragraph of section four of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 644) entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof to limit the initiation of the development of such projects until December 31 1943 to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government to acquire or lease such projects and to sell or lease certain projects to the Federal Government to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities" are hereby further amended to read as follows

Section 3 Definitions

* * * * *

(f) The development of a project shall be deemed to be "initiated" within the meaning of this act if a housing authority has issued any bonds notes or other obligations with respect to financing the development of such projects of the housing authority or has contracted with the Federal Government with respect to the exercise of powers hereunder in the development of such project of the Federal Government for which an allocation of funds has been made prior to May 31 [1945] 1947

Section 4 During the national defense period every housing authority shall have the power to undertake the development and administration of projects within its field of operation to provide safe and sanitary dwellings for persons engaged in national defense activities but no housing authority shall initiate the development of any such project pursuant to this act after May 31 [1945] 1947

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 578, as follows:

An Act to further amend subsection (b) of section nine hundred thirteen and section nine hundred seventy-eight point one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by eliminating certain filing fees required by said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled

"An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as amended in part by the act approved the twenty-sixth day of June one thousand nine hundred forty-one (P. L. 212) is hereby further amended to read as follows

Section 913 Place and Time of Filing Nomination Petitions Filing Fees

* * * * *

(b) Each person filing any nomination petition shall pay for each petition at the time of said filing a filing fee to be determined as follows and no nomination petition shall be accepted or filed unless and until such filing fee is paid by a certified check or money order only Said certified checks or money orders shall be made payable to the Commonwealth of Pennsylvania or to the county as the case may be and shall be transmitted to the State Treasurer or to the county treasurer and shall become part of the General Fund

1 If for the office of President of the United States or for any public office to be filled by the electors of the State at large the sum of fifty dollars ($50.00)

2 If for the office of Representative in Congress or judge of a court of record excepting judges to be voted for by the electors of the State at large and associate judge the sum of thirty-five dollars ($35.00)

3 If for the offices of senator or representative in the General Assembly or for any office to be filled by the electors of an entire county other than jury commissioner associate judge or prison inspector the sum of twenty-five dollars ($25.00) if for the office of jury commissioner or associate judge the sum of ten dollars ($10.00) if for the office of prison inspector the sum of two dollars ($2.00) if for any office to be filled by the electors of an entire city the following sums if in a city of the first or second class twenty-five dollars ($25.00) if in a city of the second class A fifteen dollars ($15.00) and if in a city of the third class ten dollars ($10.00)

4 If for any borough town township school district or poor district office not otherwise provided for the sum of two dollars ($2.00)

Provided however that no filing fee shall be paid for a nomination petition for any public office for which no compensation is provided by law

[5 If for judge or inspector of election or for any other public office not included hereinabove the sum of fifty cents (.50)]

6 If for the office of delegate or alternate delegate to National party convention or member of National committee or member of State committee the sum of ten dollars ($10.00)

[7 If for any other party office the sum of fifty cents (.50)]

8 If for the office of alderman justice of the peace or constable the sum of two dollars ($2.00)

9 If for the office of township auditor or road supervisor the sum of one dollar ($1.00)

(c) The filing fees herein provided for shall not be refunded in the event of the withdrawal of any candidate named in any petition or for any other cause whatsoever

(d) All nomination petitions shall be filed at least fifty (50) days prior to the primary

Petitions to be filed in the office of the Secretary of the Commonwealth shall be received in said office not later than 5 o'clock P M on the last day for filing same and all petitions to be filed with any county board of elections shall be received in said office not later than the ordinary closing hour of said office on the last day for filing same

Section 2 Section nine hundred seventy-eight point one of said act as amended by the act approved the fifth day of May one thousand nine hundred forty-four (Act No 3) is hereby further amended to read as follows

Section 978.1 Vacancy in Party Nomination by Failure to Pay Filing Fee Every person nominated at any primary election as a candidate of any political party for any office other than a borough town township school district or poor district office or the office of alderman justice of the peace or constable who has not paid the filing fee required by section nine hundred thirteen of this act as amended for the filing of a nomination petition for such office shall pay the amount of such fee to the State Treasurer or to the county treasurer as the case may be at least one hundred five days previous to the day of the general election or at least twenty-five days previous to the day of the municipal election at which such candidate's name would appear on the ballot Failure to pay such fee within the time herein prescribed shall result in a vacancy in such party nomination Such vacancy shall be filled in the manner hereinafter provided for the filling of such vacancies happening by reason of the death or withdrawal of any candidate

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 621, entitled:

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity and regulating the same

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

BILLS OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 621, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 634, on third reading, entitled:

An Act providing the war orphans shall not be charged tuition or matriculation fees for attending secondary schools within this Commonwealth

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 667, as follows:

An Act to further amend clauses six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" exempting from the provisions thereof motor vehicles engaged in the transportation of wood used in the manufacture of charcoal and wood chemicals

Whereas it is well recognized that a continuous and even increased production of charcoal and wood chemicals is essential to the full prosecution of the war effort and

Whereas an unhampered and increased flow of chemical wood to the charcoal and wood chemical factories is necessary to continue the manufacture of these important commodities and

Whereas certain provisions of the Public Utility Law relating to transportation of goods by motor vehicles impedes and is detrimental to the flow of chemical wood into the charcoal and wood chemical factories which provisions by reason thereof are directly impeding the war effort

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission

action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as amended or last amended as the case may be by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 709) are hereby further amended to read as follows

Section 2 Definitions The following words terms and phrases shall have the meanings ascribed to them in this section unless the context clearly indicates otherwise

* * * * *

(6) "Common Carrier by Motor Vehicle" means any common carrier who or which holds out or undertakes the transportation of passengers or property or both or any class of passengers or property between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes any motor vehicle with or without driver for transportation or for use in transportation of persons or property as aforesaid and shall include common carriers by rail water or air and express or forwarding public utilities in so far as such common carriers or such public utilties are engaged in such motor vehicle operations but shall not include (a) a lessor under a lease given on a bona fide sale of a motor vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) transportation of school children in any motor vehicle owned by any school district or operated under contract with any school district which transportation is lawfully paid for by the school district funds or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor or cooperative agricultural association hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms (d) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish excavated and road construction materials (e) transportation of property by the owner to himself or to purchasers directly from him in vehicles owned and operated by the owner of such property and not otherwise used in transportation of property for compensation for others (f) transportation of voting machines to and from polling places by any person or corporation for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election (g) any person or corporation who or which uses or furnishes for use trucks for the transportation of wood used in the manufacture of charcoal and wood chemicals

(7) "Contract Carrier by Motor Vehicle" means any person or corporation who or which provides or furnishes transportation of passengers or property or both or any class of passengers or property between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes with or without drivers any motor vehicle for such transportation or for use in such transportation other than as a common carrier by motor vehicle but shall not include (a) a lessor under a lease given on a bona fide sale of a motor vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) any bona fide agricultural cooperative association transporting property exclusively for the members of such association on a nonprofit basis or any independent contractor hauling exclusively for such association or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms (d) transportation of school children in any motor vehicle owned by any school district which transportation is lawfully paid for by the school district from district funds or (e) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish excavated or road construction materials or (f) transportation of voting machines to and from polling places by any person or corporation for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election (g) any person or corporation who or which uses or furnishes for use trucks for the transportation of wood used in the manufacture of charcoal and wood chemicals

* * * * *

(20) "Service" is used in this act in its broadest and most inclusive sense and includes any and all acts done rendered or performed and any and all things furnished or supplied and any and all facilities used furnished or supplied by public utilities or contract carriers by motor vehicle in the performance of their duties under this act to their patrons employes other public utilities and the public as well as the interchange of facilities between two or more of them but shall not include any acts done rendered or performed or any thing furnished or supplied or any facility used furnished or supplied by public utilities or contract carriers by motor vehicle in the transportation of voting machines to and from polling places for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election or in the transportation of wood used in the manufacture of charcoal and wood chemicals

* * * * *

(23) "Transportation of Passengers or Property" means any and all service in connection with the receiving transportation elevation transfer in transit ventilation refrigeration icing storage handling and delivering of property baggage or freight as well as any and all service in connection with the transportation or carrying of passengers but shall not mean any service in connection with the receiving transportation handling or delivering of voting machines to and from polling places for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election or the transportation of wood used in the manufacture of charcoal and wood chemicals

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Kephart,	Stevenson,
Becker,	Ealy,	Klein,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	Margie,	Tyler,
Chapman,	Haluska,	McCreesh,	Wade,
Coleman,	Heyburn,	McGinnis,	Wagner,
Cox,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Wilson,
Crowe,	Jaspan,	Scarlett,	Woodring,
Dent,	Jones,	Snowden,	Woodward,

NAYS—1

Stiefel,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 675, as follows:

An Act to repeal The General State Authority Act of one thousand nine hundred thirty-five and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Upon the payment and cancellation of all the bonds and other obligations heretofore issued or assumed by The General State Authority and still outstanding and the transfer and conveyance of all its properties to the Commonwealth as provided by law the Governor shall issue a proclamation declaring The General State Authority to be abolished and The General State Authority shall thereupon cease to exist

Section 2 No new or additional project shall be undertaken or commenced by The General State Authority pending the payment of its bonds and obligations

Section 3 The act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 452) entitled as amended "An act to promote the welfare of the people of the Commonwealth creating a General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" and all of its amendments and laws supplementary thereto are hereby repealed

Section 4 The provisions of this act with the exception of Section 3 shall become effective immediately upon final enactment and Section 3 hereof shall become effective on the first day of January one thousand nine hundred and forty-six

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, when we had before us the question of taking over the bonded indebtedness of the General State Authority, I called attention to the fact that this was preparatory to passing legislation that would eliminate entirely the act known as the General State Authority Act.

We opposed the elimination of this particular piece of legislation from the statute books. Some of us are perhaps more interested in what the General State Authority accomplished, rather than any theory of government that says that there should be no agency created by government that does not reflect the debt of the government itself. I state this because in the year 1935, when the General State Authority Act was originally passed, the people of Pennsylvania were in the depths of a deep depression; we needed at that time many improvements and extensions to our various prisons, sanitoriums, hospitals and armories.

The only method that we could devise at the time to accomplish these needed improvements and build needed additional buildings was through the creation of a General State Authority. I might say here that if we had not created the General State Authority, that fine hospital at Butler, known as the Deshong General Hospital, which has had pass through its healing doors thousands of crippled and maimed soldiers, victims of this war, would never have been built. Thousands upon thousands of Pennsylvanians could never have been cured of the dread disease of tuberculosis if we had not had the General State Authority; thousands upon thousands of poor innocent unfortunate mental delinquents would have had no proper place for their care and improvement if we had not had the General State Authority.

Mr. President, I say to you the day may come again soon—I do not want it to come, I do not predict that it will come, but it may come—when it will be to the best interest of the people of Pennsylvania to have this particular act upon the statute books. You have taken from it, by the starvation diet of a previous bill, all the life blood of the General State Authority, but you need not now by direct execution kill the means that were responsible for so many fine improvements in the social life of Pennsylvania.

I oppose this bill for many other reasons. One, too, that may be called to your attention, is the fact that we had, because of the General State Authority, many new armories built, many additions to old armories made, many improvements made in such establishments, that gave us proper training grounds for the soldiers who are fighting this war.

I say to the members of the General Assembly that there is no purpose in killing this act, in eliminating it from the statute books, because it costs nothing, since you do not have any work for it to do. It remains there as a vehicle for more improvements in later days which we might need in emergency. And so the only reason I can see for the passage of this particular bill is to give satisfaction to some people who believe in a certain philosophy of government.

Mr. EALY. Mr. President, possibly I ought not take up time of the Senate in discussing this matter, as no votes will be changed by anything that either Senator Dent or I say.

However, we have a government, and a form of government. If we are just going to throw that form of government away, use it when we wish to do so, and discard it when we wish to do so—it will entirely fail us sometime.

The laws of economics are as fixed and as inexorable as the laws of nature. I made this statement—which of course is not original with me—a year or so ago, to Mr. Andrews, who is now Minority Leader in the House, and he replied by saying that the laws of economics are the laws of nature.

Of course, we can live luxuriously; we can put a mortgage on our property and allow our children to pay the debt. That is the indolent way of living. It is not under this form or spirit of living that a nation is built up; it is through this way of living that a nation is torn down and financially ends in ruin and choas, just as surely as the man who lives beyond his means goes into bankruptcy or goes on the relief rolls.

Senator Dent says in 1935-1937 we were in a depression

and needed this bill. Why, I recall very well that the late president, in his first campaign, claimed we were in the midst of a depression in 1932, and even during that time he went around saying that the federal government must stop increasing the deficit, that we must cut down expenses of government by one-fourth. But instead of doing that, after they came into power, they put this enormous debt upon us which it will take the closest kind of financing in order to survive. I hope both the parties will declare that they will not in any way repudiate a dollar of the debt that we have, if it takes a hundred years to pay it off, but we have that debt, and we have got a part of that debt, at least, because there was no provision in the federal Constitution against increasing the debt.

It is only because the states of the union have been frugal, because they have had these provisions in their constitutions against increasing the debt, that we can hope that our country may be able to withstand the great pressure we will face when this war is over, with a tremendous debt of three hundred billion dollars.

It was this kind of financing, without any kind of check on it, that destroyed the French during the French Revolution and brought about the chaos and misery of that revolution, and the orgy of it; it was this kind of financing that destroyed the German Republic after the First World War; and those who say that we can go ahead and have no restraints on our form of government, on our acts of government, simply do not know history or they have not read it intelligently.

I am perfectly willing, and I have voted for in this session of the Legislature, a proposed amendment—I think I introduced it at the last session—to increase the bonded indebtedness of the state about $60,000,000 or so, so that we could carry on any needed improvements.

This original act was declared unconstitutional by the Supreme Court of Pennsylvania. Then, under facts which were presented to the court in a re-hearing, the members of the court gave a cautious approval in a very labored opinion about this kind of financing, but if you will read that opinion of the Supreme Court you will find that the only thing that was discussed at that time was the construction of mental hospitals and hospitals of various kinds, and the court went on to say that the rentals would be between three and four million dollars a biennium. But if you will look at the budget requirements you will find that the Governor has asked for over eight million dollars to be appropriated to take care of those rentals.

Mr. President, not only did the General State Authority construct some mental hospitals, but they also went out and constructed memorial buildings to various people; they borrowed money to buy the personal property in those buildings. You will find that mortgages were given to buy rugs and to buy lamps, and such things as that, and we certainly do need some restriction.

If the time should come when we need an act like this kind, an act can be passed with limited authority, and then it could be put up to the Supreme Court to say whether or not it would be constitutional. When the first act was passed it was for two years only, but they continued to make it indefinite, and everyone who is in favor of good, sound government must, I think, vote for this bill.

Mr. DENT. Mr. President, the constitutional question I will leave to those who know more about the legal aspects of law than I do, namely, the Supreme Court itself, which, as I understand it, has made this the law of the land by decision.

However, I would like to discuss this bill from an angle that I do know something about. If you do not believe in this policy of financing for the state, then you must be opposed to this policy of financing for municipal governments, which, under a like bill, set up municipal authorities and purchased utilities and self-liquidating projects in amounts over and above the amount of money that they may borrow legally under their set-up.

Also I might call your attention to the similarity of this particular type of legislation to that which rules our everyday home life. There are some individuals who, upon some occasion in their lifetime, have needed an extraordinary sum of money, for the purpose of sending a daughter or a son or a member of the family to a hospital for an operation; they needed money to pay the hospital, they needed money to pay the doctor; not having the borrowing capacity or the cash to pay for this, they have gone to a relative or to a neighbor, and this neighbor or relative has underwritten the loan by signing a note in the amount that the individual needed to take care of the sick member of his family. When that person reached the stage where he had the money, he paid the note off and the obligation upon the underwriter was gone.

That is our situation here. We built the institutions, we borrowed money, the General State Authority underwrote the credit of the state of Pennsylvania, by going out and borrowing money in its own name, and we then, in turn, in this session of the Legislature, when we had earned the money to pay off the note, paid the note off and the sick child is well and the debt is paid.

Mr. BARR. Mr. President, the act that they are trying to repeal here has a very strange history in this state which I will tell about at the close of my remarks. I opened my campaign, the first time I ran for the Senate at the psychiatric hospital in Pittsburgh, on the steps in the fall, at a night meeting, trying to persuade Governor James to open the psychiatric hospital because there was great need for it.

If it had not been for the General State Authority we would not have that great institution we now have at Selinsgrove, we would not have the many additions that have been made to the Polk Institution and to other institutions.

I am forced to say I think the gentleman from Somerset, Senator Ealy, is putting the cart before the horse. He said he voted for a constitutional amendment to increase the state indebtedness about $60,000,000.

Then again I think the gentleman from Somerset is a little more reactionary than the State Superme Court because in 1935 the State Supreme Court said this bill was unconstitutional and in 1936, after the Democrats carried the state by 660,000, the Supreme Court of Pennsylvania told the authorities of the Democratic Party to come in and ask for a rehearing, which was had, and the Supreme Court then declared the bill constitutional.

I do not like to say that about my friend from Somerset, but I do not think he read the votes in 1936.

Mr. EALY. I would like to say just a couple more words, Mr. President. Our Constitution says the people of the state must give their consent to the state borrowing money. That is what I am in favor of, and I do not care how much the state borrows if the people want it, but I am opposed to a group of fellows borrowing money without real authority.

In this decision of the Supreme Court it was said that to these mental institutions a great amount of money would be paid by the counties, which would send inmates there, but this act was hardly declared constitutional before we passed an act taking over all the mental hospitals and freeing the counties from paying the revenues which the Supreme Court stated was the basis for approving the act.

A question has been raised about the Butler Hospital. I want to call to the attention of the Democrats in this Senate the fact that they were insisting upon that institution being used for another purpose, and the wisdom of the Republican administration and the Republican Senators kept it so that it could be turned over to the use to which it is now being put, but if we had followed the advice from the other side we would not have had it for this hospital for the federal government.

Mr. DENT. Mr. President, I do not think that last statement by the gentleman from Somerset ought to go without an answer. In the first place, if we had listened to the other side we would never have had the hospital, and the reason the hospital was never used for the specific purpose for which it was built, and for which there was much need, was because Governor James would not give the $200,000 to buy the equipment.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Walker,
Chapman,	Homsher,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

NAYS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess until 9:30 o'clock p. m., Eastern War Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER (John M. Walker) in the Chair.

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

SENATE BILL No. 656 CALLED UP

Mr. DENT. Mr. President, I call up, out of order, at this time, on page 31 of today's second reading Calendar, Senate Bill No. 656, for consideration.

BILL ON SECOND READING, AMENDMENTS OFFERED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 656, entitled:

An Act to amend clause (a) of section three hundred one clauses (a) (b) (c) and (f) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an emplove arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" changing maximum and minimum rates total amounts and aggregate of compensation changing employers' rights of subrogation adding provision relative to parties held to be bound by act and changing provisions relative to entry of judgment on agreement award and claim petition

The first section was read.

On the question,

Will the Senate agree to the section?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

Amend Sec. 1, page 2, lines 1 to 5, by striking out the words "Clause (a) of section three hundred one" in line 1, all of lines 2, 3 and 4, the words "four hundred twenty-eight" in line 5, and inserting in lieu thereof: "Sections one hundred eight and two hundred one ;

Amend Sec. 1, (Sec. 301), page 3, lines 8 to 28, both inclusive, by striking out all of said lines, and inserting in lieu thereof:

Section 108. The term "occupational disease" as used in this act shall mean only the following diseases:

(a) Poisoning by arsenic, lead, mercury or manganese, their preparation or compounds in any occupation involving direct contact with handling thereof or exposure thereto.

(b) Poisoning by phosphorus, its preparations or compounds in any occupation involving direct contact with handling thereof or exposure thereto.

(c) Poisoning by methanol, carbon, bisulphide, hydro carbon distillates (naphthas and others), or halogenated hydro carbons, or any preparations containing these chemicals or any of them, in any occupation involving direct contact with, handling thereof, or exposure thereto.

(d) Poisoning by benzol, or by nitro amido, or amino derivatives of benzol (dinitro-benzol, anilin, and others), or their preparations or compounds, in any occupation involving direct contact with, handling thereof, or exposure thereto.

(e) Caisson disease (compressed air illness) resulting from engaging in any occupation carried on in compressed air.

(f) Radium poisoning or disability, due to radio-active properties of substances or to Roentgen-ray (X-rays) in any occupation involving direct contact with, handling thereof, or exposure thereto.

(g) Poisoning by, or ulceration from, chromic acid, or bichromate of ammonium, bichromate of potassium, or bichromate of sodium, or their preparations, in any occupation involving direct contact with, handling thereof, or exposure thereto.

(h) Epitheliomatous cancer or ulceration due to tar, pitch, bitumen, mineral oil, or paraffin, or any compound, product or residue of any of those substances, in any occupation involving direct contact with, handling thereof, or exposure thereto.

(i) Infection or inflammation of the skin due to oils, cutting compounds, lubricants, dust, liquids, fumes, gases, or vapor, in any occupation involving direct contact with, handling thereof, or exposure thereto.

(j) Anthrax occurring in any occupation involving the handling of or exposure to wool, hair, bristles, hides, or skins, or bodies of animals either alive or dead.

(k) Silicosis, anthracosis, pneumoconiosis, or anthraco-silicosis (commonly known as Miner's Asthma and hereinafter referred to as anthraco-silicosis) in any occupation involving direct contact with handling of, or exposure to dust [of silicon dioxide (SiO_2)] concentration of any kind.

(l) Asbestosis in any occupation involving direct contact with, handling of, or exposure to the dust of asbestos.

(m) Infection or inflammation of the person due to bacterial or parasitic agents in any occupation involving direct contact with handling thereof or exposure to such agents.

(n) Poisoning by sulphuric, hydrochloric, or hydro-fluoric acid.

(o) Any and all occupational diseases.

Section 201. In any action brought to recover damages for disability or death of an employe caused by occupational disease arising out of and in the course of his employment, it shall not be a defense:

(a) That the occupational disease was caused in whole or in part by the negligence of a fellow employe, or

(b) That the employe had assumed the risk of the occupational disease, or

(c) That the occupational disease was caused in any degree by the negligence of such employe unless it be established that the occupational disease was caused by such employe's intoxication, or by his reckless indifference to danger the burden of proving such intoxication or reckless indifference to danger shall be upon the defendant, and the question shall be one of fact to be determined by the jury.

(d) In any action brought to recover damages for personal disability to an employe in the course of his employment, or for death resulting from such occupational disease, the following rule shall apply:

If the jury finds that the employe's disability was caused or contributed to by the employer's violation or failure to observe any safety law applicable to said industry in effect at the time of the disability, the disabled employe or his dependents shall be entitled to double damages.

Section 2. Article two of said act is hereby amended by adding at the end thereof, a new section to read as follows:

Section 205. Every employer who has elected not to be bound by article three of this act, shall insure his liability to pay damages to injured workmen and their dependents, which may be recovered against such employer by suit or otherwise in the State Workmen's Insurance Fund, or in any insurance company, or mutual association or company authorized to insure liability in this Commonwealth, unless such employer shall be exempted by the department as hereinafter set forth. An employer desiring to be exempt from insuring his liability to pay damages shall make application to the department, showing his financial ability to pay such damages as in the judgment of the department would be an amount that would accrue as a result of the ordinary risks of the particular employment wherein the employer seeks exemption. Whereupon, the department, if satisfied of the applicant's financial ability, shall, upon the payment of a fee of twenty-five dollars ($25) issue to the applicant a permit authorizing such exemption. From a refusal of the department to issue such permit, an appeal shall lie to the Court of Common Pleas of Dauphin County. In any such appeal, the only question shall be whether the department abused its discretion in refusing such permit. The department shall establish a period of twelve calendar months to begin and end at such times as the department shall prescribe which shall be known as the annual exemption period. Unless previously revoked, all permits issued under this section shall expire and terminate on the last day of the annual exemption period for which they were issued. Permits issued under this act shall be renewed upon the filing of an application and the payment of a renewal fee of twenty-five dollars ($25). The department may from time to time require further statements of the financial ability of such employer, and if at any time such employer appears in the judgment of the department no longer able to pay, damages shall revoke its permit granting exemption, in which case the employer shall immediately subscribe to the State Workmen's Insurance Fund, or insure his liability in any insurance company, or mutual association or company as aforesaid.

Every employer liable under this section of the act to pay damages shall post and maintain in a conspicuous place in and about his place of business, a notice that he has secured the payment of damages to his employes and their dependents in accordance with the provisions of this section. Such notice shall be in such form as shall be prescribed by the department, and among other things, shall set forth the name of the employer, the

name of the employer's, the name of the employer's insurance carrier, or that he has been exempted by the department from carrying insurance as the case may be.

If any employer shall fail to comply with the provisions of this section with respect to posting and maintaining the notice required by this act, such employer shall upon conviction thereof, in a summary proceeding, be sentenced to pay a fine of twenty-five dollars ($25) and costs of prosecution.

If any employer, his employe or employes, agent, or agents fails to comply with the provisions of this section with respect to insuring or securing an exemption from insurance, or in any application filed under this section, shall furnish the department with a false or fraudulent statement of outstanding incurred liability for damages or any other false or fradulent statement, such employer, his employe or employes, agent or agents, shall be guilty of a misdemeanor, and upon conviction thereof, for every such failure or false or fraudulent statement shall be sentenced to pay a fine of not less than one hundred dollars ($100), nor more than five hundred dollars ($500) and costs of prosecution, or imprisonment for a period of not more than one year or both, at the discretion of the court. Every day's violation and every false or fraudulent statement shall constitute a separate offense. It shall be the duty of the department to enforce this section, but this shall not prohibit any citizen from being a prosecutor for violations of this law. The department, shall investigate all violations brought to its notice, and shall institute prosecution for violation thereof. All fines recovered under the provisions of this section shall be paid by the clerk of the court to the department, and by it paid into the State Treasury.

In any proceeding against an employer under this section, a certificate of non-insurance issued by the official Workmen's Compensation Rating and Inspection Bureau and a certificate of the department showing that the defendant has not been exempted from obtaining insurance under this section, shall be prima facie evidence of the facts therein stated. Any employer who fails to secure his employes to pay compensation under article three of this act, or if he has rejected article three of this act and fails to secure his employes in the payment of damages sustained by such employes in the manner set forth in this act, shall be guilty of a misdemeanor, and upon conviction thereof, shall be sentenced to pay a fine of not less than three hundred dollars ($300) and not to exceed one thousand dollars ($1,000) or imprisonment of six months, either or both, at the discretion of the court.

For the purposes of this section, minor children working for their parents shall be conclusively presumed to be emancipated.

Section 3. Subsections (a), (b), (c), (d) and (e) of section three hundred one, section three hundred six and three hundred seven of said act are hereby amended to read as follows:

Section 301. (a) When employer and employe shall by agreement, either express or implied as hereinafter provided, accept the provisions of article three of this act, compensation for disability or death of such employe caused by occupational disease arising out of and in the course of his employment, shall be paid by the employer without regard to negligence according to the schedule contained in sections three hundred and six and three hundred and seven of this article, but—

[1. No] no compensation shall be paid when the disability or death is caused by the employe's wilful violation of law, but the burden of proof of such fact shall be upon the employer.

[2. The maximum compensation payable under this article for disability and death resulting from silicosis, anthraco-silicosis, or asbestosis shall not exceed the sum of thirty-six hundred dollars ($3,600) which shall be full and complete payment for all disability present or future or for death from such occupational diseases arising out of employment by any and all employers in this Commonwealth.]

(b) The right to receive compensation under this act shall not be affected by the fact that a minor is employed by his parent or parents or is permitted to be employed in violation of the laws of this Commonwealth relating to the employment of minors, or that he obtained his employment by misrepresenting his age or that any minor or other employe was violating any rule or regulation of the business or industry or a position order of the employer except that no minor or employe shall be entitled to receive compensation who was wilfully violating a law of this Commonwealth.

(c) Compensation for the occupational diseases enumerated in this act shall be paid only when such occupational disease is peculiar to the occupation or industry in which the employe was engaged and not common to the general population, and occurring within [one year] two years after the date of his last employment in such occupation or industry. Whenever death is mentioned as a cause for compensation under this act, it shall mean only death resulting from occupational disease and occurring within [three years] four hundred weeks after the date of his last employment in such occupation or industry.

(d) Compensation for silicosis, [or] anthracosis, pneumoconiosis, anthraco-silicosis, and asbestosis shall be paid only when it is shown that the employe has had an aggregate employment of at least [four] two years in the Commonwealth of Pennsylvania during a period of eight years next preceding the date of disability in an occupation having a silica, [or] asbestos, [hazard] or dust concentration.

[(e) Compensation shall not be payable for partial disability due to silicosis, anthraco-silicosis, or asbestosis. Compensation shall be payable as otherwise provided in this act for total disability or death caused solely (as definitely distinguished from a contributory or accelerating cause) by silicosis, anthraco-silicosis, or asbestosis or by silicosis, anthraco-silicosis, or asbestosis when accompanied by active pulmonary tuberculosis.]

(e) If an employe is disabled or dies and his disability or death is caused by one of the diseases mentioned in article one, and the disease is due to the nature of the corresponding employment as described in this act in which such employe was engaged, and was contracted therein, he or his dependents shall be entitled to compensation for his death or the duration of his disablement in accordance with the provisions of this article, except as hereinafter stated: Provided, however, That if it shall be determined that such employe is able

to earn wages at another occupation which shall be neither unhealthful, nor injurious, and such wages do not equal his full wages prior to the date of his disablement, the compensation payable shall be a percentage of full compensation proportionate to the reduction in his earning capacity.

Amend Sec. 1, (Sec. 306), page 4, line 7, by striking out the word "twenty", and inserting in lieu thereof: "twenty-two"; Amend Sec. 1, (Sec. 306), page 4, line 8, by striking out the word "ten", and inserting in lieu thereof: "twelve"; Amend Sec. 1, (Sec. 306), page 4, line 8, by inserting a light face bracket before the word "and"; Amend Sec. 1, (Sec. 306), page 4, lines 9 and 10, by striking out the words "[seventy-five hundred] ten thousand", and inserting in lieu thereof: "seventy-five hundred"; Amend Sec. 1, (Sec. 306), page 4, line 12, by striking out the word "[nine] ten", and inserting in lieu thereof: "nine"; Amend Sec. 1, (Sec. 306), page 4, line 20, by inserting a light face bracket after the word "disability", and inserting immediately thereafter: "Provided further, That if total disability shall continue for a period of four weeks or more, the employe shall also be entitled to receive compensation for the first seven days of total disability. Nothing in this clause shall require payment of compensation after disability shall cease"; Amend Sec. 1, (Sec. 306), page 4, line 27, by striking out the word "seventeen", and inserting in lieu thereof: "eighteen"; Amend Sec. 1, (Sec. 306), page 5, line 1, by inserting light face brackets before and after the word "three", and inserting immediately thereafter: "four"; Amended Sec. 1, (Sec. 306), page 5, line 3, by inserting light face brackets before and after the word "three", and inserting immediately thereafter: "four"; Amend Sec. 1, (Sec. 306), page 5, lines 6 and 8, by inserting a light face bracket before the word "The" in line 6, and after the word "begins" in line 8, and inserting immediately thereafter:

In cases of partial disability, the actual earnings of an employe, after the date of the disability, may, along with other evidence, be received as evidence of the extent of his earning power, but if such employe has no such earnings, the referee may, in the interest of justice, fix such earning power as shall be reasonable, having due regard to the character of his previous employment, and the nature of his disability.

Amend Sec. 1, (Sec. 306), page 5, line 11, by inserting a light face bracket before and after the word "exclusively"; Amend Sec. 1, (Sec. 306), page 5, line 11, by inserting after the word "follows": "and shall begin upon the termination of total disability if total disability results from such occupational disease; Amend Sec. 1, (Sec. 306), page 6, line 1, by inserting after the word "eye"; "or for the removal of a cataract from, or lens of an eye, causing the loss of binocular vision"; Amend Sec. 1, (Sec. 306), page 6, lines 4 and 5, by inserting a light face bracket before the word "one" in line 4, and after the word "fifty" in line 5, and inserting immediately thereafter: "two hundred"; Amend Sec. 1, (Sec. 306), page 6, line 18, by inserting after the word "of", where it appears for the first time: "less than"; Amend Sec. 1, (Sec. 306), page 7, line 6, by striking out the word "sixteen", and inserting in lieu thereof: "thirty"; Amend Sec. 1, (Sec. 306), page 7, line 18, by striking out the words "two or more such members", and inserting in lieu thereof: "such member"; Amend Sec. 1, (Sec. 306), page 7, by inserting between lines 20 and 21:

For serious and permanent disfigurement of the hand, face, or neck of such a character as to produce an unsightly appearance, sixty-six and two-thirds per centum of wages not to exceed one hundred fifty weeks. Payment for disfigurement shall start at the termination of payment of compensation for disability and shall be paid in addition thereto. If, by reason of such disfigurement an employe shall be unable to obtain any employment for which he is otherwise qualified, the board may order compensation to be paid in accordance with clause (a) or clause (b) of this section. The compensation referee or compensation board by viewing the person seeking compensation for disfigurement shall describe such disfigurement for the record, and shall be authorized to make an award of compensation by such view and an award made by the fact-finding body, whether the referee or board to the effect that the disfigurement is serious, permanent and unsightly will have the same value as a fact found if testimony had been taken establishing said features. Either party may introduce testimony describing said disfigurement if it sees fit.

Amend Sec. 1, (Sec. 306), page 7, line 23, by inserting after the word "constitute": "permanent"; Amend Sec. 1, (Sec. 306), page 7, line 25, by striking out the words "[between the elbow and] at the wrist", and inserting in lieu thereof: "between [the elbow and] the wrist and the knuckles"; Amend Sec. 1, (Sec. 306), page 7, line 27, by striking out the words "[between the knee and] at", and inserting in lieu thereof: "between the [knee] toes and"; Amend Sec. 1, (Sec. 306), page 8, line 13, by striking out the word "twenty", and inserting in lieu thereof: "twenty-two"; Amend Sec. 1, (Sec. 306), page 8, line 13, by striking out the word "ten", and inserting in lieu thereof: "twelve"; Amend Sec. 1, (Sec. 306), page 8, line 14, by inserting a light face bracket before the word "Provided"; Amend Sec. 1, (Sec. 306), page 8, line 15, by striking out the words "[nine] ten", and inserting in lieu thereof: "nine"; Amend Sec. 1, (Sec. 306), page 8, line 18, by inserting a light face bracket after the word "week"; Amend Sec. 1, (Sec. 306), page 8, line 19, by striking out the asterisks in said line, and inserting in lieu thereof:

[(d) The period of five hundred weeks mentioned in clause (a), three hundred weeks mentioned in clause (b), and the specific periods (or aggregate specific periods as the case may be) mentioned in clause (c) shall begin to run seven days after disability begins and shall run concurrently.]

(e) No compensation shall be allowed for the first [seven] three days after disability begins except as [hereinafter] provided in [clause (f)] clauses (a), (b), (c) and (f) of this section.

Amend Sec. 1, (Sec. 306), page 8, line 20, by inserting light face brackets before and after the word "sixty", and inserting immediately thereafter: "ninety"; Amend Sec. 1, (Sec. 306), page 8, line 21, by inserting after the word "medical": "dental and nursing"; Amend Sec. 1, (Sec. 306), page 8, line 22, by inserting after the word "services": "hospital treatment, artificial appliances"; Amend Sec. 1, (Sec. 306), page 8, line 24, by inserting a

light face bracket before the word "The"; Amend Sec. 1, (Sec. 306), page 8, lines 26 and 27, by striking out all of said lines"; Amend Sec. 1, (Sec. 306), page 8, line 28, by striking out the words "not to exceed seventy-five dollars"; Amend Sec. 1, (Sec. 306), page 9, lines 7, 8 and 9, by striking out the words "except that the board upon petition of the claimant may grant an additional thirty days"; Amend Sec. 1, (Sec. 306), page 9, line 16, by inserting a light face bracket after the word "refusal", and inserting immediately thereafter:

Provided, That the disabled employe, by petition to the board and notice to the employer may be permitted by the board to consult a physician of his own choice at any time during his disability the cost of such consultation to be paid by the employer, in accordance with a schedule of charges to be prescribed and approved by the board. Any such request shall be acted upon promptly, either with or without a hearing, and shall have preference over any other matter or proceeding pending before the board or referee. Upon application of a disabled employe, the board may issue its order requiring the employer to furnish such other services, hospital treatment, medicines, artificial appliances, or supplies during such further period, and in such additional amounts after the three months' period as the board may in justice deem advisable. The cost of such services, (exclusive of the cost of hospital treatment and artificial appliances), medicines and supplies during the aforesaid three months, period, shall not exceed two hundred dollars ($200). If the employer shall upon application made to him, refuse to furnish such services, hospital treatment, appliances, medicines, and supplies, the employe may procure same and shall receive from the employer the reasonable cost thereof. If the employe shall refuse such services, hospital treatment, appliances, medicines, and supplies tendered to him by his employer, he shall forfeit all rights to compensation for any injury or any increase in his incapacity shown to have resulted from such refusal: Provided, further, however, That the employe need not submit to surgical treatment which in the opinion of at least two qualified physicians might jeopardize his life. The employer shall also furnish to the employe or pay the cost of transportation to and from the place where such services are rendered and reimbursement for such costs assumed by the employe may be enforced as payments of compensation are enforced.

(g) Should the employe die as a result of the occupational disease, the period during which compensation shall be payable to his dependents under section three hundred and seven of this article shall be reduced by the period during which compensation was paid to him or his lifetime under this section paid for medical and hospital services and medicines, nor for the expenses of the last sickness and burial. Should the employe die from some other cause than the occupational disease, the liability for compensation shall cease.

Amend Sec. 1 (Sec. 307), page 9, line 20, by inserting a light face bracket before the word "subject" and after the figure "301"; Amend Sec. 1 (Sec. 307), page 9, line 2, by striking out the word "seven" and inserting in lieu thereof: "eight"; Amend Sec. 1 (Sec. 307), page 10, line 1, by inserting light face brackets before and after the words "thirty-five" and inserting immediately thereafter: "fifty"; Amend Sec. 1 (Sec. 307), page 10, line 2, by striking out the word "ten" and inserting in lieu thereof: "twelve"; Amend Sec. 1 (Sec. 307), page 10, line 4, by inserting light face brackets before and after the words "forty-five" and inserting immediately thereafter: "sixty-six and two-thirds"; Amend Sec. 1 (Sec. 307), page 10, line 6, by striking out the word "thirteen" and inserting in lieu thereof: "sixteen"; Amend Sec. 1 (Sec. 307), page 10, line 7, by inserting light face brackets before and after the words "fifty-five" and inserting immediately thereafter: "sixty-six and two-thirds"; Amend Sec. 1 (Sec. 307), page 10, line 8, by striking out the word "sixteen" and inserting in lieu thereof: "eighteen"; Amend Sec. 1 (Sec. 307), page 10, line 10, by inserting a light face bracket before the words "sixty-two" and after the words "one-half" and inserting immediately thereafter: "sixty-six and two-thirds"; Amend Sec. 1 (Sec. 307), page 10, line 12, by striking out the word "eighteen" and inserting in lieu thereof: "twenty"; Amend Sec. 1 (Sec. 307), page 10, line 15, by striking out the word "twenty" and inserting in lieu thereof: "twenty-two"; Amend Sec. 1 (Sec. 307), page 10, line 17, by inserting light face brackets before and after the words "forty-four" and inserting immediately thereafter: "sixty-six and two-thirds"; Amend Sec. 1 (Sec. 307), page 10, line 18, by striking out the word "twelve" and inserting in lieu thereof: "fourteen"; Amend Sec. 1 (Sec. 307), page 10, line 20, by inserting light face brackets before and after the words "fifty-three" and inserting immediately thereafter: "sixty-six and two thirds"; Amend Sec. 1 (Sec. 307), page 10, line 21, by striking out the word "fifteen" and inserting in lieu thereof: "eighteen"; Amend Sec. 1 (Sec. 307), page 10, line 23, by inserting a light face bracket before the words "sixty-two" and after the words "one-half" and inserting immediately thereafter: "sixty-six and two-thirds"; Amend Sec. 1 (Sec. 307), page 10, line 24, by striking out the word "eighteen" and inserting in lieu thereof: "twenty"; Amend Sec. 1 (Sec. 307), page 10, line 27, by striking out the word "twenty" and inserting in lieu thereof: "twenty-two"; Amend Sec. 1 (Sec. 307), page 11, line 3, by inserting light face brackets before and after the words "twenty-five" and inserting immediately thereafter: "fifty"; Amend Sec. 1 (Sec. 307), page 11, line 4, by striking out the word "six" and inserting in lieu thereof: "twelve"; Amend Sec. 1 (Sec. 307), page 11, line 7, by inserting after the word "be" "conclusively"; Amend Sec. 1 (Sec. 307), page 11, line 10, by inserting light face brackets before and after the words "forty-five" and inserting immediately thereafter: "sixty-six and two-thirds"; Amend Sec. 1 (Sec. 307), page 11, line 11, by striking out the word "eleven" and inserting in lieu thereof: "eighteen"; Amend Sec. 1 (Sec. 307), page 11, line 16, by inserting light face brackets before and after the word "fifteen" and inserting immediately thereafter: "thirty"; Amend Sec. 1 (Sec. 307), page 11, line 17, by inserting light face brackets before and after the word "five" and inserting immediately thereafter: "ten"; Amend Sec. 1 (Sec. 307), page 11, line 19, by inserting light face brackets before and after the words "twenty-five" and inserting immediately thereafter: "fifty"; Amend Sec. 1 (Sec. 307), page 11, line 25, by inserting after the part-word "dred" "and fifty"; Amend Sec. 1

(Sec. 307), page 12, line 4, by inserting light face brackets before and after the word "sixteen" and inserting immediately thereafter: "eighteen"; Amend Sec. 1 (Sec. 307), page 12, lines 7 and 8, by inserting a light face bracket before the word "actually" in line 7, and after the word "her" in line 8, and inserting immediately thereafter: "dependent upon him for"; Amend Sec. 1 (Sec. 307), page 12, line 23, by inserting a light face bracket before the word "Provided"; Amend Sec. 1 (Sec. 307), page 13, line 1, by inserting a light face bracket after the word "widower"; Amend Sec. 1 (Sec. 307), page 13, line 11, by striking out the word "seventeen" and inserting in lieu thereof: "eighteen"; Amend Sec. 1 (Sec. 307), page 13, lines 12 to 27, both inclusive, by striking out all of said lines; Amend Sec. 1 (Sec. 307), page 13, lines 28 and 29, by striking out all of said lines; Amend Sec. 1 (Sec. 307), page 14, lines 1 and 2, by striking out all of said lines, and inserting in lieu thereof:

This compensation shall be paid during [three] four hundred weeks, and in the case of children entitled to compensation under this section the compensation of each child shall continue after said period of [three] four hundred weeks until such child reaches the age of [sixteen] eighteen, at the rate of [seventeen and one-half] thirty per centum of wages, but not in excess of [four] six dollars per week, if there is one child; [twenty-seven and one-half] forty per centum of wages, but not in excess of [six and a half] nine dollars per week, if there are two children; [thirty-eight and one-half] fifty per centum of wages, but not in excess of [nine] twelve dollars per week, if there are three children; [fifty] sixty per centum of wages, but not in excess of [eleven and a half] fourteen dollars per week, if there are four children; [fifty-five] sixty-six and two-thirds per centum of wages, but not in excess of [twelve dollars and seventy-five cents] sixteen dollars per week, if there be five children; and [sixty] sixty-six and two-thirds per centum of wages, but not in excess of]fourteen[eighteen dollars per week, if there be six children or more.

Amend Sec. 1, page 14, by inserting between lines 23 and 24:

Section 4. Subsection (a) of section three hundred eight of said act, as amended by the act approved the twelfth day of June, one thousand nine hundred forty-one (P. L. 125), is hereby further amended to read as follows:

Section 308. (a) When compensation is awarded because of disability or death caused by silicosis, anthracosis, pneumoconiosis, anthraco-silicosis, asbestosis, or any other occupational disease which developed to the point of disablement only after an exposure of five or more years, the compensation for disability or death due to such disease shall be paid jointly by the employer and the Commonwealth out of moneys to the credit of the Occupational Disease Fund hereinafter created in the State Workmen's Insurance Fund in accordance with the following provisions: If disability begins between October 1, 1939, and September 30, 1941, both dates inclusive, the employer shall be liable for and pay fifty per centum of the compensation due and the Occupational Disease Fund fifty per centum thereof. Thereafter, depending upon the date when disability begins, the proportions of compensation for which the employer and the Occupational Disease Fund shall respectively become liable shall be: If disability begins between October 1, 1941, and September 30, 1943, the employer sixty per centum and the Occupational Disease Fund forty per centum; if between October 1, 1943, and September 30, 1945, the employer seventy per centum and the Occupational Disease Fund thirty per centum; if between October 1, 1945, and September 30, 1947, the employer eighty per centum and the Occupational Disease Fund twenty per centum; if between October 1, 1947, and September 30, 1949, the employer ninety per centum and the Occupational Disease Fund ten per centum. The employer shall pay the full amount of compensation provided in this act for disability or death in all cases where disability begins on or after October 1, 1949.

Section 5. Article three of said act is hereby amended by inserting between sections three hundred eight and three hundred nine thereof, a new section to read as follows:

Section 308.1 The public policy of the Commonwealth of Pennsylvania is hereby declared to be that the method of computing wages as set forth in this section and the rates to be paid the disabled employes or their dependents under sections 306 and 307 of this act are just and reasonable.

Wherever in this article the term "wages" is used it shall be construed to mean the money rate at which the service rendered is recompensed under the contract of hiring in force at the time of the accident, except that if the disabled employe was at the time of the disability a minor and his disability shall continue after he shall have reached the age of twenty-one years, his average weekly wage for the purpose of determining the compensation payable under this act shall be determined on the basis of the earnings that such minor, if not disabled, probably would earn at the age of twenty-one years. In determining such probable earnings, due consideration shall be given to the employe's aptitude, education and experience fitting him for any employment not only in the trade or business in which he was engaged at the time of the injury but in any other trade or business. In determining such probable earnings the referee and the board shall have the right to receive into evidence as competent testimony the earnings of other employes of similar aptitude, education and experience engaged in a similar trade or business and findings based upon such testimony shall be final. The term "wages" shall include board, and lodging received from the employer. Whenever the employe receives board and lodging as a part of his wages, the board shall be rated fifty cents per day, and board together with lodging shall be rated at one dollar per day for the purpose of computing wages. In seasonable occupations the employe's weekly wages shall be taken to be one-fiftieth of the total wages which he has earned from all occupations during the year immediately preceding the accident, unless it be shown that during such year by reason of exceptional causes such method of computation does not ascertain fairly the earnings of the employe, in which case the period for calculation shall be extended so far as to give a basis for the fair ascertainment of his average weekly earnings. In continuous employments, if immediately prior to the accident, the rate of wages w

fixed by the day or hour or by the output of the employe, his weekly wages shall be taken to be five and one-half times his average earnings at such rate for a working day, and using as a basis of calculation his earnings during so much of the preceding six months as he worked for the same employer: Provided, however, That if the employe regularly and habitually worked more than five and one-half days per week the weekly wage shall be found by multiplying his average earnings for working day by six, six and one-half or seven according to the customary number of working days constituting an ordinary week in his occupation or trade. Where the employe is working under concurrent contracts with two or more employers, his wages from all employers shall be considered as if earned from the employer liable for compensation.

In cases where the employe has been in the employ of the employer less than one full week, and by reason of the shortness of time during which the employe has been in the employment of the employer or the nature or terms of the employment, it is impracticable to ascertain the average weekly wages as hereinbefore provided the average weekly amount which during the six months previous to the disability has been earned by other persons employed by the same employer under similar contracts of hiring, or if there are no persons so employed, by other persons employed by other employers under similar contracts of hiring under similar conditions shall be taken as the basis for the ascertainment of the weekly wages of such employe.

Section 6. Section three hundred nine of said act is hereby repealed.

Section 7. Section three hundred nineteen of said act s hereby amended to read as follows:

Amend Sec. 1 (Sec. 320), page 15, line 15, by striking ut the words "Section 320" and inserting in lieu thereof:

Section 8. Subsection (a) of section three hundred wenty of said act is hereby amended, and subsection g) of said section is hereby added, to read as follows:

Section 320. (a) If the employe is a minor under the ge of eighteen years, employed or permitted to work n violation of any provision of the laws of this Commonealth relating to minors of such age, compensation, ither in the case of disability or death of such employe, hall be [one hundred and ten per centum of] double ne amount that would be payable to such minor if leglly employed. The amount by which such compensation hall exceed that provided for in case of legal employent may be referred to as "aditional compensation."

Amend Sec. 1, page 15, by inserting between lines 23 nd 24:

Section 9. Sections four hundred twenty-eight and four undred thirty-four of said act are hereby amended to ead as follows:

Amend Sec. 1, page 18, by inserting after line 27, the llowing:

Section 434. A final receipt given by an employe or dependent entitled to compensation under a compensation greement or award reciting that the disability or dependency has terminated shall be prima facie evidence f the termination of the employer's liability to pay compensation under such agreement or award: Provided, However, That the board or a referee designated by the board may at any time within [two years] five hundred weeks from the date [to which payment is made as evidenced by such final receipt] of the disability set aside a final receipt upon petition filed with the board if it be [conclusively] proved that [such receipt was procured by fraud, coercion or other improper conduct of a party, or is founded upon mistake of law or of fact] at the time of the execution of the receipt the disabled employe was not in fact able to return to work without loss of earning power, or that the employe had a condition which resulted from the accident which condition existed at the time the compensation agreement was executed and which was not covered by such agreement, or that the employe had an existing disability at the time the final receipt was taken.

Payments shall be made by the employer or insurance carrier on every agreement or award other than for a definite period until a final receipt has been filed with and approved by the department, or until a petition to terminate or modify has been filed under section four hundred and thirteen.

Section 10. Article four of said act is hereby amended by adding at the end thereof three new sections to read as follows:

Section 435. Any hospital, institution, physician, surgeon, or other person who has furnished surgical, medical, dental or nursing services, hospital treatment, artificial appliances, medicines or supplies for which the employer is made liable under the provisions of this act shall be deemed a party in interest and have standing with the consent of the claimant before the board or any referee designated by the board and the courts of this Commonwealth to present a claim for remuneration for such services, hospital treatment, artificial appliances, medicines and supplies, and have the same heard and determined, and shall be entitled to receive an award for such remunerations. Any such claimant shall be entitled to enforce any such award in the same manner as claimants of compensation are entitled to enforce awards of compensation.

Section 436. The board or a referee designated by the board or any court of this Commonwealth in granting an award of compensation to an injured employe or his dependents, or in affirming or modeifying and affirming such an award, or in reversing the disallowance of such an award shall in addition to such compensation include in such an award or judgment expert's fees, if any, rendered in any such proceeding, payment of which may be enforced in the same manner as the payment of an award may be enforced under the provisions of this act.

Section 437. Any claimant may appear in person or may appoint an attorney-in-fact to appear and represent him in filing papers and presenting the facts to a Workmen's Compensation referee and the Workmen's Compensation Board, or he may represented by counsel learned in the law in all matters under this act which come before a compensation referee or the compensation board. Where an injured employe or his dependents appoint an attorney-in-fact to be his or her representative in compensation proceedings before a referee or the compensation board, the instrument creating and constituting the attorney-in-fact shall be filed with the compensation board in the case.

On the question,

Will the Senate agree to the amendments?

Mr. DENT. Mr. President, before a vote is taken upon the amendments I think that it would be proper if I were just to call to the attention of the Senate the intent of the amendments.

In amending Section 108 we tried to do what the gentleman from Schuylkill, Senator Wagner, called attention to the other day in his brief remarks to the Senate, when he introduced a bill that would specifically provide for payment of occupational disease compensation for miner's asthma and anthracosis.

The occupational disease definition is amended to include, under Section (k) disability caused by dust concentration and under Section (m), infection or inflammation due to bacterial or parasitic agents by induustrial contact or exposure, and under Section (n) poisoning by sulphuric, hydrochloric or other acids in any and all occupational diseases.

Nineteen states compensate now for all occupational disease, among them the industrial states nearest to Pennsylvania, New York, Connecticuut, Massachuusetts, Ohio, Illinois, and Indiana.

In Section 201 the amendments now do away with the defense set up on the supposition that the employe assumed the risk of the occupation—any person that takes a job, especially when he needs a job, is literally assuming the risk of the job; second, by his negligence, unless he was intoxicated or by his reckless indifference to danger; employer's responsibility for law violations, or failure to observe the safety law, entitles the victim to double damages, as is now contained in the workmen's compensation laws.

There are two bills now resting in a committee of the Senate which have never been considered by the Senate. One was introduced by Senators Gourley, Haluska and myself, the other was introduced by Senator Letzler, on the majority side, Senate Bill 650. These bills have never been considered. So therefore the amendments I am now offering give to the Senate an opportunity to vote upon the conditions that are contained in the bills introduced by the three Democratic Senators and by Senator Letzler.

These bills are the result of a conference held by the four major labor organizations of the Commonwealth, the United Mine Workers, the CIO, the American Federation of Labor, and the railway brotherhoods.

At the request of the Governor those four labor organizations met and decided upon a course of action. In their desire to keep this legislation non-partisan they invited sponsorship by both the Republican and Democratic parties.

We felt, inasmuch as the Governor in his statement said if the labor organizations in Pennsylvania could join in a program, that he would be glad to consider that program. The bill that now presents itself to you, without the amendments that I have introduced, contains the provisions suggested by industry in a later conference suggested by the Governor between industry and labor representatives.

Labor feels aggrieved now becase the Governor, who I am sure would like to do what is right, had suggested to labor that if they could get together he would give serious consideration to their proposals, and then, forced by an interest in his own party which insisted that industry have some consideration—and we too say that industry should have consideration—he asked that industry sit down with labor and that labor sit down with industry and that they come to some mutual agreement. Labor proposed the very amendments that I now offer to you; industry proposed the very consideration that are contained in Senate Bill 656.

I call your attention, Mr. President, to the fact that labor, acting in good faith, met with industry, and we find upon the Calendar tonight the bills representing the thought of industry, and industry alone. The road to successful labor and industrial relations is not a one way road—capital has its place; the commodity of labor has its place. For years we have been divided in the Senate by our approach to the problem. On the right hand side of the Senate we have found the representatives who believe that only the things that industry wants are the right things; on the left-hand side of the Senate we have found those who have fought to interpret and place into laws the thoughts that embodied the desires of the men who create, in a sense, the very industry they work for.

And so I say to you members here there is no use in continuing on and carrying on the amendments and explaining to you what each individual amendment does. I hope to do that later, under workmen's compensation, a bill that probably is better understood by not only the Senators but by laymen, and therefore I ask that the members of the Senate accept these amendments knowing that they are amendments agreed to by ninety-five per cent of all labor in Pennsylvania as amendments that would best serve the purposes for which they were intended.

I ask that my colleagues vote "aye" on the amendments.

Mr. HEYBURN. Mr. President, the gentleman from Westmoreland, Senator Dent, labors under a terrific misapprehension when he speaks of the conference between employers and employes and says that this bill is the sole recommendation of employers. I am sorry, but that is not the fact.

I was privileged to attend some of those meetings, Mr. President—as a matter of fact, I arranged for the first one—and labor and employers got together on a lot of the provisions in Senate Bill No. 656.

True, there is some dispute as to rates, maximums and minimums. I assume the Senator is going to discuss rates under Senate Bill No. 657, but these, Mr. President, are not the recommendations of employers of the Commonwealth. A great many of the recommendations in this bill were agreed on by both labor and employers, and many of them were suggested by labor. I heard them suggested myself, Mr. President, I was there, and I know whereof I speak.

This is a good bill. It goes a long way towards generalizing occupational disease legislation in Pennsylvania. I suggest, Mr. President, that the Majority Party has to represent all the people of the state, employes and employers alike, Mr. President, and we just can not recommend legislation here that is going to dry up employment in the Commonwealth.

I ask my colleagues to vote down the amendments offered by the Senator from Westmoreland, Mr. Dent.

Mr. DENT. Mr. President, I should feel slighted, perhaps, but I do not—I was not invited to these conferences; perhaps I do not know the right people.

Will the gentleman from Delaware tell the Senate whether a miner, who has worked in the mines for a number of years and contracts a lung condition commonly known as anthracosis, be compensated under the terms of the bill now before the Senate, without these amendments?

Mr. HEYBURN. Yes, Mr. President, I am sure he will.

Mr. DENT. Mr. President, what defense can an employer claim, that has ever been upheld, that denies this man any claim to compensation?

Mr. HEYBURN. Mr. President, on page three, if the gentleman from Westmoreland will read the bill, I think it is rather clear, the benefits are set up for miner's asthma, and I do not think there is any doubt about it, if anybody wants to read the bill.

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Schuylkill, Senator Wagner. I might state this is a friendly interrogation and not one intended to embarrass anyone.

The PRESIDING OFFICER. Will the gentleman from Schuylkill permit himself to be interrogated?

Mr. WAGNER. I will, Mr. President.

Mr. DENT. Mr. President, is it the interpretation of the gentleman from Schuylkill, Senator Wagner, on this bill, that the objections he raised in his eloquent speech before the Senate the other day, will be met by the passage of this bill?

Mr. WAGNER. I would say, Mr. President, I introduced bills in the Senate last week which we feel will definitely remove any doubts that may exist as to the protection of the miner from any sort of disease which he might contract in the mines; I have every reason to believe that those bills will be reported out from committee for acceptance by the Senate.

Mr. DENT. Then, Mr. President, am I to understand that without passage of the bills introduced by the gentleman from Schuylkill, that the miner is not guaranteed payment for miner's asthma or anthracosis under the terms of this bill?

Mr. WAGNER. I think he is, Mr. President.

Mr. DENT. Then, Mr. President, may I further interrogate the gentleman from Schuylkill?

The PRESIDING OFFICER. Will the gentleman from Schuylkill permit himself to be further interrogated?

Mr. WAGNER. I will, Mr. President.

Mr. DENT. What would be the need for passage of the bills introduced by the gentleman from Schuylkill, Senator Wagner?

Mr. WAGNER. I would say, Mr. President, that the purpose of the bills which I introduced was to strengthen beyond any possible doubt all measures to insure coverage of the miner for any disease he might contract.

I might take the liberty of further stating that this bill, in its present shape, which Senator Kephart and I consider good and adequate, is a liberalization of the former law; we know it can be passed, there is a common agreement on it, and we certainly do not care to endanger the bill by amendments where there is a difference of opinion as to their degree of effectiveness, and we would prefer to get this particular bill through as it is now, and introduce separate legislation to cover any conceivable point that might be raised under the compensation laws.

Mr. DENT. That is a fine gesture, Mr. President, to say that this bill is a liberalization. We know that. We all agree that any time you increase rates, even by a meager six per cent, that is a liberalization to an extent, but where there is any doubt as to whether a man, who toils and sweats and dies in the mines, can collect compensation for a disease that he contracts in his employment, where there is any doubt as to whether he can collect compensation, I say then that bill is weak.

The trouble with a great many of us is that when we see a man with a broken arm we see he is injured, but men die from injuries that are not visible to the naked eye; men are injured in the course of employment, in the course of their duties, internally, by strains, by overexertion, by conditions surrounding employment, dust and other ingredients that they may consume because of the nature of their employment, but the injury is not visible to the naked eye. For years we have said that if a man breaks a leg or an arm, gets an injury to his spine, loses a toe or a finger, anything that you can look at and see, it is compensable. We were forced to that. We were forced to that by natural decency and the need of the men who work.

For years you have fought against paying a man for unseen injuries and in the bill before us tonight you still fight that battle. You do not want to concede that a man may be injured to the extend that he has a loss of earning power, that he may suffer injury that is painful; you fight against paying him for that because of something known in compensation as the indeterminable something that you can not measure the loss of, but that man's family measures the loss by the mornings that he can not get up and go to work, by the nights he drags himself home to his fireside and he is too weak and too sick to eat, by the children who have not sufficient clothing to cover their backs.

These things, I tell you, are true. You may say, "Well this is a speech that is made by somebody that belongs to a minority and believes everything ought to be given to those who have not." I do not believe in that. There was a time when I spoke on the Senate floor without authority, because I was an employe then, but by the grace of God and the good fortune this country has given me, I now employ labor, and I still say that they ought to be compensated to the fullest extent of the ability of the employer to compensate them for injuries that are not visible to the naked eye.

So I say to you men, you may close your eyes to the appeals that we make to you, but you can never close your eyes to the fact that you are denying to them a social benefit, which is the real basis of all compensation.

I recommend to the gentlemen of the Senate that they vote "aye" on these amendments.

Mr. HEYBURN. Mr. President, I can not quite follow the arguments of the gentleman from Westmoreland;

when he says that a miner is not covered in the case of injuries resulting from miner's asthma, under the provisions of this bill, I can not determine what he is trying to put across. That miner certainly is covered, Mr. President, unless the operator rejects this act, the miners are covered under this bill, and that is something I will stand on before all the lawyers and judges in Pennsylvania. I can not follow the gentleman's arguments at all, Mr. President.

I ask the members of this Senate to read the bill, page 3, lines 21 to 28, and then tell me that any miner is not covered in the case of injury resulting from anthraco-silicosis.

Mr. DENT. Mr. President, I might state that I am talking for the living; lines 21 to 28 cover only those who die from anthraco-silicosis.

And the question recurring,

Will the Senate agree to the amendments?

Mr. HEYBURN. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. HEYBURN and were as follows, viz:

YEAS—17

Barr,	Gourley,	Klein,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,			

NAYS—30

Becker,	Ealy,	Mallery,	Troutman,
Berger,	Farrell,	Scarlett,	Tyler,
Blass,	Geltz,	Snowden,	Wade,
Bowers,	Heyburn,	Stevenson,	Wagner,
Carr,	Homsher,	Tallman,	Wilson,
Chapman,	Jones,	Taylor,	Woodward,
Crider,	Kephart,	Thomas,	Walker,
Crowe,	Letzler,		Presiding Officer

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section was read.

Messrs. DENT, GOURLEY, and HALUSKA offered the following amendment:

Amend Sec. 2, page 19, line 1, by striking out the figure "2" and inserting in lieu thereof: "11".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

Amend the title, page 1, first to fifth lines of title, by striking out all of said lines, and inserting in lieu thereof: "To further amend the"; Amend the title, page 2, sixth to twelfth lines of title, by striking out the words "changing maxi-" in sixth line of title, all the words in the seventh to twelfth lines of title, and inserting in lieu thereof: "further defining and extending the liability of an employer to pay damages for occupational diseases contracted by an employe arising out of and in the course of employment, modifying the procedure and determination of liability thereunder; making an additional appropriation; and prescribing penalties.

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the title?

It was agreed to.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

SENATE BILL No. 657 CALLED UP

Mr. DENT. Mr. President, I call up at this time Senate Bill No. 657, on page 31 of today's Calendar, for consideration at this time.

BILL ON SECOND READING, AMENDMNTS OFFERED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 657, entitled:

An Act to further amend clauses (a), (b), (c), (f) and (h) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g), and four hundred twenty-eight of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employer's rights of subrogation, adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

The first section was read

On the question,

Will the Senate agree to the section?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

Section 1. Sections one hundred and one and one hundred and eight; clause (d) of section two hundred and one; section two hundred and five; clauses (a), (b), (c), (d), (f) and (h) of section three hundred six; sections three hundred seven; and three hundred and nine of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation, providing procedure for the termination of liability and compensation thereunder, and prescribing penalties" as last reenacted and amended by

the act approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 520) are hereby further amended to read as follows:

Section 101. That this act shall be called and cited as the Pennsylvania Workmen's Compensation Act and shall apply to all [accidents] personal injuries occurring within this Commonwealth, irrespective of the place where the contract of hiring was made, renewed or extended, and shall not apply to any [accident] injuries occurring outside of the Commonwealth, except to [accidents] injuries occurring to Commonwealth employes outside the Commonwealth while such employes are engaged in duly authorized business of the Commonwealth, and except [accidents] injuries occurring to Pennsylvania employes whose duties require them to go temporarily beyond the territorial limits of the Commonwealth, not over ninety days, when such employes are performing services for employers whose place of business is within the Commonwealth.

Section 108. For the purpose of this act minors shall have the same power to contract, file claims for compensation and receive compensation as adult employes subject, however, to the power of the board in its discretion at any time to require the appointment of a guardian to contract or to receive moneys thereunder, or under an award for the benefit of any such minor. Any minor employed by his parent or parents shall have the right to file a claim for compensation under this act against such parent or parents in his own name and in his own right and to enforce the payment of such compensation.

Section 201. (d) In any action brought to recover damages for personal injury to an employe in the course of his employment or for death resulting from such injury, the following rule shall apply:

If the jury finds that the employe's injury was caused or contributed to by the employer's violation or failure to observe any safety law applicable to said industry in effect at the time of the injury, the injured employe or his dependents shall be entitled to double damages.

Section 205. Every employer who has elected not to be bound by article three of this act shall insure his liability to pay damages to injured workmen and their dependents, which may be recovered against such employer by suit or otherwise, shall insure his liability in the State Workmen's Insurance Fund or in any insurance company or mutual association or company authorized to insure liability in this Commonwealth, unless such employer shall be exempted by the department as hereinafter set forth. An employer desiring to be exempt from insuring his liability to pay damages shall make application to the department showing his financial ability to pay such damages as in the judgment of the department would be an amount that would accrue as a result of the ordinary risks of the particular employment wherein the employer seeks exemption. Whereupon the department if satisfied of the applicant's financial ability shall, upon the payment of a fee of twenty-five dollars ($25.00), issue to the applicant a permit authorizing such permit, an appeal shall lie to the Court of Common Pleas of Dauphin County. In any such appeal the only question shall be whether the department abused its discretion in refusing such permit the department shall establish a period of twelve (12) calendar months to begin and end at such times as the department shall prescribe, which shall be known as the annual exemption period. Unless previously revoked all permits issued under this section shall expire and terminate on the last day of the annual exemption period for which they were issued. Permits issued under this act shall be renewed upon the filing of an application and the payment of a renewal fee of twenty-five dollars ($25.00). The department may, from time to time, require further statements of the financial ability of such employer, and if at any time such employer appear in the judgment of the department no longer able to pay damages shall revoke its permit granting exemption in which case the employer shall immediately subscribe to the State Workmen's Insurance Fund or insure his liability in any insurance company or mutual association or company as aforesaid.

Every employer liable under this section of the act to pay damages shall post and maintain in a conspicuous place in and about his place of business a notice that he has secured the payment of damages to his employes and their dependents in accordance with the provisions of this section. Such notice shall be in such form as shall be prescribed by the department and among other things shall set forth the name of the employer, the name of the employer's insurance carrier or that he has been exempted by the department from carrying insurance as the case may be.

If any employer shall fail to comply with the provisions of this section with respect to posting and maintaining the notice required by this act, such employer shall, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of twenty-five dollars ($25.00) and costs of prosecution.

If any employer fails to comply with the provisions of this section with respect to insuring or securing an exemption from insurance or in any applications filed under this section shall furnish the department with a false or fraudulent statement of outstanding incurred liability for damages or any other false or fraudulent statement, such employer shall be guilty of a misdemeanor and upon conviction thereof for every such failure or fraudulent statement shall be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) and costs of prosecution or imprisonment for a period of not more than one year or both at the discretion of court. Every day's violation and every false or fraudulent statement shall constitute a separate offense. It shall be the duty of the department to enforce this section but this shall not prohibit any citizen from being a prosecutor for violations of this law. The department shall investigate all violations brought to its notice and shall institute prosecution for violation thereof. All fines recovered under the provisions of this section shall be paid by the clerk of the court to the department and by it paid into the State Treasury.

In any proceeding against an employer under this section a certificate of non-insurance issued by the official Workmen's Compensation Rating and Inspection Bureau and a certificate of the department showing that the defendant has not been exempted from obtaining in-

surance under this section shall be prima facie evidence of the facts therein stated. Any employer who fails to secure his employes to pay compensation under article three of this act, or if he has rejected article three of this act and fails to secure his employes in the payment of damages sustained by such employes in the manner set forth in this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than three hundred dollars ($300.00) and not to exceed one thousand dollars ($1,000.00) or imprisonment of six months, either or both, at the discretion of the court.

For the purposes of this section minor children working for their parents shall be conclusively presumed to be emancipated.

Section 306. The following schedule of compensation is hereby established for injuries resulting in total disability:

(a) For the first five hundred weeks after the seventh day of total disability, sixty-six and two-thirds per centum of the wages of the injured employe as defined in section three hundred and nine, but the compensation shall not be more than [eighteen] [twenty] twenty-two dollars per week nor less than [nine] [ten] twelve dollars per week [and shall not exceed in the aggregate the sum of [seventy-five hundred] ten thousand dollars; Provided That if at the time of the injury the employe receives wages of less than [nine] ten dollars per week, then he shall receive the full amount of such wages per week as compensation but in no event less than five dollars per week]. Nothing in this clause shall require payment of compensation after disability shall cease. Should partial disability be followed by total disability, the period of five hundred weeks mentioned in this clause of this section shall be reduced by the number of weeks during which compensation was paid for such partial disability.

(b) For disability partial in character (except the particular cases mentioned in clause (c), sixty-six and two-thirds per centum of the difference between the wages of the injured employe as defined in section three hundred and nine and the earning power of the employe thereafter, but such compensation shall not be more than [fifteen] [seventeen] eighteen dollars per week. This compensation shall be paid during the period of such partial disability not however beyond [three] four hundred weeks after the seventh day of disability. Should total disability be followed by partial disability, the period of [three] four hundred weeks mentioned in this clause shall be reduced by the number of weeks during which compensation was paid for total disability. [The term "earning power" as used in this section shall in no case be less than the weekly amount which the employe receives after the accident.] In cases of partial disability the actual earnings of an employe after the date of injury may, along with other evidence, be received as evidence of the extent of his earning power but if such employe has no such earnings, the referee may in the interest of justice fix such earning power as shall be reasonable having due regard to the character of his previous employment and the nature of his injury and his partial disability.

(c) For [all] disability resulting from permanent injuries of the following classes, the compensation shall be [exclusively] as follows and shall begin upon the termination of total disability if any total disability results from the accident.

For the loss of a hand, sixty-six and two-thirds per centum of wages during one hundred and seventy-five weeks.

For the loss of a forearm, sixty-six and two-thirds percentum of wages during one hundred and ninety-five weeks.

For the loss of an arm, sixty-six and two thirds per centum of wages during two hundred and fifteen weeks.

For the loss of a foot, sixty-six and two-thirds per centum of wages during one hundred and fifty weeks.

For the loss of a lower leg, sixty-six and two-thirds per centum of wages during one hundred and eighty weeks.

For the loss of a leg, sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks.

For the loss of an eye or for the removal of a cataract from or lens of an eye causing the loss of binocular vision, sixty-six and two-thirds per centum of wages during [one hundred and twenty-five] two hundred weeks.

For the loss of a thumb, sixty-six and two-thirds per centum of wages during sixty weeks.

For the loss of a first finger, commonly called index finger, sixty-six and two-thirds per centum of wages during thirty-five weeks.

For the loss of a second finger, sixty-six and two-thirds per centum of wages during thirty weeks.

For the loss of a third finger, sixty-six and two-thirds per centum of wages during twenty weeks.

For the loss of a fourth finger, common called little finger, sixty-six and two-thirds per centum of wages during fifteen weeks.

The loss of less than the first phalange of the thumb or of any finger shall be considered equivalent to the loss of one-half of such toe, thumb or finger and shall be compensated at the same rate as for the loss of a toe, thumb or finger but for one-half of the period provided for the loss of a toe, thumb or finger: Provided, however, That the accident involves injury to part of the bone of the phalange.

The loss of [more than] one phalange or more of a toe, thumb or finger shall be considered equivalent to the loss of the entire toe, thumb or finger.

For the loss of [or permanent loss of the use of] any two or more such members, or the permanent loss of the use of the finger, thumb, hand, arm, foot, leg, toe or eye as hereinbefore provided, not constituting total disability, sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each.

For the loss of a great toe, sixty-six and two-thirds per centum of wages during [forty] sixty weeks.

For the loss of any other toe, sixty-six and two-thirds per centum of wages during [sixteen] thirty weeks.

The loss of less than the first phalange of the great or of any finger shall be considered equivalent to the loss of one-half of such great toe or other toe, and shall be compensated at the same rate as for the loss of a great toe or other toe but for one-half of the period provided for the loss of a great toe or other toe.

The loss of [more than] one phalange or more of a great toe or any toe shall be considered equivalent to the loss of the entire great toe or other toe.

For the loss of or permanent loss of the use of any two or more such members not constituting total disability, sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each.

For serious and permanent disfigurement of the head, [or] face or neck of such a character as to produce an unsightly appearance and such as is not usually incident to the employment, sixty-six and two-thirds per centum of wages not to exceed one hundred and fifty weeks. If by reason of disfigurement an injured employe shall be unable to obtain employment for which he is otherwise qualified, the board may order compensation to be paid in accordance with the provisions of clause (a) or clause (b) of this section. The compensation referee or the compensation board by viewing the person seeking compensation for disfigurement shall describe said disfigurement for the record and shall be authorized to make an award of compensation by such view and an award made by the fact-finding body, whether the referee or the board, to the effect that the disfigurement is serious, permanent and unsightly will have the same value as a fact found if testimony had been taken establishing said features. Either party may introduce testimony describing said disfigurement if it sees fit.

Unless the board shall otherwise determine, the loss of both hands, or both arms, or both feet, or both legs, or both eyes shall constitute permanent total disability to be compensated according to the provisions of clause (a).

Amputation [between the elbow and] [at] between the wrist and the knuckles shall be considered as the equivalent of the loss of a hand, and amputation [between the knee and] [at] toes and the ankle shall be considered as the equivalent of the loss of a foot. [Amputation between the wrist and the elbow shall be considered as the loss of a forearm and amputation between the ankle and the knee shall be considered as the loss of a lower leg] Amputation [at or] at or above the [elbow] wrist shall be considered as the loss of an arm and amputation [at or] at or above the [knee] ankle shall be considered as the loss of a leg. Permanent loss of the use of a hand, arm, foot, leg, eye, figner or thumb, great toe or other toe shall be considered as the equivalent of the loss of such hand, arm, foot, leg, eye, finger or thumb, great toe or other toe.

This compensation shall not be more than [eighteen] [twenty] twenty-two dollars per week nor less than [nine] [ten] twelve dollars per week. [Provided, That if at the time of injury the employe receives wages of less than [nine] ten dollars per week, then he shall receive the full amount of such wages per week as compensation, but in no event less than five dollars per week.]

Strike out (d)

* * * * *

(f) During the first [sixty] ninety days after [disability begins] the date of injury and during such further period as the board may in the manner hereinafter provided require in a particular case, the employer shall furnish reasonable surgical, [and] medical, dental and nursing services, hospital treatment, artificial appliances, medicines and supplies as and when needed unless the employe refuses to allow them to be furnished by the employer: Provided, That the injured employe, by petition to the board and notice to the employer, may be permitted by the board to consult a physician of his own choice at any time during his disability, the cost of such consultation to be paid by the employer in accordance with a schedule of charges to be prescribed and approved by the board. Any such request shall be acted upon promptly, either with or without a hearing, and shall have preference over any other matter or proceeding pending before the board or the referee. Upon application of an injured employe the board may issue its order requiring the employer to furnish such further services, hospital treatment, medicines, artificial appliances or supplies during such further period and in such additional amounts after the three months' period as the board may in the interest of justice deem advisable. [The cost of such services medicines and supplies shall not exceed one hundred and fifty dollars ($150), except that the board upon petition of the claimant may grent extra medical services for an additional thirty days not to exceed seventy-five dollars ($75).] If the employer shall upon application made to him refuse to furnish such services, hospital treatment, appliances, medicines and supplies, the employe may procure same and shall receive from the employer the reasonable cost thereof. [With the above limitations, In addition to the above service, medicines and supplies, hospital treatment, services and supplies shall be furnished by the employer for the said period of sixty days, except that the board upon petition of the claimant may grant an additional thirty days. The cost for such hospital treatment, service and supplies shall not in any case exceed the prevailing charge in the hospital for like services to other individuals.] If the employe shall refuse [reasonable surgical, medical and hospital] such services, hospital treatment, appliances, medicines and supplies tendered to him by his employer, he shall forfeit all rights to compensation for any injury or any increases in his incapacity shown to have resulted from such refusal; Provided, however, That the employe need not submit to surgical treatment, which, in the opinion of at least two qualified physicians, might jeopardize his life. The employer shall also furnish to the employe or pay the cost of transportation to and from the place where such services are rendered and reimbursement for such costs assumed by the employe may be enforced as payments of compensation are enforced.

* * * * *

(h) [Hernia shall be considered as a physical weakness or ailment which ordinarily develops gradually and shall not be compensable unless incontrovertible proof is offered that the hernia was at once precipitated by sudden effort or severe strain and that first the descent of the hernia followed the cause without intervening time, second there was actual pain in the hernial region at the time of descent, third the above manifastations were of such severity that the same were noticed at once by the claimant necessitating immediate cessation of work and communicated to] Where claim is made for hernia claimant must notify the employer or a representative of the employer within [forty-eight] seventy-two

hours after the occurrence of the accident.

Section 307. 1(a) If there be one child, twenty-five per centum of wages of deceased but not in excess of [six] [seven] eight dollars per week.

(b) If there be two children, [thirty-five] fifty per centum of wages of deceased but not in excess of [nine] [ten] twelve dollars per week.

(c) If there be three children, [forty-five] sixty-six and two-thirds per centum of wages of deceased but not in excess of [eleven and a half] [thirteen] sixteen dollars per week.

(d) If there be four children, [fifty-five] sixty-six and two-thirds per centum of wages of deceased but not in excess of [fourteen] [sixteen] eighteen dollars per week.

(e) If there be five children, [sixty-two and one-half] sixty-six and two-thirds per centum of wages of deceased but not in excess of [sixteen and a half] [eighteen] twenty dollars per week.

(f) If there be six or more children, sixty-six and two-thirds per centum of wages of deceased but not in excess of [eighteen] [twenty] twenty-two dollars per week.

2. To the widow or widower, if there be no children, [forty-four] sixty-six and two-thirds per centum of wages but not in excess of [eleven] [twelve] dollars per week.

3. To the widow or widower, if there be one child, [fifty-three] sixty-six and two-thirds per centum of wages but not in excess of [thirteen and a half] [fifteen] eighteen dollars per week.

4. To the widow or widower, if there be two children, [sixty-two and one-half] sixty-six and two-thirds per centum of wages but not in excess of [sixteen] [eighteen] twenty dollars per week.

4½. To the widow or widower, if there be three or more children, sixty-six and two-thirds per centum of wages but not in excess of [eighteen] [twenty] twenty-two dollars per week.

5. If there be neither widow, widower nor children entitled to compensation, then to the father or mother if dependent to any extent upon the employe at the time of the accident [twenty-five] fifty per centum of wages but not in excess of [five] [six] twelve dollars per week; Provided, however, That in the case of a minor child who has been contributing to his parents, the dependency of said parents shall be presumed; And provided further, That if the father or mother was totally dependent upon the deceased employe at the time of the accident, the compensation payable to such father or mother shall be [forty-five] sixty-six and two-thirds per centum of wages but not in excess of [ten] [eleven] eighteen dollars per week.

6. If there be neither widow, widower, children nor dependent parent entitled to compensation, then to the brothers and sisters if actually dependent upon the decedent for support at the time of his death [fifteen] thirty per centum of wages for one brother or sister and [five] ten per centum additional for each additional brother or sister with a maximum of [twenty-five] fifty per centum, such compensation to be paid to their guardian, or if there be no guardian to such other person as may be designated by the board as hereinafter provided.

7. Whether or not there be dependents as aforesaid, the reasonable expense of burial not exceeding two hundred and fifty dollars, which shall be paid by the employer or insurer directly to the undertaker (without deduction of any amounts theretofore paid for compensation or for medical expenses).

Compensation shall be payable under this section to or on account of any child, brother or sister only if and while such child, brother or sister is under the age of [sixteen] eighteen. No compensation shall be payable under this section to a widow unless she was living with her deceased husband at the time of his death or was then actually dependent upon him and receiving from him a substantial portion of her support. No compensation shall be payable under this section to a widower unless he be incapable of self-support at the time of his wife's death and be at such time dependent upon her for support. If members of decedent's household at the time of his death, the terms "child" and "children" shall include step-children, adopted children and children to whom he stood in loco parentis and shall include posthumous children. Should any dependent of a deceased employe die or remarry, or should the widower become capable of self-support, the right of such dependent or widower to compensation under this section shall cease: Provided, however, That upon remarriage of any widow the compensation of such widow shall continue as hereinbefore provided for one-third of the period during which compensation then remains payable to her: Provided further, That if upon investigation and hearing it shall be ascertained that the widow or widower is living with a man or woman, as the case may be, in meretricious relationship and not married, or the widow living a life of prostitution, the board may order the termination of compensation payable to such widow or widower. If the compensation payable under this section to any person shall for any cause cease, the compensation to the remaining persons entitled thereunder shall thereafter be the same as would have been payable to them had they been the only persons entitled to compensation at the time of the death of the deceased.

The wages upon which death compensation shall be based shall not in any case be taken to exceed [twenty-seven] thirty dollars per week nor be less than [fifteen] [seventeen] eighteen dollars per week.

This compensation shall be paid during [three] four hundred weeks and in the case of children entitled to compensation under this section, the compensation of each child shall continue after said period of [three] four hundred weeks until such child reaches the age of [sixteen] eighteen at the rate of [seventeen and one-half] thirty per centum of wages but not in excess of [four and a half] six dollars per week if there is one child; [twenty-seven and one-half] forty per centum of wages but not in excess of [six and a half] [seven] nine dollars per week if there are two children; [thirty-eight and one-half] fifty per centum of wages but not in excess of [nine] [ten] twelve dollars per week if there are three children; [fifty] sixty per centum of wages but not in excess of [eleven and a half] [thirteen] fourteen dollars per week if there are four children; [fifty-five] sixty-six and two-thirds per centum of wages but not in excess of [twelve dollars and seventy-five cents] [fourteen] sixteen dollars per week if there are five children; and sixty-six and two-thirds per centum of wages but not

in excess of [fourteen] [sixteen] eighteen dollars per week if there are six children or more.

The board may, if the best interest of a child or children shall so require, at any time order and direct the compensation payable to a child or children or to a widow or a widower on account of any child or children to be paid to the guardian of such child or children, or if there be no guardian to such other person as the board as hereinafter provided may direct. If there be no guardian or committee of any minor dependent or insane employe of dependent on whose account compensation is payable, the amount payable on account of such minor dependent or insane employe or dependent may be paid to any surviving parent or to such other person as the board may order and direct, and the board may require any person other than a guardian or committee to whom it has directed compensation for a minor dependent or insane employe or dependant to be paid to render as and when it shall so order accounts of the receipts and disbursements of such person and to file with it a satisfactory bond in a sum sufficient to secure the proper application of the moneys received by such person.

Section 309. The public policy of the Commonwealth of Pennsylvania is hereby declared to be that the method of computing wages set forth in this section and the rates to be paid the injured employes or their dependents under sections 306 and 307 of this act are just and reasonable. Wherever in this article the term "wages" is used it shall be construed to mean [the average weekly wages of the employe ascertained as follows:

(a) If at the time of the accident the wages are fixed by the week, the amount so fixed shall be the average weekly wage.

(b) If at the time of the accident the wages are fixed by the month, the average weekly wage shall be the monthly wage so fixed multiplied by twelve and divided by fifty-two.

(c) If at the time of the accident the wages are fixed by the year, the average weekly wage shall be the yearly wage so fixed divided by fifty-two.

(d) If at the time of the accident the wages are fixed by the day, hours or by the output of the employe, the average weekly wage shall be the wage most favorable to the employe computed by dividing by thirteen the total wages of said employe earned in the employ of the employer in the first, second, third or fourth period of thirteen consecutive calendar weeks in the fifty-two weeks immediately preceding the accident, or in case the employe receives wages monthly or semi-monthly by dividing by thirteen the total wages of said employe earned in the employ of the employer in the first, second, third or fourth period of three consecutive calendar months in the year immediately preceding the accident.]

[If the employe has been in the employ of employer less than thirteen calendar weeks (or three calendar months if the employe receives wages monthly or semi-monthly) immediately preceding the accident his average weekly wage shall be computed under the foregoing paragraph taking "total wages" for such purpose to be the amount he would have earned had he been so employed by employer the full thirteen calendar weeks (or three calendar months) immediately preceding the accident and had worked when work was available to other employes in a similar occupation unless it be conclusively shown that by reason of exceptional causes such methods of computation does not ascertain fairly the "total wages" of employe so employed less than thirteen calender weeks (or three calendar months).

(e) In occupations which are exclusively seasonal and therefore cannot be carried on throughout the year, the average weekly wage shall be taken to be one-fiftieth of the total wages which the employe has earned from all occupations during the twelve calendar months immediately preceding the accident unless it be shown that during such year by reason of exceptional causes such method of computation does not ascertain fairly the earnings of the employe in which case the period for calculation shall be extended so far as to give a basis for the fair ascertainment of his average weekly earnings.

The terms "average weekly wage" and "total wages" as used in this section shall include board and lodging received from the employer and when so received the board shall be rated at fifty cents per day and board, together with lodging, shall be rated at one dollar per day but such terms shall not include gratuities received from the employer or others nor shall such terms include amounts deducted by the employer under the contract of hiring for labor furnished or paid for by the employer and necessary for the performance of such contract by the employe nor shall such terms include deductions from wages due the employer for rent and supplies necessary for the employe's use in the performance of his labor.

Where the employe is working under concurrent contracts with two or more employers and the defendant employer has knowledge of such employment prior to the accident, his wages from all such employers shall be considered as if earned from the employer liable for compensation] the money rate at which the service rendered is recompensed under the contract of hiring in force at the time of the accident, except that if the injured employe was at the time of the injury a minor and his disability shall continue after he shall have reached the age of twenty-one (21) years, his average weekly wage for the purpose of determining the compensation payable under this act shall be determined on the basis of the earnings that such minor if not disabled probably would earn at the age of twenty-one (21) years. In determining such probable earnings due consideration shall be given to the employe's aptitude, education and experience fitting him for any employment not only in the trade or business in which he was engaged at the time of the injury but in any other trade or business. In determining such probable earnings the referee and the board shall have the right to receive into evidence as competent testimony the earnings of other employes of similiar aptitude, education and experience engaged in a similar trade or business, and findings based upon such testimony shall be final. The term "wages" shall include board and lodging received from the employer. Whenever the employe receives board and lodging as a part of his wages the board shall be rated at fifty cents per day and board, together with lodging, shall be rated at one dollar per day for the purpose of computing wages. In seasonable occupations the employe's weekly wages shall be taken to be one-fiftieth of the total wages

which he has earned from all occupations during the year immediately preceding the accident unless it be shown that during such year by reason of exceptional causes such method of computation does not ascertain fairly the earnings of the employe in which case the period for calculation shall be extended so far as to give a basis for the fair ascertainment of his average weekly earnings. In continuous employments if immediately prior to the accident the rate of wages was fixed by the day or hour or by the output of the employe, his weekly wages shall be taken to be five and one-half times his average earnings at such rate for a working day and using as a basis of calculation his earnings during so much of the preceding six months as he worked for the same employer: Provided, however, That if the employe regularly and habitually worked more than five and one-half days per week, the weekly wage shall be found by multiplying his average earnings for working day by six and one-half or seven according to the customary number of working days constituting an ordinary week in his occupation or trade. Where the employe is working under concurrent contracts with two or more employers his wages from all employers shall be considered as if earned from the employer liable for compensation.

In cases where the employe has been in the employ of the employer less than one full week and by reason of the shortness of time during which the employe has been in the employment of the employer or the nature of terms of the employment it is impracticable to ascertain the average weekly wages as hereinbefore provided, the average weekly amount which during the six months previous to the injury has been earned by other persons employed by the same employer under similar contracts of hiring, or if there are no persons so employed by other persons employed by other employers under similar contract of hiring under similar conditions shall be taken as the basis for the ascertainment of the weekly wages of such employe.

On the question,

Will the Senate agree to the amendments?

Mr. DENT. Mr. President, these amendments follow the general plan that I outlined in connection with Senate Bill 656. They represent the result of the study and the conferences held by representatives of labor, at the suggestion of the Governor. I repeat, too, that this bill represents, as it now is, without amendment, the desires and the requests of industry. Labor tried to be reasonable in its requests.

Under section 101, as the amendments that I have offered would now place the bill, instead of saying that accidents are to be compensated, we use the words "personal injuries" when had in the course of employment, and not accidents as narrowly defined by court decisions, which severely limit compensation; such injuries should be sufficient cause for compensation as an unavoidable industrial cost, to be carried as are other regular costs without which industry does not operate normally.

Along that line, Mr. President, I might say there is no provision in the bill before this Senate to take care of the numerous accidents that will prevail. I hate to be bringing into these arguments the returning soldier who will participate in industry, as it sounds like you are trying always to carry pieces of legislation on the shoulders of the men who are fighting the war, but it is our duty, as I see it, to see to it that all legislation aims at giving every returning soldier an opportunity to participate with an equal chance in industry.

Under Section 101, I say to you, under the bill that is now presented before you, if a soldier returns and in the course of his daily work has a mental relapse or a physical relapse because of strains that he has undergone in the pursuit of the war, and who accidently became momentarily lost and by this act became injured, under the present law he will not be compensated.

Under the terms of the amendments that I now offer the definition of personal injury would definitely pay that man, or any other person who becomes injured in the course of his employment, compensation for which—mind you, this is an important part—industry is paying sufficient premiums to be insured against.

Under Section 108 we ask that minors shall have the same right to full compensation for injuries suffered. Certainly they should be treated equally as adults when they take the same risk. Under the present law, when children, minors, are employed illegally, they receive compensation to the tune of 110 per cent. We ask that they be paid the same amounts that are paid to adults under the same conditions, or double compensation.

Under Section 205 we ask that financial responsibility should be proved by employers who refuse to come under the act, so that victims who are injured in the course of their employment may collect the damages to which they are entitled.

In Section 306 we define the limits of compensation. We ask for $12 minimum and $22 maximum. Does that not make you think a little bit—twenty-two dollars a week for a person who is incapacitated because of injury in employment. The full amount that he shall receive under the terms of the amendment that we ask for is $22. Under the terms of the bill that you now are asking passage of, the limit is $20 a week. You may say, "What is two dollars, it does not amount to much, two dollars to a person who is injured, two dollars to a person who has a family to keep." Two dollars does not amount to anything to the employer who is paying the bill, because the difference between what the employer pays and what the injured workman receives represents a far greater figure than the two dollars we here ask for.

Arbitrarily industry set a ceiling of $20 on workmen's compensation, unemployment compensation, occupational disease compensation—$20. Enlightened states set as much as $25. Industry in Pennsylvania, cognizant of the fact that they have control of the House and Senate, place their limit at $20, two dollars above the present maximum. We ask, and I think justly so, in this period of high cost of clothing, food, rent heat, and all the essentials that go into making up the everyday man's life, we ask $22, which is far below the amount that could justly be asked, when you compare the amount that is earned by a man in the full control of his facilities, as compared to what you offer to pay to a man who is injured in the course of his employment.

Under Section 306 (b), where we deal with partial disability, except in particular classes which are con-

tained in the amendments, we ask 66 2/3 per cent of the amount between wages earned and earning power thereafter. Is that too much to ask? Is that too much, to a fair-minded man, to ask when he has been deprived of his earning power? We say in our limitation, taking into consideration that we must not do anything that would jeopardize industry in Pennsylvania, if you please, we say that the limit shall be in this particular case of partial disability, $18 a week for a total of four hundred weeks, as compared with $22 a week and a total of five hundred weeks.

I could go through the schedule, I could say to you that we have the various specific losses, by calling to your attention the fact that we ask, for the loss of a forearm, 195 weeks at 66 2/3 per cent of the wages; of an eye, or removal of a cataract from or lens of eye causing loss of vision, two hundred weeks.

You know, you can not measure by money the amount by which a man can be compensated for his losses, but you do try to build up a rehabilitation period by the amounts that you pay the man. Years ago this fight that we are leading now for decent and reasonable amendments was led by men who fought for any kind of a compensation bill, and they were met with the same stony silence that we meet here tonight, the same uncompromising attitude, the same wilful disregard for the rights of the men who create the very industry that pays the bill.

We ask, for the loss of a big toe, sixty weeks. I have heard men say a man could work very easily without his big toe. Some people say you can see just as well with one eye, too, but who wants to lose an eye?

I could go on through the list of specific losses, but I will not take the time now to read every one. We know the ultimate result of our argument.

Under Section (f) we ask for ninety days to be provided for dental and nursing attention; artificial appliances and hospital treatment are included in these amendments.

Fourteen states have no limit on medical services, fourteen more states, making a total of twenty-eight, leave determination to the administrative authorities after this specific time allowance. Other states, which provide limited medical services, go far beyond the great and wealthy industrial state of Pennsylvania.

Under the bill that you provide for, you ask that hernias be reported within forty-eight hours. We ask leave to submit an amendment which would give the right to report a hernia within seventy-two hours. Medical authorities themselves are in dispute over the causes of hernia, judgment as to where and when hernia occurs. I would say that the greatest grief that has been caused to both employer and employe has been the restriction insisted upon by certain people on the determination and the definition of hernia.

Under Section 307 we ask for upward increases in the dependency benefits. We ask, in the case of a dependent, one child, 25 per cent of wages up to $8 a week. We go on down through the list and we only increase within a reasonable demand. At no time can anybody show where the demands, or rather, not demands, I say humbly to you, but the requests of the men who toil for a living, no person can show me where their requests have been beyond reason, where they have at any time asked for more than they are justly entitled to.

Here are some figures—I know they will not interest you—but at least when you do vote you will not vote ignorant of the things that I speak of: 25 months after Pearl Harbor, on December 7, 1941, till January, 1944, industrial casualties amounted to the following figures—they may not surprise you, they may not astound you, but I am sure they will enlighten you—37,600 American laboring men and women were killed in industry; 310,000 were permanently disabled; 4,500,000 temporarily disabled. This is sixty times more than were injured during the same period of twenty-five months in war, and yet would there be a man on the floor of this Senate who would refuse to vote $22 to a crippled soldier—and is not a man who has worked here and made it possible to wage this war just as important a soldier as those who have died on foreign shores?

This is something else for you Pennsylvanians to be proud of or to be ashamed of—it is a matter purely of conscience—1942 payments for workmen's compensation in four comparable states. Pennsylvania, with a population of 9,900,000 paid $25,609,000 in compensation. New York, with a population of 13,479,000, paid a compensation bill to injured employes of $62,878,000—no wonder they say New York is the leading state of the union. California, which only has two-thirds the population of Pennsylvania and not near the heavy industry that we have, with a population of 6,907,000 paid a total compensation award to injured employes of $28,402,000, or better than $3,000,000 more than Pennsylvania with all its diversified industry and its heavy accident industry. I hope you are proud of that. Ohio, our neighboring state, with two-thirds the population of Pennsylvania, paid $1,000,000 less than we did in Pennsylvania, with a population one-third greater, over 3,000,000 people.

I know that I am not proud of that, because I often pride myself on coming from the state in the union with the greatest number of skilled employes, with the greatest number of intelligent employes in the entire union.

I think we members of the General Assembly ought to be equally as skilled and equally as intelligent as the men who work and slave for a living within the confines of this state.

Compensation itself is not a matter of economics. You may say that it is. It is a matter of social adjustment; it is a matter of rehabilitation; it is a matter of taking care of those who in their full bloom of health take care of us. You may say to yourself, "well, if we overburden industry, industry will move." No, Mr. President, they will not move, because I will tell you something, and I am not letting you in on any secrets. Industry in Pennsylvania is part of the Commonwealth. They are here for many reasons; they are here because of natural resources; they are here because of water power; they are here because of the railroads; they are here because of transportation facilities in other lines; they are here because of the population that consumes the goods that they produce; and they are here because, above every other reason, we have within the confines of Pennsylvania an intelligent and skilled employe market. They

will not move.

After twelve years in the Senate and House I have made up my mind that no matter how many times we call a warning to the things that are apparently wrong in legislation, caucus action by the majority party, in your day and in mine, nullifies the arguments placed upon the floor by any person that tries to do the right thing from a sincere viewpoint.

In 1939 I called attention to the fact that an act then before us would remove from the compensation law the Romig decision, that decision which gave a workingman a decent compensation return. It was denied that such was the case.

I very seldom like to read epitaphs, and this is definitely an epitaph, because it relates to a bill that killed workmen's compensation in Pennsylvania, so far as the man who toils for a living is concerned. I said then and I repeat now, that the contention of the sponsors of this bill, that its contents will increase compensation payments approximately twenty per cent over the benefits paid prior to the amendments of 1937, is a misrepresentation. If enacted this bill, instead of increasing compensation benefits, as the schedule stood prior to 1937, mind you, will decrease benefits in just about the same ratio.

It does not matter so much, Mr. President, whether I am heard or not, but it does matter whether the people of Pennsylvania can some day read in the Legislative Journal that somewhere along the line somebody called attention to the fact that under the guise of liberalization we are passing a bill in the Senate of Pennsylvania which does not go far enough, which does not do the job we intended it to do.

So, Mr. President, I will close by asking that the members on both sides of this Senate vote for these amendments.

Mr. KEPHART. Mr. President, I agree with a great many things that the gentleman from Westmoreland, Senator Dent, said. One thing, however, that is more or less paramount, and must be kept in mind, is that in 1937 a democratically controlled Legislature passed a compensation law in which they increased benefits from a maximum of $15 a week to $18 a week.

The Supreme Court of Pennsylvania held that under the Constitution the rates of workmen's compensation had to be reasonable. They sent the case to the Dauphin County Court to determine whether those rates were reasonable, and that Court held that they were not; the rule of law applied was whether any particular industry could afford to pay those rates and still make a reasonable return on its investment.

This bill goes further even than that act and raises the rate to $20 a week. All the people who expected to get compensation at $18 a week during the period that bill was in effect, which was over a year and a half, did not get that rate at all, because that act was held to be unconstitutional.

What we are trying to do in this bill is not to overbalance and still give working men a reasonable compensation so that they will get at least what we are trying to give them.

Mr. DENT. Mr. President, I do not think the members of the Senate want me to voice an opinion about the Supreme Court decision, so I will not do that. All men are entitled to their personal and party views. I will say this, Mr. President, that the primary crime committed against labor in Pennsylvania — and mind you, the primary crime has been the cause of all the trouble in workmen's compensation, it has been the cause of such reduced benefits, with such increased premiums paid by industry—and I speak from authority because I used to receive and accept the benefits when I was injured and I now pay the premiums, so I know whereof I speak—the primary cause, Mr. President, and the primary reason for all this trouble is because the compensation carrying companies in Pennsylvania, the insurance companies, were strong enough in their political affiliations to divide high risk industry from low risk industry, so that, instead of having a common pool where all injured workmen would draw their benefits from, we have a pool that is set up for high risk industries, creating a high premium that is always used as a criterion when it comes to measuring the amount of benefits that will be paid to injured workmen.

Mr. President, I say this advisedly, we can never give the injured workmen his just dues as long as you have a great number of employes who are covered in one pool, which pays through its employers a premium as low as nineteen and twenty cents on a hundred dollar payroll, and another pool where they pay as high as eleven dollars on a hundred dollar payroll. There is only one reasonable method to follow, and that is if every injured workman receives his compensation out of a common pool and spends it for the common good; then you will find the rates on coal reduced to a point where coal will not be overburdened to the extent that it is today.

And the question recurring,

Will the Senate agree to the amendments?

The yeas and nays were required by Mr. HEYBURN and were as follows, viz:

YEAS—17

Barr,	Gourley,	Klein,	Rosenfeld,
Coleman,	Haluska,	Margle,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,			

NAYS—30

Becker,	Ealy,	Mallery,	Troutman,
Berger,	Farrell,	Scarlett,	Tyler,
Blass,	Geltz,	Snowden,	Wade,
Bowers,	Heyburn,	Stevenson,	Wagner,
Carr,	Homsher,	Tallman,	Wilson,
Chapman,	Jones,	Taylor,	Woodward,
Crider,	Kephart,	Thomas,	Walker,
Crowe,	Letzler,		Presiding Officer

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

An Act to further amend the act approved the second day of June, one thousand nine hundred fifteen

(P. L. 736), entitled as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation, providing procedure for the determination of liability and compensation thereunder, and prescribing penalties."

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the title?

It was agreed to.

And said bill having been read at length the second time, and agreed,

Ordered, To be transcribed for a third reading.

Mr. HEYBURN. Mr. President, I suggest that we now revert to the next bill on the Calendar, Senate Bill No. 686, appearing on page 13.

Mr. DENT. Mr. President, I do not like to ask any special favors, but I would like to ask that we continue on with the labor program and let us finish the unemployment compensation bill at this time because I may not be here the rest of the week to carry out the program.

Mr. HEYBURN. I have no objection to calling up Senate Bill No. 658, the unemployment compensation bill.

SENATE BILL No. 658 CALLED UP

Mr. DENT. Mr. President, I call up for consideration at this time Senate Bill No. 658, on page 32 of today's second reading Calendar.

REQUEST THAT BILL GO OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 658 on second reading, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder

go over in its order.

The PRESIDING OFFICER. Is there objection?

Mr. DENT. Mr. President, I object.

BILL ON SECOND READING, AMENDMENTS OFFERED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 658, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder

The first section was read.

On the question,

Will the Senate agree to the section?

time, and agreed to.

Mr. DENT. Mr. President, I am about to offer amendments; before they are acted upon I ask that they be read for the information of the Senate.

(The amendments were read by the Clerk as follows:)

Amend Section 1 (Sec. 4) page 6, line 12, by inserting light face brackets before and after the word and figure "twenty (20)" and inserting immediately thereafter the following: "one or more"; Amend Section 1 (Sec. 4) Page 6, lines 12 and 13 by striking out the words, "each day being in a different calendar week"; Amend Section 1 (Sec. 4) page 10, by inserting after line 29 the following:

(6) [Service performed in the employ of a state a political subdivision thereof or an instrumentality of one or more states or political subdivisions.] Service performed in the employ of any other state or any political subdivision thereof or any instrumentality of any one or more of the foregoing which is wholly owned by one or more states or political subdivisions and any service performed in the employ of any instrumentality of one or more other states or their political subdivisions to the extent that the instrumentality is with respect to such service exempt under the Constitution of the United States from the tax imposed by section 1600 of the Federal Internal Revenue Code.

* * * * *

Amend Section 1 (Sec. 4) Page 11, by inserting between lines 5 and 6, the following:

(17) Service performed by an individual for an employer as [an insurance agent or] a real estate salesman or [as an insurance solicitor or] as a real estate broker if all such service performed by such individual for such employer is performed for remuneration solely by way of commission or services performed by an individual as an unsalaried correspondent for a newspaper who receives no compensation or compensation only for copy accepted for publication.

Amend Section 1 (Sec. 4) page 11 by inserting between lines 26 and 27 the following:

(20) Notwithstanding any of the other provisions of this subsection services shall be deemed to be in employment if with respect to such services a tax is required to be paid under any Federal law imposing a tax against which credit may be taken for contributions required to be paid into a State Unemployment Compensation Fund.

* * * * *

Amend Section 1 (Sec. 4) page 14, lines 22 to 29 inclusive by striking out all of said lines.

Amend Section 1 (Sec. 4) page 15, lines 1 to 10 inclusive by striking out all of said lines and inserting in lieu thereof the following:

[(s)] (u) "Total Unemployment", [An individual shall be deemed totally unemployed with respect (1) to any week during which he performs no services for which remuneration is paid or payable to him or (2) to any week less than fulltime work if the remuneration paid or payable to him does not exceed three dollars ($3.00).] means the total lack of any employment or wages payable on any day including employment not subject to this act.

* * * * *

Amend Section 1 (Sec. 4) page 18, lines 5 to 8 inclusive by striking out all of said lines and inserting in lieu thereof the following:

[(v)] (z) "Week" means any calendar week ending at midnight Saturday or [the equivalent thereof as determined in accordance with general rules adopted by the department] any seven consecutive calendar days or each accumulation of four effective days which need not be consecutive.

* * * * *

[(w)] (z.1) "Effective day" means a full day of total unemployment provided such day falls within a week in which an employe had four or more days of total unemployment and provided further that only those days of total unemployment in excess of three days within such week shall be deemed "effective days" An employe who is employed on a shift continuing through midnight shall be deemed to have been employed only on the day beginning before midnight with respect to such shift.

Amend Section 8 (Sec. 401) page 38, lines 13 to 16 inclusive by striking out all of said lines and inserting in lieu thereof the following:

(a) [Has within his base year been paid wages of fifty dollars in each of two separate calendar quarters during his base year.] Has during his base period been paid wages equal to not less than the amount appearing in column "C" of the table in section four hundred four of the line on which in column "B" of that table appears his weekly benefit rate. Provided, however; That an unemployed individual who has paid wages for more than one calendar quarter of his base period but who has not been paid wages in an amount equal to the amount appearing in column "C" of the table in section four hundred four thereof on the line in which in column "B" there appears his weekly benefit rate but has been paid an amount of wages equal to or greater than the amount appearing in column "C" of the table on the line immediately above the line on which appears his weekly benefit rate shall be deemed to have qualified for the weekly benefit rate and the maximum total benfits in the benefit year appearing on the line in the table immediately above the line in which falls the wages paid in the highest quarter of his base period.

Amend Section 8, (Sec. 401) page 39, line 7 by inserting after the word "and" the following:

Provided, however, That subject to such limitations and conditions as the department may prescribe an unemployed individual shall not be ineligible by reasons of unavailability for work during a period of vocational training in a vocactional training program maintained by a Federal, State or other public agency when his unavailability is due solely to requirements with respect to attendance at and completion of such training and

Amend Section 9 (Sec. 402) page 40, line 6 by inserting after the word "week" the following: "or accumulation of four effective days or waiting period credit for any week"; Amend Section 9 (Sec. 402) page 41, line 24 by striking out the word "fourth" and inserting in lieu thereof the word "third"; Amend Section 9 (Sec. 402) page 42, lines 13, 14 and 15 by striking out all of said lines.

Amend Section 10 (Sec. 404) page 42, lines 21 to 29 inclusive by striking out the words "Rate and Amount of Compensation. Com-" in line 21, all of lines 22 to 29 inclusive; Amend Section 10 (Sec. 404) page 43, lines 1 to 29 inclusive by striking out all of said lines; Amend Section 10 (Sec. 404) page 44, lines 1 to 28 inclusive by striking out all of said lines; Amend Section 10 (Sec. 404) page 45, lines 1 to 26 inclusive by striking out all of said lines and inserting in lieu thereof the following:

Rate and Amount of Compensation.—Compensation shall be paid with respect to each eligible employe whose benefit year began prior to June first, one thousand nine hundred and forty-three, in accordance with the provisions of this act prior to that date, and with respect to each eligible employe whose benefit year begins subsequent to May thirty-first, one thousand nine hundred and forty-three, and who is totally unemployed and is not disqualified under any provisions of this act, at a weekly rate and for a number of weeks to be determined in accordance with the following provisions by reference to Table 1, if the balance in the Unemployment Compensation Fund is in excess of one and one-half times the highest amount paid out for compensation during any twelve consecutive months, or to Table II, if the balance in said fund is equal to or less than one and one-half times the highest amount paid out for compensation during any twelve consecutive months as set forth in the tables in this section.

(a) The employe's weekly benefit rate shall be that rate which appears in "PART B" and which is on the same horizontal line in "PART A" as the interval which includes his "highest quarterly wage."

(d) The "highest wages" of an employe shall be the total wages (computed to the nearest dollar) which were paid to such employe in that calendar quarter in which such total wages were highest during the base year."

(e) The maximum number of weeks for which an employe may receive compensation for total unemployment during a benefit year shall be the number of weeks which appears at the top of a column under "PART C", to be ascertained by locating on the same horizontal line on which his weekly benefit rate appears the interval which includes the total wages paid to him during his base year.)

Amend Section 10 (Sec. 404) page 50, lines 1 to 20 inclusive by striking out all of said lines; Amend Section 10 (Sec. 404) page 51, lines 1 to 20 inclusive by striking out all of said lines, and inserting in lieu thereof the following:

Rate and Amount of Compensation. Compensation shall be paid with respect to each eligible employee whose benefit year began prior to June first one thousand nine hundred forty-five in accordance with the provisions of this act prior to that date and with respect to each employee whose benefit year begins subsequent to May thirty-first one thousand nine hundred forty-five in accordance with the following provisions of this subsection.

(a) The employee's weekly benefit rate shall be the amount appearing in Column "B" in the table in this subsection on the line on which in Column "A" of such table there appears the total wages paid to such individual in that quarter of his base period in which such total wages were highest.

Column A Wages paid in highest quarter of base period	Column B weekly benefit rate	Column C Qualifying wages in base period	Column D Maximum total benefits in benefit year
75.00-200.00	10.00	300.00	260.00
200.01-220.00	11.00	330.00	286.00
220.01-240.00	12.00	360.00	312.00
240.01-260.00	13.00	390.00	338.00
260.01-280.00	14.00	420.00	364.00
280.01-300.00	15.00	450.00	390.00
300.01-320.00	16.00	480.00	416.00
320.01-340.00	17.00	510.00	442.00
340.01-360.00	18.00	540.00	468.00
360.01-380.00	19.00	570.00	494.00
380.01-400.00	20.00	600.00	520.00
400.01-420.00	21.00	630.00	546.00
420.01-and over	22.00	660.00	572.00

(b) Weekly Benefit for Unemployment—Each eligible individual who is totally unemployed with respect to any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit rate.

(c) Duration of Benefits—Any otherwise eligible individual shall be entitled during any benefit year to the amount appearing in Column "D" of the table in this section on the line on which in Column "B" of that table appears his weekly benefit rate.

Amend the bill, page 63 by inserting between lines 6 and 7 the following:

Section 17. Sections five hundred one, five hundred four and five hundred five of said act as last amended by the act approved the twenty-third day of April, one thousand nine hundred forty-two, (Pamphlet Laws 60) are hereby further amended to read as follows:

Section 501. Initial Determination of Compensation Appeals. The Department shall promptly examine any application for benefits or claim filed and on the basis of the facts found by it shall determine whether or not the application for benefits or claim is valid. The determination of any application for benefits shall include the determination of the first day of the benefit year the [weekly] benefit rate and the number of benefit weeks or accumulations of four effective days payable. The claimant and other affected parties shall be promptly notified of the decision and the reasons therefor in writing except that no notification shall be necessary when the department shall approve a claim for a week of total unemployment. Unless the claimant or other affected parties files an appeal from such decision with the board within ten calendar days after such notification was delivered to him personally or was mailed to his last known post office address and applies for a hearing such decision of the department shall be final and compensation shall be paid or denied in accordance therewith. In the event that an appeal is filed with the board the payment of any contested amount of compensation shall be withheld pending determination of the claim, but any uncontested amount of compensation allowed in any decision shall be paid notwithstanding any appeal which may thereafter be taken. Provided, That when a referee or the board affirms a decision of the department allowing compensation such compensation shall be paid notwithstanding any further appeal.

Section 504. Powers of Board Over Claims.—The board shall have power on its own motion or on appeal to remove transfer or review any claim pending before or decided by a referee and in any such case and in cases where a further appeal is allowed by the board from the decision of a referee may affirm, modify or revise the determination or revised determination as the case may be of the department or referee on the basis of the evidence previously submitted in the case or direct the taking of additional evidence. When any claim pending before a referee is removed or transferred to the board, the board shall afford the claimant person designated by him and all other affected parties, reasonable opportunity for a fair hearing. The parties shall be duly notified of the board's final decision and the reasons therefor. A complete record shall be kept of each case heard before the board. All testimony at any hearing before the board, whether on appeal or otherwise, shall be taken by a reporter, but need not be transcribed unless the disputed claim is further appealed.

Section 505. Rules of Procedure.—The manner in which appeals shall be taken, the reports thereon required from the department, the claimant and employers and the conduct of hearings and appeals shall be in accordance with rules of procedure prescribed by the board, whether or not such rules conform to common law or statutory rules of evidence and other technical rules of procedure.

When the same or substantially similar evidence is relevant and material to the matter in issue in applications and claims filed by more than one individual or in multiple applications and claims filed by a single individual, the same time and place for considering each such application and claim may be fixed, hearing thereon jointly conducted, a single record of the proceedings made and evidence introduced with respect to any application or claim considered as introduced with respect to all of such applications or claims. Provided, That in the judgment of the board or referee having jurisdiction of the proceeding such consideration will not be prejudical to any party, and Provided further; That the board shall afford the claimant person designated by him and all other affected parties, a reasonable opportunity for a fair hearing which shall be public, and wherein all evidence shall be taken under oath or affirmation.

Amend Section 17, page 63, line 7, by striking out the figure "17" and inserting in lieu thereof "18".

The PRESIDING OFFICER. The amendments have been read. What is the pleasure of the Senate?

Mr. DENT. Mr. President, before these amendments are voted upon I would like to acquaint the Senate with their contents and their relationship to the bill before us.

Under the amendments that we offer we ask for the same total week benefits as recommended by the Council of State Governments. I need not go into the make-up of the Council of State Governments, except to say that it represents the progressive thinking of all the state governments of the United States.

We are faced with a problem as a state government whereby there is some danger, because of the inability of the various states to agree upon benefit payments, benefit weeks, and various other phases of unemployment compensation that the federal government is contemplating—and I think every one of us should face the issue squarely, the complete taking over of unemployment compensation, because the federal government recognizes unemployment compensation for what is really is. It is not a problem of a specific state; it is a problem dealing with the welfare of the entire nation, aimed at building up buying power or consumer power during periods of depressed earnings, caused by fluctuations in markets, consumption, employment and earnings.

We also ask in these amendments for a 26 week benefit payment period as recommended by representatives of all the states of the union, through the Council of State Governments, namely, 26 weeks of benefits.

We also ask in these amendments that the duration period be uniform and that payments be made over the entire period of the weekly benefit period. Already seventeen states have uniform duration periods, and I again mention our neighboring and, if you please, our competing states for industry and for labor—New York

and Ohio. Along the eastern seacoast we have Maine, Vermont, New Hampshire, states that many men do not place in their minds as progressive states, and yet they are far ahead of Pennsylvania in their planning for unemployment compensation.

We ask for a minimum of $10 a week. We have in the United States many states, of which I will name a few—New York, Michigan, California, Orgeon, that are paying a $10 minimum now. Are we any lesser state than they are? Indeed not. That might interest you.

The Federal Social Security report for December, 1944, places the national weekly average of unemployment compensation at $16.45, as compared with Pennsylvania's weekly average of $15.42. That figure is not astounding in itself, until you go back of the figure and take into consideration the many low rate states, agricultural states, mid-western beef-raising states, and so forth, take them into consideration and figure how that breaks the national average down, and yet that national average is higher than Pennsylvania's average in unemployment compensation.

Over half the employes of Pennsylvania that were unemployed, up to the present time, have exhausted their weekly payments before their unemployment period was up, before they had returned to work. That defeats in itself the entire purpose of unemployment compensation.

The greatest argument that we find with your present bill, and one that we wish to amend and correct by these amendments, is the payments for partials. We advocate, in a state composed of the industries that Pennsylvania is composed of, the day base plan. We feel that unemployment compensation on a partial basis ought to be based entirely upon the number of days lost, and not upon the earnings lost. The reason I say that is because we have some industries, particularly coal mining and steel, our basic industries, which have a high daily wage, and yet at the end of the year the number of days where they have been employed does not compare with a lower rate industry, and so a person who is employed in these industries, although his employer is paying into the fund, receives no benefits or very few benefits, as compared to those who are employed in low base pay industries.

We feel that the coal miner and the steel worker and the coal operator and steel works operator are being cheated by the provisions of the bill now before us, and therefore wish to amend the bill to contain within its contents the day base plan, rather than the loss of wage plan.

We would also like to include in this bill an extended coverage. This has been suggested to the federal government, and in all probability will be accepted by the federal government before many days have passed. The extension provided would include all who might be covered by congressional extension of the Federal Social Security Act. Is there anything unfair or unreasonable about a proposal like that? If the federal government extends the coverage of the act, should we not in Pennsylvania also extend the coverage to accept the responsibility for those that the federal government sets up as being reasonably entitled to the benefits?

The War Manpower Commission, on January 5, 1945, which is recent and ought to be fresh in our minds, reported that more than 32,000 industrial establishments, an all-time record, are now participating in organized apprenticeship programs officially registered with the Apprentice Training Service of the War Manpower Commission's Bureau of Training.

We recommend, and introduce amendments to take care of the training period when employes now employed in specific jobs in war production will be retained to enter peace-time jobs. You say "well, they will be in employment or they will be in school; why should we compensate them?" Because you must go back to the basic principle behind unemployment compensation, and that is to keep buying consumer power up so that no depression hits us again. The minute that consumer buying power drops in America, wages drop, employment drops further, and we find ourselves in the bottomless pit of a depression. We have gone through that once in my lifetime; I hope we never have to go through it again.

The Federal Social Security Board recommends $25 a week. Employers in Pennsylvania, in meetings this summer, determined that $20 a week would be the maximum. So we find before us an employers' bill which calls for $20 a week. Labor, in its willingness to cooperate, has not asked for $25, as has been recommended by the Federal Social Security Board, nor does it accept the $20 as recommended by industry, but asks a compromise or medium increase to $22 a week, which would compare with our requests on workmen's compensation and occupational disease compensation.

The Director of the Bureau of Employment Security of the Federal Social Security Board, considering the dangerous factors during reconversion which may bring about a serious business slump, says, and I quote: "In a period of violent economic change there are many chances that one thing or another may go wrong, thus bringing about a setback. It would be prudent for the nation to be prepared for such an eventuality."

We feel in Pennsylvania that although we condemn the federal government, we know that if our unemployment compensation payments are not sufficient to take care of the situation in Pennsylvania, that we will appeal to the federal Congress and we will receive federal aid in one hand and condemn them with another. That is why we pass an inadequate bill. Unemployment compensation aims to insure industry and business against breakdown, or to jack them up when breakdowns occur. Like all insurers, you pay in good times to take care of bad times. To do its job fully, the insurance fund should be large enough to cover the possible loss.

I will not go into the amount of money that has been lost to the fund, during this war period, by the passage of the so-called merit rating plan, but I assure you that Pennsylvania industry did not save any money, because most of Pennsylvania's industry was in the high-bracket income class, and the amount that could have been paid into our fund to take care of eventualities has been paid to the federal government in taxes. Those of you who were here will remember in 1941 and 1943 I made an observation about the dam with water piled up behind it and letting it flow over the top rather than pulling the spigot out from under it. Unemployment compensation is insurance to provide consumer purchasing power. I have covered that, and I know you know that is a it is, and unless we in Pennsylvania—and I have repeate

this warning since the first days of the passage of this bill—unless we in Pennsylvania are big enough to accept that philosophy behind the passage of this bill, we will find this act federalized and the entire administration taken out of our hands, because the federal government had to pay the bill when the states broke down and fell down during the depression, and they are going to make sure of that now, I am sure, so that when we come to that period of reconversion we will not again be placed in the same position.

I call upon the members of the Senate to vote for these amendments. No amount of argument or logic on my part will convince some of you as to the right of the amendments that I have introduced. The justice that I appeal for stems from your willingness to do good. Your knowledge of the problem should be based entirely upon the facts as they presented themselves in the past history of unemployment compensation and in the doubtful future that we face. You can pass this bill as it is, or you can go further and amend it so that we in Pennsylvania will always have at our beck and call a ready market of trained, skilled, intelligent labor, which will seek to come to Pennsylvania because we in Pennsylvania deal justly with the men who work for a living.

I ask my colleagues on both sides to vote in favor of these amendments.

Mr. HEYBURN. Mr. President, the Senator from Westmoreland would have you think the Senators on this side of the chamber are a lot of corrupt scoundrels. He talks about this bill being an employers' bill, but, Mr. President, I deny that. This bill largely is the result of a two-year study by members of this Senate, Mr. President, from both sides. The gentleman from Westmoreland, Mr. President, talks about increased benefits and a plan for partial compensation, and in that connection I would like, if I may, Mr. President, to interrogate the gentleman from Westmoreland for one moment.

The PRESIDING OFFICER. Will the gentleman from Westmoreland permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

The PRESIDING OFFICER. The gentleman from Delaware will proceed.

Mr. HEYBURN. Does the gentleman from Westmoreland have any estimate as to how much money may be withdrawn from the fund in the first year after the war, as a result of his amendments? Does the gentleman from Westmoreland have any figures on that?

Mr. DENT. I would say, Mr. President, that it will amount to $2 a week per man more than the amount withdrawn if you pass your bill.

Mr. HEYBURN. I am talking about the total amount of money.

Mr. DENT. If the Senator will give me the total amount that will be needed by his bill, I will give him the total amount needed by mine.

Mr. HEYBURN. Mr. President, that is rather an unsatisfactory answer. I would like to further interrogate the gentleman from Westmoreland.

The PRESIDING OFFICER. Will the gentleman from Westmoreland permit himself to be further interrogated?

Mr. DENT. I will.

Mr. HEYBURN. The gentleman from Westmoreland talked about a day base plan for partial unemployment compensation benefits as being far superior to the loss-of-earnings plan. I am wondering if the gentleman from Westmoreland can tell me how many states there are in the union that use the day base plan.

Mr DENT. The only one that I know of is a state that is comparable to ours, New York.

Mr. HEYBURN. That is it, Mr. President; that is the only state in the Union, New York, the only one, that uses the day base plan as outlined by the Senator from Westmoreland. Yet he says all the comparable industrial states in the union use this day base plan. I humbly submit, Mr. President, that the gentleman proposes a rate of benefits here and, frankly he has not given enough study to it, I do not think. I think he has taken this bill and upped the benefits all the way along the line and has not given much thought as to what might happen to the fund. Mr. President, we are trustees for this fund here in Pennsylvania, we legislators. After the war Mr. President, during the retooling era here in Pennsylvania, a million people probably will be out of work temporarily, and they have all been making good wages and are entitled to top benefits. Take 26 weeks at $22 a week, times a million, and you will find $572,000,000 withdrawn from the fund in the first year possibly, and now the balance in the fund is between $580,000,000 and $600,000,000, so you can see the danger of adopting the amendments of the Senator from Westmoreland, Mr. Dent.

The gentleman from Westmoreland talks about this being an employers' bill, Mr. President. I humbly submit that is not the case, but that unemployment compensation in Pennsylvania has been gradually liberalized all along the line, down through the years, and now compares with other industrial states of the union, if you look at the whole act, and in a great many respects is superior to comparable industrial states of the union.

For instance, Mr. President, we started at a maximum of $15 per week, which was raised to $18 per week, and this bill proposes to raise it to $20 a week. At first we paid benefits for 13 weeks, a couple of years ago; that was raised to 16 weeks; this bill proposes to raise it to 20 weeks.

The waiting period, Mr. President, a few years ago, was three weeks; then it was reduced to two, and now it is proposed to reduce it to one.

Mr. President, this bill proposes to pay benefits for partial unemployment to workers in the Commonwealth who do not make full-time during slack periods of employment. The method set up is this, Mr. President, that the wage earner gets that difference between what he actually makes and what he would have gotten on unemployment compensation, plus $3. That is a much more liberal provision than you will find in a great many states in the union. It guarantees to the worker a fixed stated income

I submit, Mr. President, this is one of the best unemployment compensation acts—It will be when it has passed—that there is in existence in the United States of America, taking it all in all, looking at it from top to bottom.

The gentleman from Westmoreland talked about federal definitions, and I think he must know we have always kept up to the federal act as far as definitions concern-

ing employment and unemployment are concerned, and this bill at present is in exact conformity with the federal act. If and when the federal act is changed, Mr. President, I am sure this legislature can likewise make changes. To be out of conformity, Mr. President, causes confusion and does no one any good.

I think that this bill, Mr. President, is worthy of the support of all the liberal-minded, clear-thinking people in the Commonwealth.

Mr. DENT. Mr. President that was quite a long interrogation and I stood here patiently trying to correlate an answer.

The gentleman from Delaware figures along different lines than I do; he totals up the 26 weeks that we ask for and the $22 we ask for and then lays before the Senate an enormous sum of money. I figure along a different line; I take only the $2 a week we ask for, more than you ask for, and figure on the basis of a million employes, and I do not know where the gentlemon from Delaware got that figure, because surely I for one will not try to estimate the figure on unemployment and say one million people will be unemployed for a total of 26 weeks and they will receive $2 more per week than you propose to give them, if you pass my amendments, but under my simple arithmetic that would be $52,000,000, which is, incidentally, a lot less than was lost to the fund by you, the custodians of the fund, when you passed merit rating for the General Electric Company and other interested persons in Pennsylvania, who demanded the passage of the Texas plan in Pennsylvania, a purely industrial state, as compared to Texas.

I argued the point then and I argue it now, that certainly you can not increase benefits—I told you when you passed the merit rating plan that your argument would be that you would deplete the fund by the passage of increased benefits—harken back to the same argument I gave you concerning workmen's compensation—you made the premiums high enough so that benefits were kept low, simply because somewhere in Pennsylvania the great little tin god of insurance, Joseph Grundy, dictated how much should be paid by the employer and how much should be paid to the employe.

You come right back to the same argument on unemployment compensation. If you would have left the tax as it was, if you would have left the tax in the reasonable bracket it was in, you would have today a fund in Pennsylvania that could have taken the entire amount recommended by the Federal Social Security Board, rather than merely the $22 a week that we ask.

When you talk to me about $22 and say you have to multiply that by 26 weeks, and further multiply by a million, you fail to realize that out of 26 weeks, you are giving $20 of that $22, for twenty weeks, and therefore the increase we ask for is 6 weeks, times $2, times a million, which is $12,000,000 more than you are giving right now.

Maybe there is something wrong with my mathematical figures; maybe I do not know exactly what the gentleman from Delaware is driving at, but I do know this, that when hearings on unemployment compensation were held by the committee that was studying this problam, we were all set one day to pass merit rating until industry was acquainted that day with the results of the passage of merit rating, and it was defeated at the time, and then later, by persuasion and other methods best known to the people who engineered passage of the amendments, industry acceded to the demands and passed a merit rating plan about which I said then, and predict now, that Pennsylvania will rue the day. We are not the type of state that can make fish out of one and fowl out of another. We have a state that is composed of many industries, and they have seasonal occupation and employment. Right now industry is very well satisfied with the reductions they have received. Of course, maybe some blind leaders in industry fail to realize that the percentage they are saving in Pennsylvania is paid to the federal government, either in toto or in major part, and therefore the saving is nil to industry, yet the time will come when industry in Pennsylvania, because of cutbacks and because of returning to normalcy in production of goods that they produced prior to this extended position that we are in today, will suffer the consequence of their folly in advocating and allowing passage of their so-called merit rating plan.

Yes, you say that this is an improvement, and I repeat anything is an improvement—if you have one slice of bread to feed three, and you get one and a half slices of bread to feed three, that is an improvement, but it is still not enough bread for three.

Mr. HEYBURN. Mr. President, I am not going to prolong this argument but as to the gentleman's figures, as far as benefits are concerned, there is a vast difference, much more than any $12,000,000, because if the gentleman takes a pencil and figures it out he will find there is $172,000,000 difference in one year, Mr. President, between his rate of benefits and the rate in this bill.

Mr. President, I want to say just one thing about experience rating When experience rating was adopted by this Legislature it was more or less made necessary by the fact that competing states had merit rating and without it, Mr. President, Pennsylvania industry could not have competed, and to have done otherwise than adopt this experience rating amendment would have caused tremendous unemployment in the Commonwealth

And the question recurring,

Will the Senate agree to the section?

Messrs. DENT, GOURLEY, and HALUSKA offered the following amendments:

Amend Section 1 (Sec. 4) page 6, line 12, by inserting light face brackets before and after the word and figur "twenty (20)" and inserting immediately thereafter th following: "one or more"; Amend Section 1 (Sec. 4) Pag 6, lines 12 and 13 by striking out the words, "each da being in a different calendar week"; Amend Section (Sec. 4) page 10, by inserting after line 29 the following

(6) [Service performed in the employ of a state political subdivision thereof or an instrumentality one or more states or political subdivisions.] Servic performed in the supply of any other state or an political subdivision thereof or any instrumentality any one or more of the foregoing which is wholly owne by one or more states of political subdivisions and an service performed in the employ of any instrumentali of one or more other states or their political subdiv sions to the extent that the instrumentality is with spect to such service exempt under the Constitution

the United States from the tax imposed by section 1600 of the Federal Internal Revenue Code.

* * * * *

Amend Section 1 (Sec. 4) Page 11, by inserting between lines 5 and 6, the following:

(17) Service performed by an individual for an employer as [an insurance solicitor or] as a real estate broker if all such service performed by such individual for such employer is performed for remuneration solely by way of commission or services performed by an individual as an unsalaried correspondent for a newspaper who receives no compensation or compensation only for copy accepted for publication.

Amend Section 1 (Sec. 4) page 11 by inserting between lines 26 and 27 the following:

(20) Notwithstanding any of the other provisions of this subsection services shall be deemed to be in employment if with respect to such services a tax is required to be paid under any Federal law imposing a tax against which credit may be taken for contributions required to be paid into a State Unemployment Compensation Fund.

* * * * *

Amend Section 1 (Sec. 4) page 14, lines 12 to 29 inclusive by striking out all of said lines.

Amend Section 1 (Sec. 4) page 15, lines 1 to 10 inclusive by striking out all of said lines and inserting in lieu thereof the following:

[(s)] (u) "Totally Unemployment", [An individual shall be deemed totally unemployed with respect (1) to any week during which he performs no services for which remuneration is paid or payable to him or (2) to any week less than fulltime work if the remuneration paid or payable to him does not exceed three dollars ($3.00).] means the total lack of any employment or wages payable on any day including employment not subject to this act.

* * * * *

Amend Section 1 (Sec. 4) page 18, lines 5 to 8 inclusive by striking out all of said lines and inserting in lieu thereof the following:

[(v)] (z) "Week" means any calendar week ending at midnight Saturday or [the equivalent thereof as determined in accordance with general rules adopted by the department] any seven consecutive calendar days or each accumulation of four effective days which need not be consecutive.

* * * * *

[(w)] (z.1) "Effective day" means a full day of total unemployment provided such day falls within a week in which an employe had four or more days of total unemployment and provided further that only those days of total unemployment in excess of three days within such week shall be deemed "effective days" An employe who is employed on a shift continuing through midnight shall be deemed to have been employed only on the day beginning before midnight with respect to such shift.

On the question,

Will the Senate agree to the amendments?

The yeas and nays were required by Mr. HEYBURN and were as follows, viz:

YEAS—17

Barr,	Gourley,	Klein,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,			

NAYS—29

Becker,	Ealy,	Letzler,	Thomas,
Berger,	Farrell,	Mallery,	Troutman,
Blass,	Geltz,	Scarlett,	Tyler,
Bowers,	Heyburn,	Snowden,	Wade,
Carr,	Homsher,	Stevenson,	Wagner,
Chapman,	Jones,	Tallman,	Wilson,
Crider,	Kephart,	Taylor,	Walker,
Crowe,			Presiding Officer

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the sections?

It was agreed to.

The second, third, fourth, fifth, sixth and seventh sections were read, and agreed to.

The eighth section was read.

On the question,

Will the Senate agree to the section?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

Amend Section 8 (Sec. 401) page 38, lines 13 to 16 inclusive by striking out all of said lines and inserting in lieu thereof the following:

(a) [Has within his base year been paid wages of fifty dollars in each of two separate calendar quarters during his base year.] Has during his base period been paid wages equal to not less than the amount appearing in column "C" of the table in section four hundred four of the line on which in column "B" of that table appears his weekly benefit rate. Provided, however; "That an unemployed individual who has paid wages for more than one calendar quarter of his base period but who has not been paid wages in an amount equal to the amount appearing in column "C" of the table in section four hundred four thereof on the line in which in column "B" there appears his weekly benefit rate but has been paid an amount of wages equal to or greater than the amount appearing in column "C" of the table on the line immediately above the line on which appears his weekly benefit rate shall be deemed to have qualified for the weekly benefit rate and the maximum total benefits in the benefit year appearing on the line in the table immediately above the line in which falls the wages paid in the highest quarter of his base period.

Amend Section 8, (Sec. 401) page 39, line 7 by inserting after the word "and" the following:

Provided, however, That subject to such limitations and conditions as the department may prescribe an unemployed individual shall not be ineligible by reasons of unavailability for work during a period of vocational training in a vocational training program maintained by a Federal, State or other public agency when his unavailability is due solely to requirements with respect to attendance at and completion of such training and

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The ninth section was read.

On the question,

Will the Senate agree to the section?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

Amend Section 9 (Sec. 402) page 40, line 6 by inserting after the word "week" the following: "or accumulation of four effective days or waiting period credit for any week"; Amend Section 9 (Sec. 402) page 41, line 24 by striking out the word "fourth" and inserting in lieu thereof the word "third"; Amend Section 9 (Sec. 402) page 42, lines 13, 14 and 15 by striking out all of said lines.

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The tenth section was read.

On the question,

Will the Senate agree to the section?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

Amend Section 10 (Sec. 404) page 42, lines 21 to 29 inclusive by striking out the words "Rate and Amount of Compensation. Com-" in line 21, all of lines 22 to 29 inclusive; Amend Section 10 (Sec. 404) page 43, lines 1 to 29 inclusive by striking out all of said lines; Amend Section 10 (Sec. 404) page 44, lines 1 to 28 inclusive by striking out all of said lines; Amend Section 10 (Sec. 404) page 45, lines 1 to 26 inclusive by striking out all of said lines and inserting in lieu thereof the following:

Rate and Amount of Compensation—Compensation shall be paid with respect to each eligible employe whose benefit year began prior to June first, one thousand nine hundred and forty-three, in accordance with the provisions of this act prior to that date, and with respect to each eligible employe whose benefit year begins subsequent to May thirty-first, one thousand nine hundred and forty-three, and who is totally unemployed and is not disqualified under any provisions of this act, at a weekly rate and for a number of weeks to be determined in accordance with the following provisions by reference to Table 1, if the balance in the Unemployment Compensation Fund is in excess of one and one-half times the highest amount paid out for compensation during any twelve consecutive months, or to Table II, if the balance in said fund is equal to or less than one and one-half times the highest amount paid out for compensation during any twelve consecutive months as set forth in the tables in this section.

(a) The employe's weekly benefit rate shall be that rate which appears in "PART B" and which is on the same horizontal line in "PART A" as the interval which includes his "highest quarterly wage."

(d) The "highest wages" of an employe shall be the total wages (computed to the nearest dollar) which were paid to such employe in that calendar quarter in which such total wages were highest during the base year."

(e) The maximum number of weeks for which an employe may receive compensation for total unemployment during a benefit year shall be the number of weeks which appears at the top of a column under "PART C", to be ascertained by locating on the same horizontal line on which his weekly benefit rate appears the interval which includes the total wages paid to him during his base year.)

Amend Section 10 (Sec. 404) page 50, lines 1 to 20 inclusive by striking out all of said lines; Amend Section 10 (Sec. 404) page 51, lines 1 to 20 inclusive by striking out all of said lines, and inserting in lieu thereof the following:

Rate and Amount of Compensation. Compensation shall be paid with respect to each eligible employee whose benefit year began prior to June first one thousand nine hundred forty-five in accordance with the provisions of this act prior to that date and with respect to each employee whose benefit year begins subsequent to May thirty-first one thousand nine hundred forty-five in accordance with the following provisions of this subsection.

(a) The employees' weekly benefit rate shall be the amount appearing in Column "B" in the table in this subsection on the line on which in Column "A" of such table there appears the total wages paid to such individual in that quarter of his base period in which such total wages were highest.

Column A Wages paid in highest quarter of base period	Column B weekly benefit rate	Column C Qualifying wages in base period	Column D Maximum total benefits in benefi year
75.00-200.00	10.00	300.00	260.00
200.01-220.00	11.00	330.00	286.00
220.01-240.00	12.00	360.00	312.00
240.01-260.00	13.00	390.00	338.00
260.01-280.00	14.00	420.00	364.00
280.01-300.00	15.00	450.00	390.00
300.01-320.00	16.00	480.00	416.00
320.01-340.00	17.00	510.00	442.00
340.01-360.00	18.00	540.00	468.00
360.01-380.00	19.00	570.00	494.00
380.01-400.00	20.00	600.00	620.00
400.01-420.00	21.00	630.00	546.00
420.01-and over	22.00	660.00	572.00

(b) Weekly Benefit for Unemployment—Each eligible individual who is totally unemployed with respect to any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit rate.

(c) Duration of Benefits—Any otherwise eligible individual shall be entitled during any benefit year to the amount appearing in Column "D" of the table in this section on the line on which in Column "B" of that table appears his weekly benefit rate.

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The eleventh, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections were read and agreed to.

The seventeenth section was read.

On the question,

Will the Senate agree to the section?

Messrs. DENT, GOURLEY and HALUSKA offered the following amendments:

Amend the bill, page 63 by inserting between lines 6 and 7 the following:

Section 17. Sections five hundred one, five hundred four and five hundred five of said act as last amended by the act approved the twenty-third day of April, one thousand nine hundred forty-two, (Pamphlet Laws 60) are hereby further amended to read as follows:

Section 501. Initial Determination of Compensation Appeals. The Department shall promptly examine any application for benefits or claim filed and on the basis of the facts found by it shall determine whether or not the application for benefits or claim is valid. The determination of any application for benefits shall include the determination of the first day of the benefit year the [weekly] benefit rate and the number of benefit weeks or accumulations of four effective days payable. The claimant and other affected parties shall be promptly notified of the decision and the reasons therefor in writing except that no notification shall be necessary when the department shall approve a claim for a week of total unemployment. Unless the claimant or other affected parties files an appeal from such decision with the board within ten calendar days after such notification was delivered to him personally or was mailed to his last known post office address and applies for a hearing such decision of the department shall be final and compensation shall be paid or denied in accordance therewith. In the event that an appeal is filed with the board the payment of any contested amount of compensation shall be withheld pending determination of the claim, but any uncontested amount of compensation allowed in any decision shall be paid notwithstanding any appeal which may thereafter be taken. Provided, That when a referee or the board affirms a decision of the department allowing compensation such compensation shall be paid notwithstanding any further appeal.

Section 504. Powers of Board Over Claims—The board shall have power on its own motion or on appeal to remove transfer or review any claim pending before or decided by a referee and in any such case and in cases where a further appeal is allowed by the board from the decision of a referee may affirm, modify or revise the determination or revised determination as the case may be of the department or referee on the basis of the evidence previously submitted in the case or direct the taking of additional evidence. When any claim pending before a referee is removed or transferred to the board, the board shall afford the claimant person designated by him and all other affected parties, reasonable opportunity for a fair hearing. The parties shall be duly notified of the board's final decision and the reasons therefor. A complete record shall be kept of each case heard before the board. All testimony at any hearing before the board, whether on appeal or otherwise, shall be taken by a reporter, but need not be transcribed unless the disputed claim is further appealed.

Section 505. Rules of Procedure—The manner in which appeals shall be taken, the reports thereon required from the department, the claimant and employers and the conduct of hearings and appeals shall be in accordance with rules of procedure prescribed by the board, whether or not such rules conform to common law or statutory rules of evidence and other technical rules of procedure.

When the same or substantially similar evidence is relevant and material to the matter in issue in applications and claims filed by more than one individual or in multiple applications and claims filed by a single individual, the same time and place for considering each such application and claim may be fixed, hearing thereon jointly conducted, a single record of the proceedings made and evidence introduced with respect to any application or claim considered as introduced with respect to all of such applications or claims. Provided, That in the judgment of the board or referee having jurisdiction of the proceeding such consideration will not be prejudical to any party, and Provided further; That the board shall afford the claimant person designated by him and all other affected parties, a reasonable opportunity for a fair hearings which shall be public, and wherein all evidence shall be taken under oath or affirmation.

Amend Section 17, page 63, line 7, by striking out the figure "17" and inserting in lieu thereof "18".

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

REPORTS FROM COMMITTEES

Mr. TALLMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. TALLMAN, from the Committee on Constitutional Changes, reported as committed, Senate Bill No. 753, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia.

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Clair hears none.

Mr. HOMSHER from the Committee on Labor and Industry, reported as committed, Senate Bill No. 718, entitled:

An Act to add section three hundred six and one-tenth to the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 520), entitled "An act to further reenact and amend the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended, 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,'

changing maximum and minimum rates, periods, total amounts and aggregate of compensation; changing the system of computation of wages for compensation purposes; changing practice and rules of evidence; defining earning power after accident; authorizing the board to terminate compensation in certain cases; changing the classes of dependents entitled to compensation in case of death; increasing powers and duties of the board; and imposing additional penalties; authorizing the department, the board and the referees to approve compromise agreements in certain cases, and generally amending, clarifying and changing the provisions of said act," providing for payment in second injury cases.

Mr. STEVENSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STEVENSON from the Committee on Municipal Government, reported as amended, Senate Bill No. 443, entitled:

An Act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violations of its provisions to be misdemeanors; and providing penalties for violations thereof.

Mr. HEYBURN. Mr. President, I suggest that we return to page 13, bills on the third reading Calendar.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 686, as follows:

An Act authorizing certain persons on active duty with the armed forces of the United States to act as notaries public requiring certification of their authority in certain circumstances and fixing evidential value of instruments so acknowledged

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any person on active duty with the armed forces of the United States having the general powers of a notary public under Article 114 of the Articles of War as amended by the Act of Congress approved December fourteenth nineteen hundred forty-two Public Law 800 77th Congress Chapter 730 56 Statutes 1050 USC Title 10 Section 1586 or any person authorized to administer oaths under Article 69 of the articles for the Government of the Navy USC Title 34 Section 1200 Article 69 is hereby authorized and empowered to act as notary public with the same rights and powers as though duly commissioned and qualified as such according to law including among others the right to take within or without this Commonwealth the acknowledgment of any deed or other instrument in writing Provided That an acknowledgment be accompanied by the certification of the commanding officer or adjutant of the unit to which such officer is assigned and if unassigned the commanding officer or adjutant of the area or district to whom such officer reports for duty certifying that the officer taking the acknowledgment held such rank or was detailed to such duty at the time of taking said acknowledgment

Section 2 Such instrument in writing so acknowledged and certified may be offered in evidence without further proof and if such instrument so acknowledged and certified conveys or relates to or concerns any interest in land it may be recorded in the recorder's office of the county or counties where such lands lie and the record of the same shall be constructive notice of all matters contained therein and such record or exemplification of the same duly certified shall be legal evidence in all cases in which the original would be competent evidence

Section 3 The following acts are hereby specifically repealed The Act of June eighteen one thousand nine hundred and forty-one (P. L. 136) entitled "An act authorizing certain officers on active duty with the armed forces of the United States to act as notaries public and requiring certification of their authority" and the Act of May twenty-first one thousand nine hundred and forty-three (P. L 316) entitled "An act to amend section one of the act approved the eighteenth day of June one thousand nine hundred and forty-one (P. L. 136) entitled 'An act authorizing certain officers on active duty with the armed forces of the United States to act as notaries public and requiring certification of their authority' changing the provisions of said act in order to make it conform in certain respects to certain Acts of Congress

Section 4 All acts and parts of acts in so far as they are inconsistent herewith are hereby repealed

Section 5 The provisions of this act shall become effective immediately and shall be retroactive to the twenty-first day of May one thousand nine hundred and forty-three

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Klein,	Stiefel,
Becker,	Ealy,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 694, as follows:

An Act providing that any adjudication or decree of any orphans court which shall have become confirmed absolutely or shall have become final pursuant to the rules of such court shall be deemed to be final and definitive for all purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any adjudication or decree of any orphans court which shall have become confirmed absolutely or shall have become final pursuant to the rules of such orphans court shall be deemed to be final and definitive for all purposes including the purposes of appeal or review notwithstanding that such adjudication or decree may require or contemplate the filing of a schedule of distribution

Section 2 This act shall apply to all adjudications and decrees filed on and after the effective date of this act

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Klein,	Stiefel,
Becker,	Ealy,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker,
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 695, as follows:

An Act to amend section twelve hundred nine of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the suspension of the provisions for the burning and destruction of ballots and other papers at certain times and the salvaging thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twelve hundred nine of the act approved the third day of June one thousand nine hundred thirty seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" is hereby amended to read as follows

Section 1209 Opening of Polls Posting Cards of Instruction and Notices of Penalties Examination of Voting Machines (a) In districts in which ballots are used the election officers shall after taking the oath open the ballot boxes which have been furnished to them and turn and totally destroy all the ballots and other papers which they may find therein before the opening of the polls

Whenever during any emergency it becomes necessary to save waste paper on account of a shortage thereof the Governor of the Commonwealth may by proclamation suspend the foregoing provisions relating to the destruction of ballots and papers and in that case the election board shall set the ballots and other papers aside and they shall be collected and disposed of by such means and in such manner as may be determined by the county election board When the polling place is opened the ballot box shall be securely locked and shall not be opened until the close of the polls as provided in section 1221 At the opening of the polls the seals of the packages furnished by the county board shall be publicly broken and the said packages shall be opened by the judge of election The cards of instruction and notices of penalties shall be immediately posted in each voting compartment and not less than three such cards and notices of penalties and not less than five specimen ballots (at primaries five of each party) shall be immediately posted in or about the voting room outside the enclosed space and such cards of instruction notices of penalties and specimen ballots shall be given to any elector at his request so long as there are any on hand

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Klein,	Stiefel,
Becker,	Ealy,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker,
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 696, entitled:

An Act to further amend sections one, two, three, and four of the act approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 787), entitled, as amended, "An act authorizing, subject to approval of the court of common pleas, the compromise or reduction of tax and municipal claims on real property purchased by any county, city, borough, town, school district or poor district at any sale for the nonpayment of taxes or municipal claims; and the reconveyance or private sale of such property," requiring such reconveyance and private sale to have the approval of the court of common pleas after notice to all municipalities having an interest therein

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. JONES. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 4, page 4, line 10, by striking out the word "to" before the word "the".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 714, on third reading, entitled:

An Act to amend sections eight, nine and thirteen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County; providing for the creation of the Pennsylvania Turnpike Commission, and conferring powers and imposing duties on said commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth, payable solely from tolls, to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the execrise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such bonds exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing additional purposes for which turnpike revenue bonds may be issued regulating the sale and use of the proceeds thereof and regulating the issuance of turnpike revenue refunding bonds

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 721, as follows:

An Act to further amend section two hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" further regulating when a director may be elected solicitor to the board

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by the act approved the twenty-sixth day of May one thousand nine hundred thirty-three (P. L. 1070) is hereby further amended to read as follows

Section 226 No School director shall during the term for which he was elected or appointed be employed in any capacity by the school district in which he is elected or appointed or receive from such school district any pay for services rendered to the district except as provided in this act Provided however That one who has served as a school director for [three] two consecutive terms of six years each may be elected to the position of attorney or solicitor for the board of which he was a member by the unanimous vote of all the other members of the board and after resigning his office as school director shall be entitled to receive such pay for his services as solicitor as the board of school directors may determine

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Klein,	Stiefel,
Becker,	Ealy,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 722, on third reading, entitled:

An Act to amend the act approved the fifteenth day of March, one thousand eight hundred ninety-nine (P. L. 8) entitled, "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid," by further regulating appropriations made to land grant colleges

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 727, on third reading, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes, the commitment of defective delinquents and repealing certain laws

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 734, as follows:

An Act authorizing the transferring to the Commonwealth of the properties and possessions of corporations formed for the support of a hospital for the insane and the disposition of unexpended moneys theretofore appropriated to such corporations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever the board of directors of any corporation incorporated under the laws of this Commonwealth for the purpose of the support of a hospital for the insane or the reception and care of insane persons shall determine that it will be for the best interests of the insane persons then in its charge so to do such corporation shall have power and authoority to transfer to the Commonwealth absolute title in fee simple to all of its properties possessions and endowments real and personal together with the care of the insane persons then in its charge and upon the recommendation of the Secretary of Welfare approved by the Governor the Commonwealth shall accept such transfer and thereupon all moneys previously appropriated to such corporation which remain unexpended after payment of all of its debts and liabilities shall be expended by the Department of Welfare for the maintenance of the properties so transferred and the care of the insane persons housed thereon

Section 2 This act shall become effective immediately upon its approval

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

arr,	DiSilvestro,	Klein,	Stiefel,
ecker,	Ealy,	Leader,	Tallman,
erger,	Farrell,	Letzler,	Taylor,
lass,	Geltz,	Mallery,	Thomas,
owers,	Gourley,	Margie,	Troutman,
arr,	Haluska,	McCreesh,	Tyler,
hapman,	Heyburn,	McGinnis,	Wade,
oleman,	Holland,	Rosenfeld,	Wagner,
ox,	Homsher,	Ruth,	Wilson,
ider,	Jaspan,	Scarlett,	Woodring,
owe,	Jones,	Snowden,	Woodward,
ent,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 823, as follows:

An Act to further amend subsection (1) of section six of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further regulating the return of part of the weighmaster's license fee to cities and counties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (1) of section six of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" as last amended by the act approved the twenty-fourth day of June one thousand nine hundred forty-one (P. L. 152) is hereby further amended to read as follows

Section 6 (1) No person shall make or issue a weighmaster's certificate of solid fuel unless licensed by the department except as otherwise provided in this act Application for such license shall be made upon a form prescribed by the department and shall show the place where the weighmaster shall perform this function and the type and capacity of the scale to be used by the applicant The applicant shall furnish satisfactory evidence that he owns or leases a scale suitable for weighing the tare and gross weight of a vehicle or vehicle and trailer transporting solid fuel or that he is regularly employed by the owner or lessee of such a scale and that he is of good moral character and of ability to weigh accurately and to make correct weight certificates The department may refer any application for a license as a weighmaster to any city or county inspector of weights and measures for report as to the accuracy of the statements made therein the suitability of the scale the moral character of the applicant and such other information as the department may require The applicant shall pay a license fee of five dollars ($5.00) to the department for remittance to the State Treasurer through the Department of Revenue and the State Treasurer shall return annually two dollars and fifty cents ($2.50) of each such fee to the treasurer of the city or county wherein such scale is located The license shall be for a period of one year from the date of issue A license may be renewed in the discretion of the department for successive periods of not exceeding one year each upon payment of a license fee of five dollars ($5.00) to the department for remittance to the State Treasurer through the Department of Revenue and the State Treasurer shall return annually two dollars and fifty cents ($2.50) of each such fee to the treasurer of the city or county wherein such scale is located In all cases where the county inspector of weights and measures also serves as such in any city the two dollars and fifty cents ($2.50) required to be returned to the city or county either for a new license or a renewal license shall be paid to the county notwithstanding the fact that the scale is located in such city and in all cases where there is an agreement between any county and any city for the inspection of weights and measures in such city such payment shall be divided between the county and the city in such proportions as under such agreement the county and the city share the cost of inspection

(1.1) Each license shall be kept conspicuously displayed at the place where the weighmaster is engaged in weighing In the event of the change of any name or address appearing on any application the licensed weighmaster shall notify the department of such change within forty-eight hours

A license may be suspended or revoked by the department after hearing upon due notice to the licensee for dishonesty incompetency inaccuracy or failure to notify the department of any change of name or address stated in his application and may be revoked by the department without hearing if the licensed weighmaster has been found guilty of any violation of the provisions of this act or where the licensed weighmaster has ceased to be employed at the place of weighing for which the license has been issued Upon the revocation of a weighmaster's license the forms of weighmaster's certificates in his possession shall immediately be surrendered to the department

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Klein,	Stiefel,
Becker,	Ealy,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker,
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 824, as follows:

An Act to repeal certain statutes relating to weights and measures

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following statutes dealing with weights and measures and the administration of laws relating thereto are hereby repealed

The act approved the tenth day of March one thousand eight hundred eighteen (P. L. 182) entitled "An act establishing a standard weight for grain and foreign salt"

Section three of the act approved the eleventh day of March one thousand eight hundred forty (P. L. 128) entitled "An act supplementary to an act granting certain powers to the authorities of the city of Lancaster and Philadelphia and for other purposes"

The act approved the twenty-seventh day of April one thousand eight hundred sixty-four (P. L. 618) entitled "An act regulating the standard number of shingles and lumber used in cooperage"

The act approved the twenty-fifth day of March one thousand eight hundred seventy-three (P. L. 48) entitled "An act regulating the sale of lumber upon the Ohio river and its tributaries within this state"

The act approved the twenty-fourth day of March one thousand eight hundred seventy-seven (P. L. 40) entitled "An act to establish the weight of a barrel of salt manufactured within this Commonwealth"

The act approved the eighteenth day of May one thousand eight hundred seventy-eight (P. L. 67) entitled "An act fixing the standard weight for a bushel of bituminous coal in this Commonwealth"

The act approved the twelfth day of May one thousand eight hundred ninety-one (P. L. 51) entitled "An act to provide for the establishment of standard weight and measurement of charcoal"

The act approved the twenty-sixth day of June one thousand eight hundred ninety-five (P. L. 334) entitled "An act to regulate and determine what weight of anthracite coal shall make a ton in deliveries by retail coal dealers and to impose penalties for short weight" and its amendments

Section three of the act approved the twenty-sixth day of June one thousand eight hundred ninety-five (P. L. 386) entitled "An act to provide for the appointment of inspectors by the Governor for the cities of the first and second class of this Commonwealth to inspect scales weights and measures and providing for their compensation"

The act approved the seventeenth day of May one thousand nine hundred twenty-nine (P. L. 1800) entitled "An act providing for the appointment of sworn weighers in the cities and counties of this Commonwealth who are to serve without compensation and perform certain duties in connection with the manufacturing company transportation company merchant or dealer having requested his appointment"

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Klein,	Stiefel,
Becker,	Ealy,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox	Homsher,	Ruth	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 827, on third reading, entitled:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions and providing for the forfeiture of their office and imposing penalties for certain actions and omissions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 884, on third reading, entitled:

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh Pittsburgh Pennsylvania providing for the transfer of such institution to the Commonwealth providing for the management and operation of closing and abandonment thereof and maintenance of tuberculosis patients therein including the collection of maintenance in certain cases providing for the retransfer under certain circumstances conferring powers and imposing duties on the Governor and Department of Health

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1010, entitled:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointmnt of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. HOMSHER. Mr. President, I ask unanimous consent to offer an amendment at this time, to correct a printer's error.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 1032, page 4 line 10 by striking out the word "Army" and inserting in lieu thereof the word "Armed".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1081, on third reading, entitled:

An Act to amend clause twelve of section three of the act, approved the tenth day of May, one thousand nine hundred and thirty-nine (P. L. 111), entitled "An act relating to, and providing for, the promotion and development of business, industry and commerce in the Commonwealth; conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth; abolishing the Pennsylvania State Publicity Commission, terminating the terms of its members and conferring its powers upon, and transferring and appropriating the balance of its current appropriation to, the Department of Commerce; and repealing certain laws," providing for the inspection of mineral production, the gathering and compilation of composite statistics, for reports to the General Assembly by agencies administering production control plans, and for the termination of such plans under certain circumstances.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 1082, on third reading, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissioners commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the provisions of said act as to the registration of electors before and after certain elections the preparation of street lists the cancellation of registrations for failure to vote and the destruction of records.

go over in its order.

The PRESIDING OFFICER. Is there objection?

Mr. FARRELL. Mr. President, I have no objection to this bill going over in its order, but I would like it to come up tomorrow for action. This is a harmless bill. This is a bill that Senator Jaspan, at his request and my request, investigated with the registration commissioners of Philadelphia, which is composed of three Republicans and two Democrats, and this bill is necessary to make certain minor changes. I have no objection to it going over in order today, but I would like to have it come up for final passage tomorrow.

The PRESIDING OFFICER. Is there objection to House Bill No. 1082 going over in its order? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1170, as follows:

An Act making an appropriation to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-five thousand dollars ($75,000) is hereby specifically appropriated to the Department of Property and Supplies for the purpose of purchasing an electric roll call system and installing the same in the Hall of the House of Representatives

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. STIEFEL. Mr. President, in my opinion, passage of this bill would be a confession of weakness. It admits that the House must resort to an electrical roll call system in order to eliminate its turbulence and constant flux.

I recall a passage from European literature about a gentleman of leisure who envisioned the millennium,

when cakes would grow on trees, and he expressed the wish that the cakes should fall from the trees into sour cream, turn over therein and then leap into the dreamer's mouth.

House Bill No. 1170 will completely atrophize the legislative process in the House and will transform the expression of the citizenry of Pennsylvania into the work of robots.

Mr. President, in my opinion, the installation of an electrical roll call system in the House will remove the last vestiges of dignity from the legislative halls of Pennsylvania. I can hardly visualize how this electrical roll call system will be erected against the background of those magnificant murals.

These are two beautiful chambers that we have in the State Capitol, each one cast into a different blending of colors, each one symbolic of its membership. The Senate is cast in green, cool, placid and quiet; the House is pinkish, turbulent and always on the go.

I would rather have it preserved that way, because in the House when two hundred and eight State Representatives express their wishes, the people of Pennsylvania want to hear them cast their ballots in a loud voice, and I believe that we should cling to the old system and not waste money on unnecessary mechanical devices.

Mr. BARR. Mr. President, last week over in the House there was a bill stolen through. I do not know whether this electric robot system, as the gentleman from Philadelphia, Mr. Stiefel, calls it, will stop the stealing of bills through. I am convinced, the way they operate over there now, if they can steal a bill through, I do not know what they would do with about a hundred fellows operating an electric system. I can not vote for a bill like this. I will have more to say about the bill that was stolen through when it comes before us in the Senate.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38

Becker,	Farrell,	Letzler,	Taylor,
Berger,	Geltz,	Mallery,	Thomas,
Blass,	Gourley,	McCreesh,	Troutman,
Bowers,	Haluska,	McGinnis,	Tyler,
Carr,	Heyburn,	Rosenfeld,	Wade,
Chapman,	Holland,	Ruth,	Wagner,
Eisenman,	Homsher,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Walker
DiSilvestro,	Jones,	Stevenson,	Presiding Officer
Ealy,	Kephart,	Tallman,	

NAYS—3

Barr,	Stiefel,	Woodring,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1172, on third reading, entitled:

An Act to further amend the first six paragraphs of section four hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the membership of the Pennsylvania Aeronautics Commission

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1211, on third reading, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claim registration of certain vehicles and licensing the operators thereof upon payment of presribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing or disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further prescribing the time when certain penalties imposed under the said act shall become effective.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 722 CALLED UP

Mr. LETZLER. Mr. President, I now call up Senate Bill No. 722, on page 15, which was passed over in its order a moment ago.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 722, as follows:

An Act to amend the act approved the fifteenth day of March one thousand eight hundred ninety-nine (P. L.

8) entitled "An act to regulate the manner in which appropriations to educational penal reformatory charitable benevolent or eleemosynary institutions shall be paid" by further regulating appropriations made to land grant colleges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the fifteenth day of March one thousand eight hundred ninety-nine (P. L. 8) entitled "An act to regulate the manner in which appropriations to educational penal reformatory charitable benevolent or eleemospnary institutions shall be paid" is hereby amended by adding at the end thereof a new section to read as follows

Section 3 The provisions of this act shall not apply to appropriations made to land grant colleges in order to carry into effect the Act of Congress approved July second one thousand eight hundred and sixty-two granting public land to the several states for educational purposes and subsequent Act of Congress related thereto and the Act of the Legislature of Pennsylvania approved April first one thousand eight hundred sixty-three and subsequent Acts of the Legislature of Pennsylvania accepting the provisions and conditions of said Acts of Congress and pledging the faith of the State to carry the same into effect provided however that land grant colleges shall be entitled to funds appropriated only upon presentation by them of certified payrolls and vouchers showing expenditures in accordance with the appropriations

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	DiSilvestro,	Klein,	Stiefel,
Becker,	Ealy,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON SECOND READING
BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 29, on second reading, entitled:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further extending the time for present employes, as defined in the act, to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 61, entitled:

An Act to amend section one thousand two hundred one of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by clarifying certain definitions and authorizing reimbursement by the Commonwealth in certain cases

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING,
AMENDMENTS OFFERED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 95, entitled:

An Act conferring upon the Councils of cities of the first class the power and devoling upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries wages or other compensation of officers clerks and employes of the Courts which are fixed by law or by the Courts

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. STIEFEL offered the following amendment:

Amend Section 1, page 2, line 5, by inserting after the word "courts" the following: "and the Board of Revision of Taxes".

On the question,

Will the Senate agree to the amendment?

The yeas and nays were required by Mr. HEYBURN and were as follows, viz:

YEAS—13

Barr,	Haluska,	McCreesh,	Ruth,
Coleman,	Holland,	McGinnis,	Stiefel,
DiSilvestro,	Jaspan,	Rosenfeld,	Woodring,
Gourley,			

NAYS—29

Becker,	Ealy,	Letzler,	Thomas,
Berger,	Farrell,	Mallery,	Troutman,

Blass,	Geltz,	Scarlett,	Tyler,
Bowers,	Heyburn,	Snowden,	Wade,
Carr,	Homsher,	Stevenson,	Wagner,
Chapman,	Jones,	Tallman,	Wilson,
Crider,	Kephart,	Taylor,	Walker,
Crowe,			Presiding Officer

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. STIEFEL offered the following amendment:

Amend the title, page 1, next to the last line of the title by adding at the end of this line the following: "and the Board of Revision of Taxes".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the title?

It was agreed to.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. CARR. Mr President, I move that House Bill No. 128, on second reading, entitled:

An Act to further amend section four hundred three of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017) entitled "An Act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" further regulating burial costs of persons buried at public expense

be recommitted to the Committee on Welfare, Public Assistance and Pensions.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 175, on second reading, entitled:

An Act to further amend sections, four, ten, twelve, sixteen, seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June, one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing, sparring and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by further regulating boxing, sparring and wrestling matches and exhibitions.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 177, entitled:

An Act to further amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," extending the retirement provisions relating to former teachers to additional persons who separated from school service prior to the first day of July, one thousand nine hundred nineteen.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 249, entitled:

An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 323). entitled "An act abating certain tax penalties and interest on unpaid county city borough town township school district poor district and county institution district taxes with certain exceptions prohibiting the sale of real property for the nonpayment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof" by reinstating and extending the benefits of said act to persons having defaulted in the payments due in one thousand nine hundred forty-four and changing the time when the current taxes must be paid during the remainder of the installment period

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 289, on second reading, entitled:

An Act to further amend section four of the act, approved the first day of May, one thousand nine hundred thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof by the State," by adding clause (d) providing for

future veterans and rehabilitation programs in public schools.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS RECOMMITTED

Mr. KEPHART. Mr. President, I move that Senate Bill No. 298, on second reading, entitled:

An Act to amend clause (b) of section forty-six of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and excursions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by authorizing the appointment of proctors to examine and report on all non-religious charitable trusts and providing for their compensation

be recommitted to the Committee on Judiciary General.

Mr. HEYBURN. Mr. President, I second the motion.

The motion was agreed to.

Mr. HEYBURN. Mr. President, I move that House Bill No. 345, on second reading, entitled:

An Act to further amend sections two and three of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" further changing the provisions for the burial of deceased service persons and their widows

be recommitted to the Committee on County Government.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 363, entitled:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating requirements for examinations licenses and fees and revising the powers and duties of the department and revising penalties.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 402, entitled:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by providing for the appointment of policemen by the supervisors

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 414, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof, and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing the minimum amount to be paid to certain persons on retirement.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that House Bill No. 451, on second reading, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof

and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing that full time secretaries of county superintendents may join the retirement system and make back payments; requiring certain additional payments by the Commonwealth; and imposing duties on certain county officers

be recommitted to the Committee on Education.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 477, entitled:

An Act relating to the recovery of possession by the owner leased or demised premises from sublesse holding over after termination of the original lease requiring notice to be given and prescribing procedure

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 517, entitled:

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

MOTION TO RECOMMIT BILL

Mr. STIEFEL. Mr. President, I move that House Bill No. 517, the bill just read, be recommitted to the Committee on Judiciary General, for further study.

Mr. JASPAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 522, on second reading, entitled:

An Act to further amend the title and sections one three eight eleven sixteen eighteen and nineteen of and to add section ten point one to the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 587) entitled as amended "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation and possession of meat and meat-food products prescribing the powers and duties of the Department of Agriculture incidental thereto" including poultry within the provisions of the act providing for the licensing of establishments making possession of unwholesome meat or meat-food products prima facie evidence of intention to sell and prescribing additional penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 534, entitled:

An Act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by making certain provisions now applicable to parks in second class counties only applicable to parks in all classes of counties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 536, entitled:

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 548, entitled:

An Act relating to chattel mortgages on any chattel or chattels of any kind or description, including among other things livestock, poultry, farm machinery, farm equipment and crops grown, growing or to be grown; designating the operation and effect of the lien of such

mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices, and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. GOURLEY offered the following amendment:

Amend Sec. 2, page 2, lines 21 and 22, by striking out the words "but such mortgage need not be acknowledged witnessed or sealed".

It was agreed to.

The section was agreed to as amended.

The third, fourth and fifth sections were read and agreed to.

The sixth section was read.

On the question,

Will the Senate agree to the section?

Mr. GOURLEY offered the following amendment:

Amend Sec. 6, page 6, line 20, by striking out the word "mortgages" and inserting in lieu thereof: "mortgagee".

It was agreed to.

The section was agreed to as amended.

The seventh, eighth, ninth, tenth, eleventh, twelfth and thirteenth sections were read and agreed to.

The fourteenth section was read.

On the question,

Will the Senate agree to the section?

Mr. GOURLEY offered the following amendment:

Amend Sec. 14, page 13, line 7, by striking out the word and figure "seven (7)" and inserting in lieu thereof "ten (10)".

It was agreed to.

The section was agreed to as amended.

The fifteenth section was read and agreed to.

The sixteenth section was read.

On the question,

Will the Senate agree to the section?

Mr. GOURLEY offered the following amendments:

Amend Sec. 16, page 14, lines 18 to 28, both inclusive, by striking out the words "or any person who shall sell at public auction" in line 18, all of lines 19 to 28, inclusive; Amend Sec. 16 page 15, line 1, by striking out the word "mortgagee".

They were agree to.

The section was agreed to as amended.

The seventeenth and eighteenth sections and title were read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading?

BILL OVER IN ORDER

Mr. HOMSHER. Mr. President, I ask unanimous consent that Senate Bill No. 548, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 553, entitled:

An Act to further amend section two hundred twelve of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and interinsurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," changing the retaliatory provisions of law so as to equalize the burdens and prohibitions, as herein defined, placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 558, entitled:

An Act to amend subsection (e) of section three of the act, approved the first day of August, one thousand nine hundred forty-one (P. L. 744), entitled "An act requiring schools boards in all school districts, and boards of directors of all vocational school districts, to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency; preserving certain contracts, salaries, increments, retirement rights; seniority, State contributions and grants to local school boards, eligibility lists, reemployment; authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes; requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund; reserving all rights and privileges of employes granted leaves of absence under the provisions herein, and superseding or repealing all contrary law," limiting the amount of refund payable to such employes who resign or fail to return to their employment; and providing for payments to school districts.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 561, on second reading, entitled:

An Act to amend section one of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as state highways certain highways and requiring their construction repair and maintenance as such" by limiting the highways and structures which may become the responsibility of the Commonwealth thereunder

go over in its order.

The PRESIDING OFFICER. Is there objection. The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 580, entitled:

An Act to further amend section three of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 912) entitled "An act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulating the manufacture sale and offering for sale of bakery products conferring powers on the Department of Agriculture and providing penalties" by eliminating certain requirements concerning wrappers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 613 on second reading, entitled:

An Act to amend the act ap, oved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to c nsumer credit in amount of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions and imposing penalties" by changing the short title of the act redefining the term "charges" changing the form of the application restricting the conduct of business by a licensee enlarging the authority of the Secretary of Banking altering the powers of licensees altering the requirements and limitations applicable to licensees altering the form of certain statements and excluding certain domestic corporations

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President I move that Senate Bill No. 618, on second reading entitled:

An Act relating to and regulating the practice of the profession of engineering including civil engineering mechanical engineering electrical engineering mining engineering chemical engineering surveying and constitutent parts and combinations thereof as herein defined providing for the licensing and registration of persons practicing said profession and the certification of engineers in training and the suspension and revocation of said licenses registrations and certifications for violation of this act prescribing the powers and duties of the State Registration Board for Professional Engineers the Department of Public Instruction and the courts prescribing penalties and repealing existing laws

be recommitted to the Committee on Education for the purpose of further study.

Mr. THOMAS. Mr President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 626, on second reading, entitled:

An Act to add section one point one to the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on certain waters

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 630, entitled:

An Act to further amend section four hundred thirty-nine of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" changing the name of the veterans' grave registrar to director of veterans' affairs and prescribing his duties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 641, on second reading, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment" by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitation of such power or interest by virtue of any restriction in the nature of a socalled spendthrift trust provision or similar provisions and providing for the execution delivery and recording of such release or disclaimer

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 645, entitled:

An Act to amend section five of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955) entitled "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercises of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Board of Housing, and certain other State officers and departments," by providing for the appointment of members of an authority.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 652, entitled:

An Act to amend the title and further amend section one of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 662) entitled "An act relating to retirement from the Pennsylvania National Guard" extending the provisions thereof to the Pennsylvania State Guard and making changes with respect to advance in grade of retiring officers and enlisted men

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 653, entitled:

An Act to amend the act approved the sixteenth day of March one thousand nine hundred thirty-seven (P. L. 100) entitled "An act directing the Department of Military Affairs to select procure furnish and award certain decorations medals and badges" providing for additional decorations medals and badges and changing the procedure for awarding the same

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. JASPAN. Mr. President, I ask unanimous consent that House Bill No. 660, on second erading, entitled:

An Act to add section thirty-one point one to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens nd enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of assembly" further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens mortgages ground rents estates and claims against such property by such sale and eliminating the right of redemption after such sales

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 662, on second reading, entitled:

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivision free of charge to certain veterans his agent or representatives of the United States Veterans' Administration

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend pragraphs (a) and (d) of section five hundred five of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officers of the State government every political subdivision of the State and certain officers of such subdivisions every person associa-

tion and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 666, entitled:

An Act to further amend the title and sections one to twelve both inclusive of the act approved the nineteenth day of March one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization government discipline maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania or any part thereof shall be in active service of the United States" by changing the name of the Pennsylvania State Guard to Pennsylvania Guard and increasing the amount of allowances permitted for officers' uniforms and equipment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 687, entitled:

An Act to amend sections eleven hundred and five and eleven hundred and fifteen of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by creating a conclusive presumption that roads not used for public travel or maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years have been vacated and by providing a procedure for the vacation of roads not used for public travel and not maintained or kept in repair for a period of ten years

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 689, entitled:

An Act to amend subsection (b) of section sixteen of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" further regulating conveyances of real estate one year after the death of testator

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 717, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties; and repealing inconsistent laws.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. HALUSKA. Mr. President, this bill provides for a referendum providing for the staging of ice-skating exhibitions and ice-hockey games after two p. m. on Sunday. I believe that any bill placing this subject before the public at the polls should have some merit. For a number of years I have been interested in such bills, especially one permitting bowling on Sundays, and therefore give those people the same right who believe in bowling on Sunday. In order to decide this issue at the polls I offer the following amendments, which consist of adding only one word to the entire bill, the word "bowling"; it appears eighteen times, and with permission of the Chair it may be read only once and it will answer the entire question.

Mr. CROWE. Mr. President, I object to the introduction of amendments by the gentleman from Cambria, Senator Haluska. If the gentleman wants to include bowling, let him introduce his own bill. This bill deals entirely with ice skating, ice hockey and ice exhibitions and has nothing to do with bowling, and I object to introduction of the amendments.

Mr. HALUSKA. Mr. President, I certainly feel sorry the gentleman from Monroe objects to the amendments being read. However, he has no choice because the amendments must be read and voted upon; then he may object, but he certainly can not stop them from being read.

The PRESIDING OFFICER. The gentleman from Cambria is correct.

Mr. HALUSKA offered the following amendments:

Amend Section 2, page 1, line 6, by adding at the end of the line the word "bowling"; Amend Section 2, page 2, line 7 by inserting after the word "of" the word "bowling".

On the question,

Will the Senate agree to the amendments?

The yeas and nays were required by Mr. HALUSKA and were as follows, viz:

YEAS—12

Barr,	Haluska,	McCreesh,	Ruth,
Coleman,	Holland,	McGinnis,	Stiefel,
Gourley,	Jaspan,	Rosenfeld,	Woodring,

NAYS—28

Becker,	Crowe,	Kephart,	Thomas,
Berger,	Ealy,	Letzler,	Troutman,
Blass,	Farrell,	Mallery,	Tyler,
Bowers,	Geltz,	Scarlett,	Wade,
Carr,	Heyburn,	Snowden,	Wagner,
Chapman,	Homsher,	Stevenson,	Wilson,
Crider,	Jones,	Taylor,	Walker,
			Presiding Officer

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the Section?

Mr. HALUSKA. Mr. President, since my first amendment has been defeated, and in view of the fact that the seventeen remaining amendments deal with the same subject, in order to save time I will withdraw the balance of my amendments and save the gentleman from Philadelphia the trouble of looking up the Constitution.

Mr. KEPHART. Mr. President, I desire to explain my vote. Section 3, Article 3 of the Constitution provides as follows: "No bill, except general appropriation bills, shall be passed containing more than one subject, which shall be clearly expressed in its title."

To add bowling to this bill would make it contain two subjects. I am in accord with the idea of the gentleman from Cambria, and I do not want the impression to be gotten that I am not, but I do not want to have this bill spoiled by having two subjects in it.

Mr. BARR. Mr. President, the gentleman from Philadelphia, Senator Kephart, will have to convince me that skating and bowling are not the same subject—they are both sports.

The PRESIDING OFFICER. The Chair advises the gentleman from Allegheny that they are not the same sport—you make one with the hand and the other with the feet.

And the question recurring,

Will the Senate agree to the section?

Mr. CROWE offered the following amendment:

Amend page 2, section 2, line 19, by striking out after the word "summary" and before the word "be", the word: "[proceedings]"; and insert in lieu thereof, the word: "proceeding".

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendment:

Amend page 3, section 3, line 7, by striking out after the word "preceding" and before the word "election," the word: "[general]"; and inserting in lieu thereof, the word: "municipal".

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendments:

Amend page 4, section 4, line 23, by striking out after the word "exhibitions" and before the word "ice", the word: "[or]", and inserting in lieu thereof, the word: "and"; Amend page 5, section 4, line 11, by striking out after the word "exhibitions" and before the word "ice", the word: "[or]"; Amend page 5, section 4, line 12, by striking out with bold face brackets after the word "games", and before the word "for", the following: "[or to conduct a rink or place]", and inserting in lieu thereof, the following: "and conducting rinks or places".

They were agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendments:

Amend page 5, section 5, line 29, by striking out after the word "preceding" and before the word "municipal", the words: "[general or]"; Amend page 6, section 5, line 26, by inserting at the end of the line, after the word "such", the words: "ice skating"; Amend page 7, section 5, line 5, by inserting after the word "such" and before the word "ice", the words: "ice skating".

They were agreed to.

The section was agreed to as amended.

The sixth and seventh sections were read and agreed to.

The eighth section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendment:

Amend page 7, section 8, line 24, by striking out after the word "of" and before the word "and", the word: "[ice]", and inserting in lieu thereof, the word: "vice".

It was agreed to.

The section was agreed to as amended.

The ninth section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Welfare the Pennsylvania Correctional, Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution"; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them; abolishing certain penal and correctional institutions; imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare, the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents; creating a board of trustees to supervise and manage such institution; regulating the admission and cost of care and maintenance of such juvenile delinquents.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing a State training school for female juvenile delinquents; creating a board of trustees to supervise and manage such institution; making the admission and cost of care and maintenance of such juvenile delinquents.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 732, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Welfare boards of trustees for certain penal, correctional and delinquent defective institutions, defining their powers and duties and changing the powers and duties of certain other penal, correctional and defective delinquent institutions.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 752, on second reading, entitled:

An Act to amend section two of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" by providing for the appointment of additional deputy registers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 812, on second reading, entitled:

An Act to further amend the last paragraph of section eight of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" changing the name of the veterans' grave registrar to director of veterans' affairs and prescribing his duties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 845, on second reading, entitled:

An Act to amend section thirteen of the act approved the twenty-third day of May, one thousand nine hundred seven, (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violation of its provisions to be misdemeanors, and providing penalties for violations thereof," by further regulating the eligibility lists in cities of the second class "A".

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 876, on second reading, entitled:

An Act to amend section three of and to add section three point one to the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1019) entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurers sales of such lands for collection of taxes authorizing the county commissioners to sell the same at private sale under the circumstances" by authorizing the county commissioners to advertise for private offers for such lands and providing for the distribution of the proceeds of such sales

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 877, on second reading, entitled:

An Act to further amend sections sixteen and seventeen of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" clarifying the provisions relating to the resale of such property purchased by the county commissioners at county treasurer's sales eliminating the right of redemption after such sales and further providing for the reimbursement to the county for moneys spent on such property in certain cases

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 933, on second reading, entitled:

An Act to add section one thousand six hundred and fifteen to the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent herewith" providing for the release of pupils from the public schools for religious instruction

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1062, on second reading, entitled:

An Act to further amend section nine of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties to the judges thereof and appeals therefrom" by giving trustees the right to hold certain real estates under certain conditions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE CONCURRENT RESOLUTION No. 40 TAKEN FROM TABLE

Mr. CROWE. Mr. President, I call from the table House Resolution No. 40, Serial No. 53.

The Clerk read the resolution as follows:

INVESTIGATION OF THE GAME AND FISH COMMISSION

In the House of Representatives, March 19, 1945.

Since the organization of this General Assembly, the Game Commission and the Fish Commission have been the objects of adverse criticism and various resolutions have been introduced requesting investigations of the conduct of their work.

In his address to the General Assembly at the time of the convening of this session, His Excellency, The Governor, stated that the idea of "combining the two commissions had been suggested" which leads to the conclusion that others think that the game and fish situation in Pennsylvania could be improved.

The criticism of, and the abuse directed at these two commissions must have some basis, and even though the facts upon which that basis is constructed may be erroneous, it is still sufficient to raise a doubt as to the efficiency of those two very important parts of the State Government.

If the criticisms are justifiable, a change should be made. If they are not, then both commissions are entitled to the support of the General Assembly and to its stamp of approval.

For their protection and for a renewal of the faith of the people in the efficiency of the administration of these important commissions, a full investigation should be made; thereofore be it

Resolved, That the General Assembly of the Commonwealth of Pennsylvania hereby requests the Joint State Government Commission to make a thorough investigation of the Game Commission and the Fish Commission of the Commonwealth, and of their manner of administering the laws of the Commonwealth relating to game and fish, of the manner of restocking the game and fish life, and of the establishing of closed seasons, and to study and make a comparison of the work and conduct of similar commissions or departments in other states, and to make a full and complete report of their study and investigation to the General Assembly not later than March 1, 1947, accompanied by such recommendations concerning any change in the administration of the matters now under the supervision and control of the Game Commission and the Fish Commission that they decide should be made.

On the question,

Will the Senate concur in the resolution of the House?

It was concurred in.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 59 CALLED UP

Mr. GELTZ. Mr. President, I call up from the table, for consideration at this time, Senate Bill No. 59, recalled from the Governor.

RECONSIDERATION OF SENATE BILL No. 59

Mr. GELTZ. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 59 passed finally.

The PRESIDING OFFICER. How did the Senator vote?

Mr. GELTZ. Mr. President, I voted "aye".

Mr. HEYBURN. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. GELTZ. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. GELTZ. Mr. President, I voted "aye".

Mr. HEYBURN. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye".

The motion was agreed to.

BILL ON THIRD READING AMENDED

Agreeably to order,-

The Senate proceeded to the third reading and consideration of Senate Bill No. 59, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing rest periods sick leave hospital and medical expenses and extra compensation in certain cases for police in counties of the second class

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. GELTZ. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend page 1, line 2 of the title by striking out after the word "hundred" and before the letters "(Pam-", the word: "[twenty-one]" and inserting in lieu thereof, the word: "twenty-nine".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILLS INTRODUCED AND COMMITTED

Mr. BERGER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER (By request) read in place and presented to the Chair Senate Bill No. 756, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by including certain charitable and educational corporations within the meaning of the term "employer", making the check off of dues by employers an unfair labor practice unless authorized to do so by a majority vote of members of the collective bargaining unit, altering provisions relating to the appropriate unit, changing time limitation for filing petition or charge, and provisions relative to judicial review.

Which was committed to the Committee on Labor and Industry.

Mr. CARR. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none

Messrs. CARR, STEVENSON, WADE, BLASS, BERGER, WILSON, HOMSHER, CROWE, TYLER, TROUTMAN, CRIDER, BOWERS and CHAPMAN read in place and presented to the Chair Senate Bill No. 757, entitled:

An Act to further reenact and amend the act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 563), entitled "An act to add section two thousand two and one tenth to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled, 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith,' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities," extending the effective period thereof; substituting the Department of Public Instruction and the Governor for the State Council of Education; and placing additional duties and powers upon the trustees of State Teachers Colleges.

Which was committed to the Committee on Education.

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 284, entitled:

An Act to further amend sections four and five of the
t approved the twentieth day of May one thousand nine
ndred and fifteen (P. L. 566) entitled "An act requir-
g cities of the first class to establish a pension fund
employes of said cities and all county or other public
nployes if any paid by appropriation of the city coun-
s thereof and out of the treasury of said cities and
gulating the administration and the payment of such
nsions" providing for optional increases in payments
employes and increasing the maximum monthly pen-
n payments in such cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 432, entitled:

An Act to amend section nine of the act, approved the
enty-fifth day of May, one thousand nine hundred and
irty-three (P. L. 1050), entitled, "An act creating and
ablishing a fund for the care, maintenance and relief
aged, retired and disabled employes of the bureau
fire in cities of the second class; creating a board for
management thereof; providing the mode and manner
payment to beneficiaries; and for the care and dis-
ition of its funds; and providing for the transfer and
ment of all moneys and securities in existing funds
similar boards superseded by the fund and board here-
created," by changing the amount and method of con-
utions for, and payment of, death benefits.

nd said bill having been read at length the first time,
rdered, To be laid aside for second reading.

greeably to order,
he Senate proceeded to the first reading and consideration of Senate Bill No. 443, entitled:

n Act to regulate and improve the civil service of
cities of the second class in the Commonwealth of
ensylvania making violations of its provisions to be
demeanors and providing penalties for violations
reof.

nd said bill having been read at length the first time,
rdered, To be laid aside for second reading.

greeably to order,
he Senate proceeded to the first reading and consideration of Senate Bill No. 713, entitled:

n Act to amend sections three and five of Article
irteen of an act, approved the ninth day of June, one
housand nine hundred eleven (P. L. 756), entitled "An
ct to provide for the health and safety of persons em-
ed in and about the bituminous coal mines of Penn-
lania, and for the protection and preservation of
erty connected therewith", by making provisions for
ns who have served in the armed forces of the United
es who are candidates for mine inspectors and who
been appointed mine inspectors.

Id said bill having been read at length the first time,
dered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 718, entitled:

An Act to add section three hundred six and one-tenth to the act approved the twenty--first day of June one thousand nine hundred thirty-nine (P. L. 520) entitled "An act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes changing practice and rules of evidence defining earning power after accident authorizing the board to terminate compensation in certain cases changing the classes of dependents entitled to compensation in case of death increasing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act" providing for payment in second injury cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 753, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Tuesday, April 24, 1945 at 3:00 o'clock p. m., Eastern War Time.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:59 o'clock p. m., Eastern War Time, until Tuesday, April 24, 1945, at 3:00 o'clock p. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 23, 1945

The House met at 9 p. m.
The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the following prayer:

Our heavenly Father from whom cometh every good and perfect gift, send down upon Thy servants, the Members of the House of Representatives, the spirit of Thy grace. May they serve Thee, acceptably, and the welfare

of the citizenry whom they represent. In these days of war and perplexing problems, may the nations of the world appropriate Thy wisdom, faith, hope and love which never faileth. We ask this for Jesus' sake. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Thursday, April 19, 1945.

The Clerk proceeded to read the Journal of Thursday, April 19, 1945, when, on motion of Mr. HERSCH unanimously agreed to, the further reading was dispensed with and the Journal approved.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 404.

An Act to further amend section ten of the act approved the twenty-first day of May one thousand nine hundred and thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties confering powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing certain duties and restrictions in the allocation and expenditures of the Liquid Fuels Tax Fund in the State Treasury on the county commissioners and the Department of Highways and changing the provisions as to reports to the Departments of the Auditor General and Revenue.

Referred to the Committee on Highways.

SENATE BILL No. 524.

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 635) entitled "An act creating a commission to study the methods of maintaining and supporting public schools and the method of participation by the Commonwealth and local school districts in the maintentnce of a thorough and efficient public school system prescribing its powers and duties and making an appropriation" continuing such commission changing its purpose and making an appropriation

Referred to the Committee on Appropriations.

SENATE BILL No. 537.

An Act to amend section twenty-eight and to repeal section twenty-nine of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," providing for payment of the compensation of local registrars by the Commonwealth, and relieving counties from such payments.

Referred to the Committee on State Government.

SENATE BILL No. 628.

An Act to amend section thirteen hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," increasing the annual amount available for bear damages.

Referred to the Committee on Game.

SENATE BILL No. 684.

An Act authorizing and empowering any corporation for profit, heretofore or hereafter organized under any general or special law of this Commonwealth, by action of its board of directors, to make contributions, out of its income in any taxable year, for public and charitable purposes, to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year, as returned by it to the Federal Government for income tax purposes, and ratifying contributions heretofore made.

Referred to the Committee on Corporations and Industry.

SENATE BILL No. 701.

An Act to amend section three of the act approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 214), entitled "An act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien; providing for the payment of the cost of such acquisitions; and making an appropriation," by authorizing the Department of Justice to execute and deliver a deed for property formerly owned by a recipient of public assistance upon payment of debt, interest and costs due the Commonwealth.

Referred to the Committee on Judiciary General.

PETITIONS AND REMONSTRANCES

The SPEAKER laid before the House the following petitions and remonstrances which were read by the Clerk.

UNFAIR EMPLOYMENT PRACTICES

Communication from the Monday Evening Club, Philadelphia, favoring legislation prohibiting unfair employment practices and endorsing House Bill No. 354.

LITTLE STEEL FORMULA

Communication from U.S.W. of A. Local Union 3011, York, favoring passage of House Resolution No. 29, memorializing Congress to revise the Little Steel Formula.

Referred to the Committee on Labor.

HOROLOGISTS

Communications from organizations of Pennsylvania opposing passage of House Bill No. 847, providing for the registration and regulation of watchmakers.

ANIMALS

Communications from citizens of Pennsylvania opposing passage of House Bill No. 1022, relating to sale of animals for research purposes.

Referred to the Committee on Public Health and Sanitation.

CHILD WELFARE

Communication from The Pittsburgh League for the Hard of Hearing favoring passage of House Bill No. 1063,

relating to a commission to study child welfare; opposing House Bills Nos. 476, 477 and 776, relative to children under sixteen years of age.

Referred to the Committee on Welfare

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 223, 321, 338, 382, 412, 662 and 917

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 19, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 223, Printer's No. 499, entitled "An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled 'An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth' and known as The Fiscal Code by authorizing the Commonwealth of Pennsylvania to petition for a resettlement of claims against the Commonwealth by the Auditor General and State Treasurer and to petition for a review of settlements by the Board of Finance and Revenue and to appeal from the decisions of the Board of Finance and Revenue to the Court of Common Pleas of Dauphin County"

EDWARD MARTIN.

April 19, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 321, Printer's No. 481, entitled "An Act to amend the title and section one of the act approved the eleventh day of May one thousand eight hundred ninety-nine (P. L. 289) entitled 'An act providing for the payment to the county or counties of the moneys or bonus which any foreign railway corporation is required to pay into the State Treasury for the right to pass through the said county or counties and by which payment such foreign railway corporation is relieved from local taxation' by providing for payments to counties irrespective of whether relief from payment of local taxes results from payment of the bonus."

EDWARD MARTIN.

April 19, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 338, Printer's No. 42, entitled "An Act to amend sections two seventeen eighteen twenty and twenty-six of the act approved the fourth day of June one thousand nine hundred and forty-three (P. L. 886) entitled 'An act creating a Municipal Employes' Retirement System for the payment of retirement allowances to officers and employes of political subdivisions and institutions supported and maintained by them and providing for the administration of the same by a board composed of certain state officers and others appointed by the Governor imposing certain duties on the State Employes' Retirement Board and the actuary thereof providing the procedure whereby political subdivisions may join such system and imposing certain liabilities and obligations on such political subdivisions in connection therewith and as to certain existing retirement and pension systems and upon officers and employes of such political subdivisions and institutions supported and maintained by them providing certain exemptions from taxation execution attachment levy and sale and making an appropriation' changing certain definitions clarifying provisions relating to local pension and retirement systems changing the formulae for the ascertainment of contributions by members and by municipalities eliminating the provisions requiring retirement at age seventy and reappropriating the unexpended balance of the prior appropriation."

EDWARD MARTIN.

April 19, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 382, Printer's No. 51, entitled "An Act to amend section seven hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103), entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' by authorizing such townships to regulate parking."

EDWARD MARTIN.

April 20, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 412, Printer's No. 472, entitled "An Act to amend subdivision five of the Compact contained in the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1664) entitled 'An act to ratify and adopt a compact or agreement negotiated by commissioners designated by the Governor of the Commonwealth of Pennsylvania and commissioners designated by the Governor of the State of Ohio relative to the development use and control of the Pymatuning Lake and the State owned land surrounding said lake for fishing hunting recreational and park purposes' so as to permit on portions of said lake the operation of boats equipped with motors of six horsepower or less."

EDWARD MARTIN.

April 19, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 662, Printer's No. 294, entitled "An Act to promote interstate cooperation for the conservation and protection of water resources in the Delaware River Basin."

EDWARD MARTIN.

April 19, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 917, Printer's No. 330, entitled "An Act to validate certain acknowledgments and to regulate the effect thereof."

EDWARD MARTIN.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. NORMAN WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

DUNCANNON HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House this evening members of the senior class of the Duncannon High School, on Problems of Democracy, who are the guests of the gentleman from Perry, Mr. Barton.

MERCER COUNTY HIGH SCHOOL WELCOMED

The SPEAKER. We have with us the sixteen valedictorians of the Mercer County High Schools, fourteen girls and two boys, who are present as the guests of Representatives Thomas Lyons and Mrs. Dye of Mercer County.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 122, 616, 560, 577, 599, 600, 629, 679.

House Bill concurred in by Senate, 1095.

Amended House Bills returned for concurrence, 329, 295, 2, 3, 84.

Amended Senate Bills concurred in by Senate, 45, 279.

Amended Senate Bill recalled from the Governor returned for concurrence 18.

Senate Bills to be signed, 45, 279, 230, 44, 48, 53, 210, 224, 482, 544.

BILL INTRODUCED

Mr. WATERHOUSE asked and obtained unanimous consent to introduce a bill, the title of which was read as follows:

An Act to further amend section six hundred three and to further amend clause (c) of section seven hundred three of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating, and changing the law relating thereto," by restricting the use of water sets for trapping racoons, fur-bearing animals or predators prior to the beginning of the trapping season for muskrats.

The SPEAKER. The Chair requests the gentleman from Philadelphia, Mr. Welsh, to preside during the first reading calendar.

MR. WELSH IN THE CHAIR.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 226, entitled:

An Act fixing the salary of the district attorney i counties of the eighth class.

And said bill having been read at length the first tim Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 231, entitled:

An Act fixing the fees of the recorder of deeds in cou ties of the sixth class

And said bill having been read at length the first tim Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 841, entitled:

An Act to further amend section thirteen of and t add section seventeen point one to the act approved th third day of May one thousand nine hundred thirty-thre (P. L. 242) entitled "An act to promote the public healt and safety by providing for examination and registratio of those who desire to engage in the occupation of beaut culture defining beauty culture and regulating beaut culture shops schools students apprentices teachers man agers and operators conferring powers and duties upo the Department of Public Instruction providing fo appeals to certain courts by applicants and licensee and providing penalties" further providing for the sus pension and revocation of licenses issued under the pro visions of said act and for the reissuance of such license

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1057, entitled:

An Act to amend section five hundred sixteen of th act approved the twenty-second day of May one thousan nine hundred thirty-three (P. L. 853) entitled "An ac relating to taxation designating the subjects property an persons subject to and exempt from taxation for all loca purposes providing for and regulating the assessment an valuation of persons property and subjects of taxatio for county purposes and for the use of those municipa and quasi-municipal corporations which levy their taxe on county assessments and valuations amending revisin and consolidating the law relating thereto and repeal ing laws" by providing for the furnishing of duplicate to boroughs

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 883, entitled:

An Act to further amend sections one and eight of th act approved the fifth day of August one thousand nin hundred forty-one (P. L. 803) entitled "An act provid ing for the creation maintenance and operation of county employes' retirement system in counties of th fifth class imposing certain charges on counties, and pre scribing penalties," further regulating such retiremen systems

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1212, entitled:

An Act to prohibit persons from coercing teachers principals and supervising principals to make political contributions and teachers principals and supervising principas from making such contributions as the result of coercion

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1266, entitled:

An Act authorizing the Pennsylvania Post-War Planning Commission, whenever funds are available, to allocate funds to the various counties or their agencies for certain post-war projects upon the matching of such allocations by the counties

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1282, entitled:

An Act to further amend the title and section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled as last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings; imposing duties on school authorities and on certain corporations, associations and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," including political subdivisions among the owners and occupants of buildings who may be required to remove or change such buildings.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 37, entitled:

An Act fixing the fees of the recorder of deeds in counties of the fifth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 374, entitled:

An Act to fix the standard weights of containers for wheat and corn flours, corn meals, hominy, and hominy grits; and to provide penalties for the violation of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 413, entitled:

An Act to amend section one of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 607) entitled "An act authorizing administrative boards within the Department of Public Instruction for the duration of the present War to admit to examination and grant licenses or registration to certain applicants who are less than twenty-one but not less than twenty years of age" by reducing temporarily the age limit of persons who may take Pennsylvania State pharmacy examinations

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 469, entitled:

An Act to repeal the act approved the twenty-first day of March one thousand nine hundred twenty-nine (P. L. 34) entitled "An act authorizing the judges of the courts of common pleas and orphans' courts in counties of the third class to employ stenographers, typists, and clerks to facilitate the business of the courts and to provide for the payment of their compensation by the county and validating former employments and payments therefor"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 476, entitled:

An Act to amend section five hundred ninety of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by extending provisions of the act to include memorials erected to commemorate services of women who have been members of organizations officially connected with the armed forces of the United States.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 625, entitled:

An Act to amend section ten of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the number of apprentices in beauty shops

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 205, entitled:

An Act to further amend section four, and to amend section seventeen of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An Act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by exempting from such tax liquid fuels used for the operation of stationary engines in agricultural pursuits and the operation of tractors and machinery used for agricultural purposes other than on the highways and providing refunds of taxes paid on such liquid fuels and extending the additional emergency tax of one cent a gallon or fractional part thereof for a period of two years

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 498, entitled:

An Act authorizing the prothonotary in counties of the fourth class to appoint a solicitor prescribing the duties and qualifications of such solicitor fixing his term and providing for the fixing of his salary and the payment thereof by the county

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1251, entitled:

An Act to amend section three of the act approved the third day of May one thousand eight hundred fifty (P. L. 654) entitled "An act providing for the election of district attorneys" empowering the Governor to appoint persons to the office of district attorney in case of vacancy

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Philadelphia, Mr. Welsh, for presiding.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 148, entitled:

A Further Supplement to the act approved the first day of April one thousand eight hundred and sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 170, entitled:

An Act making an appropriation to the Department of Commerce out of the Motor License Fund for the proper conduct of a specific portion of its work.

The first section was read.
On the question,
Will the House agree to the section?
Mr. McMILLEN offered the following amendment:

Amend Sec. 1, page 1, line 2, by striking out the figures "($756,000)" and inserting in lieu thereof: "($375,000)"

It was agreed to.
The section was agreed to as amended.
The second section was read.
On the question,
Will the House agree to the section?
Mr. McMILLEN offered the following amendments:

Amend Sec. 2, page 2, line 26, by inserting after the word "moneys" the following: "as shall be determined by the Department of Revenue".

Amend Sec. 2, page 2, line 27, by inserting after the word "derived" the following: "after May thirty-first one thousand nine hundred and forty-five".

Amend Sec. 2, page 3, line 3, by striking out the words forty-five and inserting in lieu thereof the word: "forty-seven".

They were agreed to.
The section was agreed to as amended.
The title was read and agreed to.
And said bill having been read at length the second time, and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 325, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways, for roads, paths and parking areas on the Daniel Boone Homestead property.

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 386, entitled:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum, the property at Ambridge, Beaver County, Pennsylvania, formerly owned and occupied by the Harmony Society and known as "Old Economy."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 816, entitled:

An Act making an appropriation to the School of Horticulture, Ambler, Pennsylvania.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 821, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 868, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 79, entitled:

An Act to facilitate vehicular traffic between the eastern section of the Commonwealth and the ports on Lake Erie by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County to a point at or near the City of Erie; and conferring powers; and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds, and for the cost of maintenance, operation, and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions upon which such turnpike shall become free providing for grade separations, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike, providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 622, entitled:

An Act to provide for the establishment and maintenance of a home for disabled and indigent soldiers and sailors of Pennsylvania.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. LICHTENWALTER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 724, entitled:

An Act to amend section four of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the third class.

The first section was read.

On the question,

Will the House agree to the section?

Mr. STONIER offered the following amendments:

Amend sec. 1 (sec. 4), page 3, lines 27 and 28, by striking out the words "and second class A".

Amend sec. 1 (sec. 4), page 4, lines 7 and 8, by striking out the words "and second class A".

Amend sec. 1 (sec. 4), page 4, line 11, by inserting after the word "the" the following: "second class A and".

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the section?

Mr. STONIER offered the following amendment:

Amend title, page 2, 2nd from last line of title, by inserting after the word "the" "second class A and".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 842, entitled:

An Act authorizing cities, boroughs, towns and townships to establish veterans' service centers and to expend money therefor and for the operation and maintenance thereof.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 870, entitled:

An Act to further amend section fifteen, and to add section fifteen and one-tenth to, the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended "An act relating to dogs, and the protection of livestock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Ariculture; providing for the enumeration of dogs by assesors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to livestock, poultry, and game birds by dogs, and for livestock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," authorizing county treasurers to retain certain moneys collected under said act, and the payment thereof to certain societies for the prevention of cruelty to animals under supervision of the courts of common pleas.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 890, entitled:

An Act to further amend section two thousand six hundred three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," authorizing school districts of the second, third and fourth class to employ certified public accountants to audit the school finances in lieu of the controller or auditors of the city, borough, town or township.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1016, entitled:

An Act to further amend section one thousand four hundred twelve of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the Commonwealth to pay the tuition of certain non-resident inmates of institutions attending public schools.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. PROPERT. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1085, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing Route 53073 in Schuylkill County.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1121, entitled:

An Act to further amend section fifteen of the act approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates for the procedure upon claims filed therefor; the method for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed, within six month before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly permitting assignees of municipal claims to revive the same by suggestion of non-payment and averment of default.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1169, entitled:

An Act authorizing the Department of Military Affairs upon request to supply an official flag of the Commonwealth to each post of a nationally chartered veterans' service organization in the Commonwealth, and making an appropriation.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mrs. COYLE. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1199, entitled:

An Act to further amend section four hundred one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the preservation of certain records.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1213, entitled:

An Act to amend section two hundred six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," providing for the election of school directors for independent school districts and terminating the terms of office of the present school directors in such districts.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1271, entitled:

An Act authorizing the laying out, opening, construction and maintenance of a State highway route in the County of Juniata, and making an appropriation.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 284, entitled:

An Act to amend section one of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 270), entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval, military, or other personnel, at the Soldiers' and Sailors' Home at Erie, to the Department of Military Affairs for the maintenance and operation of said home," by including moneys received for the housing and maintaining of certain discharged service men.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 446, entitled:

An Act to further amend section one thousand nine hundred two of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" exempting certain contracts from the provisions of said act regulating advertising and bidding for contracts

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 483, entitled:

An Act to add clause fifty-five to section two thousand four hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," authorizing the acquisition and maintenance of parking lots and the exercise of the power of eminent domain therefor.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 248, entitled:

An Act to authorize certain persons to take affidavits and acknowledgments in connection with the administration of the affairs of veterans and their dependents making certain offenses punishable as perjury and imposing penalties

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. SKALE.

The House resumed the consideration on second reading of House House Bill No. 649, entitled:

An Act to amend section seven of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the municipal court of Philadelphia and the judges of the county court of Allegheny County" by increasing the salaries of judges of the municipal court of Philadelphia

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1088, as follows:

An Act to amend section six hundred two point one of article six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further regulating the sale of land or any interest therein

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six hundred two point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as added by the act approved the eleventh day of May one thousand nine hundred thirty-nine (P. L. 117) is hereby amended to read as follows

Section 602.1 The board of school directors of any district is hereby vested with the necessary power and authority to sell unused and unnecessary lands and buildings by any of the following methods and subject to the following provisions

(a) By public auction conducted by a licensed auctioneer either on the premises to be sold or at places selected by the school boards after due notice by publication in one or more newspapers of general circulation published within the county or the school district and in the legal newspaper in said county if any once a week for three successive weeks before the date fixed for said sales and by hand bills one or more of which must be posted on the property proposed to be sold and at least five of which must be posted at conspicuous places within the vicinity of said real estate terms and conditions of said sale to be fixed by the board in the motion or resolution authorizing said sales

(b) Upon sealed bids requested by the school board notice of the request for sealed bids to be given as in (a) terms and conditions of said sale to be fixed by the board in the motion or resolution authorizing the request for sealed bids

(c) At private sale subject to the approval of the court of common pleas of the county in which the school district is located said authority to be secured from said court upon petition of the board of school directors which petition shall be executed by the proper officers of the board and which petition shall contain a full and complete description of the land proposed to be sold a brief description and character of the building or buildings erected thereon if any the name of the prospective purchaser the amount offered for said property and it shall have attached thereto an affidavit of at least two persons who are familiar with the values of real estate in the locality in which the land and buildings proposed to be sold are located to the effect that they have examined said property that the price offered therefor is a fair and reasonable one and in their opinion a better price than could be obtained at public sale and that they are not interested either directly or indirectly in the purchase or sale thereof that before the court may act upon said petition it shall fix a time for the hearing of said petition and direct that public notice thereof be given as provided in clause (a) Also a return of sale be made to said court after the sale has been consummated and the deed executed and delivered

(d) In the case of land or any interest therein acquired by a school district of the first class at any sale on a tax or municipal claim or on a bid submitted at any judicial sale where the school district has an interest arising out of unpaid taxes against the premises being sold or by voluntary conveyance in payment of taxes the land so acquired may be sold by the school district of the first class at public or private sale pursuant to a resolution of the board of public education of such school district without advertisement and without further proceedings or confirmation by the court

[(d)] (e) The board of school directors may at their discretion when selling [property as authorized in (a) (b) and (c)] real estate sell and convey [said properties] such real estate to the purchasers for the accepted consideration payable partly in cash and partly in the form of a purchase money mortgage (and bond) to be paid in not more than five years from the date thereof and bearing interest at the rate of not less than five per centum said mortgage and bond to contain the customary provisions having to do with fire insurance and the payment of taxes water rents and assessments by the mortgagor and obligor

[(e)] (f) The board of school directors when selling property at private sale [as authorized in (c)] may engage the services of licensed real estate brokers to secure prospective purchasers and pay them the customary real estate agents' commission charged within the various school districts but only in the event the sales be actually consummated by said brokers

[(f)] (g) The moneys derived from [said] sales of real estate enumerated in paragraph (d) above shall be paid into the general fund along with moneys derived from taxes and may be used for current expenses of the school district The moneys derived from sales of other real estate shall be [paid into the general fund of the said school districts debt service payments should the school districts have bonded indebtedness or for the purpose of capital outlay] used for debt service or for capital expenditures

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,

Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Fish,	Lane,	Polen,	Wescott,
Frb,	Laughner,	Powers,	White,
Fwing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. MADDEN

The House resumed the consideration on final passage of House Bill No. 1124, as follows:

An Act to further amend section four of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court of judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" by increasing the salaries of judges of the courts of common pleas of certain judicial districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court of judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" as amended by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 317) is hereby further amended to read as follows

Section 4 The annual salary of each of the judges of the courts of common pleas of the first [and] fifth tenth eleventh thirty-second thirty-eighth and forty-fifth judicial districts shall be fourteen thousand dollars ($14,000)

The annual salary of each of the judges of the courts of common pleas learned in the law in judicial districts having a population of [more than two hundred and fifty thousand and less than one million inhabitants shall be twelve thousand dollars ($12,000) in judicial districts having a population of] one hundred thousand and more but less than two hundred and [fifty] eighty thousand inhabitants shall be twelve thousand dollars ($12,000) in judicial districts having a population of sixty-five thousand or more and less than one hundred thousand inhabitants shall be ten thousand dollars ($10,000) in judicial districts having a population of less than sixty-five thousand inhabitants shall be nine thousand dollars ($9,000) The amounts of the salaries to be paid under this paragraph in the respective judicial districts shall be determined and fixed according to the population of such districts as ascertained by reference from time to time to the last preceding decennial United States census

Section 2 This act shall become effective immediately on final passage

On the question,

Shall the bill pass finally?

Mr. REAGAN. Mr. Speaker, I do not want to do anything that hurts our poor judges. No doubt they believe they ought to receive more pay, but it does not seem right to give one or two judges in the State a raise when many other judges equally as good, perhaps deserve a raise too.

We have a rule, as I understand it, in the House, to the effect that anyone interested in a bill should not vote upon it, and inasmuch as practically every lawyer is interested to the extent that someday sooner or later the lightning may strike in his favor and he will become a judge, it seems to me that the lawyers ought to refrain under those circumstances from voting on this bill.

As a matter of fact, strangely as it may seem, all these judges' bills so far as I can judge or can ascertain are being advocated by lawyers, sponsored by lawyers. Now, the lawyers are fine men; we have some very fine lawyers in this House, and I do not want to say anything against them, but it does seem to me that they are directly interested in having the judges' salaries increased, and therefore they should refrain from voting. I propose to vote against this bill.

Mr. LLOYD H. WOOD. Mr. Speaker, this bill is on the calendar for the second time. The Members will recall that I refrained from making any remarks at the time it was voted upon previously, but after hearing Mr. Reagan suggest that lawyers should not vote on this bill because of a possible or potential interest I want to qualify by saying that I at the moment do not have any aspirations to occupy a judicial office.

The reason I am going to vote for this bill, which I did not state when it was before the House before, is simply this, I feel that in third class counties, and basing it on what we have in Montgomery County, which is one of the third class counties immediately adjacent to

Philadelphia, the Philadelphia County Common Pleas Judges receive fourteen thousand dollars a year, and having appeared from time to time in Common Pleas Court in Philadelphia I feel that proportionately the judges of the Common Pleas Courts of Philadelphia County do not have any greater amount of work to do than the judges of Montgomery County, which is a third class county. Therefore I feel that I can conscientiously vote to give the judges of the third class counties, and particularly my county, the same salary that the judges of the Courts of Common Pleas receive in Philadelphia County.

Now, if Mr. Reagan feels that there are judges in other districts that are not being properly paid, possibly we are following the principle of beneficent spread, that is to say, if we can get a chunk of it for those who deserve it at this time in the third class counties maybe we can spread the cake a little deeper the next time.

Mr. ROBERTSON. I for one have a very high regard for the judiciary, and especially in the district in which I live. However, I think this bill is inopportune at this time simply for the main reason that I think the salary in these districts enumerated is sufficient, and second I think that the judges in those districts all oppose this measure, or at least a great majority of them. I believe as an attorney that the judges now are getting a sufficient salary in all those districts. I have heard no objections. The fact is that the presiding judge in my county told me personally that he strongly disapproved of this measure, and he felt that the great majority of all the judges covered by the bill also opposed it.

I think under those conditions it would be foolish for this House to go on and offer these judges an increase in salary when they themselves do not wish it. As far as I have been able to ascertain there were only two judges really that want this bill passed. One of them I believe lives in the so-called wealthy county. Now, if the standard of living in those counties is such that he cannot maintain the standard of living, he certainly can go back to practicing law.

I think in Wayne County, where Mr. Dix lives, Pike County, Wyoming, Lackawanna and Luzerne County, the judiciary there is absolutely satisfied. In some counties they might have a boat, or some hunting, following the hounds or go yachting, but in my county we still maintain the old method of following the hounds with a good old faithful shotgun.

I think the only thing for the House to do at the present time is to vote down this bill.

Mr. COHEN. Mr. Speaker, I feel that I must come to the defense of the Judges of Philadelphia County. The gentleman from Montgomery is quite right when he says that the judges of Montgomery County have as much work to do as the judges from Philadelphia County, but what he does forget is that first they have to live in Philadelphia, second they have to drink dirty water, third they have got to pay a wage tax.

Mr. DIX. Mr. Speaker, I desire to interrogate the gentleman from Westmoreland, Mr. Petrosky.

The SPEAKER. Will the gentleman from Westmoreland permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. DIX. Mr. Speaker, will the gentleman from Westmoreland state how many counties this bill affects?

Mr. PETROSKY. Mr. Speaker, this bill affects five third class counties in the Commonwealth of Pennsylvania.

Mr. DIX. Will the gentleman state how many counties there are in Pennsylvania?

Mr. PETROSKY. Mr. Speaker, I do not know whether that question is relevant to the bill before us or not, but if the gentleman from Wayne, Mr. Dix, feels that I cannot remember my statistics from back in the school days—and that was some time ago—there were sixty-seven counties at that time, and I hope there are the same number today.

Mr. DIX. Mr. Speaker, I think the gentleman is correct. The reason I asked that question was to show how unfair this bill is. This bill proposes to give the judges in five counties an increase of from two thousand to twenty-five hundred dollars and gives nothing to the other sixty-two counties of Pennsylvania.

I would further like to ask the gentleman if he considers it fair to increase the salaries of judges from two thousand to twenty-five hundred dollars when that increase alone is greater than the entire salary of the majority of the employees of the state of Pennsylvania?

Mr. PETROSKY. Mr. Speaker, the gentleman is asking me whether this bill is fair or not. I want to answer the gentleman from Wayne, Mr. Dix, and state that if I thought it were not a fair bill I would not be a co-sponsor of it.

Mr. DIX. Then does the gentleman think it is fair to give the judges two thousand to twenty-five hundred dollars and the other employees around three hundred dollars, that is, employees of the state?

Mr. PETROSKY. Mr. Speaker, I feel that we are debating the bill before us, that is, House Bill 1124, and I feel that with the statistics that I have at hand I, together with my co-sponsor, am asking for a fair proposal from the Members of this House in the matter of an equalization bill relative to judges' salaries of third-class counties.

Mr. DIX. Mr. Speaker, may I ask the gentleman on what basis does he ask for this increase of two thousand to twenty-five hundred dollars.

Mr. PETROSKY. Mr. Speaker, in order to answer the gentleman specifically on that question, may I say that I base it in its entirety upon the number of Judges we have, the population of the counties that they are representing, and the amount of work they are turning out of our courts in third class counties.

Mr. DIX. Mr. Speaker, over on that side of the House they have a phrase "Let's be fair". Does the gentleman consider it fair to the other sixty-two counties to increase the salaries of the five counties and leave the others out of the picture entirely?

Mr. PETROSKY. Mr. Speaker, I would reiterate the words of the gentleman from Montgomery, Mr. Wood, in stating that if the gentleman thinks it is not fair he should introduce a bill that he thinks will be so in taking care of the other counties.

Mr. DIX. Mr. Speaker, why did not the gentleman consider all the judges at that time?

Mr. PETROSKY. Mr. Speaker, may I inform the gentle-

nan from Wayne, Mr. DIX, that such a bill was introduced in the Senate, and of course I was happily anticipating that bill's coming over to the House where I would have had the privilege and the distinct pleasure of voting in favor of it.

The SPEAKER. Will the gentleman kindly confine their nterrogations to the bill before the House.

Mr. DIX. Mr. Speaker, I feel that all my questions were in regard to this bill. I would like to make a brief tatement.

Mr. Speaker, I do not wish to inflict upon this House ny so-called poetry, but over on the other side of the louse we have constantly heard during the past two or hree years the phrase "Let's be fair". I think it is appropriate at this time, inasmuch as I consider this bill very unfair to the rural judges and to the judges of ixty-two counties out of the sixty-seven, to read a few ines of verse which I composed not long ago. It is entitled "Let's Be Fair."

When upon life's field of action
You have won the richest prize,
Won it by the merest fraction,
Do not count yourself too wise;
Give some credit to another,
Let someone your victory share;
Just remember—He's your brother—
Let's be fair,
Let's be fair!

If there is some task worth doing,
And some friend has lent a hand,
When the final score is showing,
And the finish looks so grand;
Do not try to take all credit;
Let someone your victory share,
For the wisest men have said it,
Let's be fair,
Let's be fair!

When advantage could be taken
Of another's pain and grief;
When someone has been forsaken,
Just remember—life is brief!
Be a friend when friends are needed,
Go and bind his wounds with care,
Let him know someone has heeded—
Let's be fair,
Let's be fair!

If you find someone in trouble
As you follow down life's trail,
Do not make his burdens double
When he is about to fail;
Lend a hand, and do not censure,
Failure sometimes leads up-stair;
Life is but a great adventure,—
Let's be fair,
Let's be fair!

Mr. TURNER. Mr. Speaker, I had not intended to take ay part in this debate because I felt that I gave arguents when this bill was formerly before the House at were unanswerable to anyone who had a proper nception of the judiciary, a conception of what were e responsibilities, a conception of fairness to men who ve a burden, and for whom we are only trying to sure an equalization.

I however am compelled to answer two or three things. I the first place, the gentleman from Union, Mr. Reagan, ked about the constitutional question, or the rule that a nan could not vote upon a measure in which he had a selfish interest. I did not take him seriously because if that were to be taken seriously there are a lot of farmers in this House who could not vote on farm bills, there are a lot of labor Members in the House who could not vote on labor bills, and there are a lot of insurance men in this House who could not vote on insurance bills.

If the proposition of personal interest were as remote to them as is the interest of the average lawyer in this question—which pertains to five counties—as this question is to the lawyers in this House, then I would say there is no question that ought to trouble the conscience of any Member of the House in voting on such measures. Of course, the rule does not apply in the way in which the gentleman from Union would make it seem to apply.

In the second place, the gentleman from Lackawanna has created or attempted to create the impression in this House that there are only two judges in favor of this bill. I want to say to this House that that is not correct. The gentleman is mistaken. The only complaint that I have heard in regard to this bill, as far as the third class counties are concerned, comes from one judge in Lackawanna County which the gentleman Mr. Robertson, represents. I have received communications both by letter and by telephone, not only from judges in the third class counties, but from other citizens in third class counties asking me to use my best efforts to see that this bill is passed. Only last night I was called upon the phone during the evening by a gentleman whom I did not know and from a part distant from my home, who asked me if there was anything that he could do to help the passage of this bill because he felt this bill ought to go over. I thought I ought to clarify that and set the record straight as far as this measure is concerned.

It seems to me that the gentleman from Wayne is not consistent. He says if we are seeking this for one set of counties it ought to apply to all of them. Well, just the other day I swallowed hard in voting on a bill to provide bridges in Wayne County. I did not hear Mr. Dix urging that all of us get on board and put our own county bridges into it. I didn't hear Mr. Dix in any loud voice urge that we all get on board and find out whether there were some bridges we could tack on to it. But no, he had a bill that pertained to Wayne County alone taking funds out of the State because of some need for bridges up in Wayne County. I like Wayne County. I happen to know something about Wayne County, and I feel that those bridges are necessary, not only to the people of Wayne County but to the public throughout the state generally. I have no objection and raise no question, but in view of the attitude of the gentleman from Wayne, Mr. Dix, who always seeks to be fair, I felt that the gentleman from Wayne, Mr. Dix, ought to have my support in the instance. So, Mr. Speaker, I feel that this—I won't use the word exactly that I might if it were not on the floor of this House, but it certainly is selfish, it certainly is a small viewpoint, it certainly is looking through the wrong end of the telescope, when you consider the proposition involving judges in the small counties where there is need for equalization. And then the gentleman stands back and says "If we can't get a piece of that cake, doggone it, there won't be any cake."

So I would like to repeat in answer to the gentleman

from Wayne, Mr. Dix—I have known him a long time, I have suffered with him at times and I have suffered because of him at times, and I would like therefore first to repeat to him—I never saw the time when the chickens came home to roost so soon as they did on this occasion, because he had the temerity to read what he says is a poem. I would admit for the sake of poetic license that it was what I would say is a jingle, but having respect for the learning of the gentleman from Wayne County, I would say this is a poem, and thus as night falls and as we gather here, the chickens certainly come home to roost in Wayne County.

Listen to this:

"When advantage could be taken
Of another's pain and grief;
When someone has been foresaken,
Just remember that life is brief."

Then listen to this:

"Be a friend when friends are needed,
Go and bind his wounds with care,
Let him know someone has heeded—
Let's be fair, let's be fair."

Then he goes on:

"If you find someone in trouble
As you follow down life's trail,
Do not make his burdens double
When he is about to fail;
Lend a hand, and do not censure,
Failure sometimes leads up-stairs;"

I don't know about that; I never knew failure to lead up-stairs. Then he continues :

"Life is but a great adventure—
Let's be fair,
Let's be fair!"

Mr. DIX. Mr. Speaker, I have no desire to prolong this debate or to read any more poetry, or jingles as my friend from Delaware has called it. However, inasmuch as he made a statement in regard to Wayne County I want to say this, that those bridges were destroyed by an act of God, and certainly the judges in Wayne County have not been destroyed by an act of God, and there is no reason, therefore, for an increase of two or three thousand dollars in their salaries, when other state employes have only been increased three hundred dollars. If this bill had come up increasing the salaries of the judges in Wayne County, two thousand or three thousand or even one thousand dollars I would be up on this floor not defending it but opposing it.

Mr. ROBERTSON. Mr. Speaker, it just occurred to me that we possibly have missed one main part of this bill, and that is that we are starting something when we begin to raise salaries for judges. I dislike very much to see the judges use it as a spear-head to raise the salaries of everybody that is looking for a raise in the state of Pennsylvania. I think the judges are the very ones who ought to refrain from getting a raise at this particular time.

We are now in the midst of a great war, and the question is not whether we will have some cake and whether we will be selfish and deny the other man some cake, but there are ten million men in this great army of ours, a great many boys getting not over fifty dollars a month, and many of them lawyers with a substantial practice who are making great sacrifices. They are not getting cake. Some of them are living on kegs of water and some of them live on rations and that is all they get. If we raise the salaries all around we are liable to start inflation in this country, and that is one of the things our great President was trying to avoid before he died. I think now we ought to make a decision and take a stand as to the situation we are in, at least so far as the judges are concerned so that when the boys return their salaries will at least buy a package of cigarettes.

Mr. HEWITT. Mr. Speaker, just to be consistent, I spoke against this bill the other day, and since Mr. Turner spoke then I think I am in a position to make a few remarks with reference to this bill.

All the members of the House heard what I said the other day, so I will not repeat that, but one thing I forgot to mention why I object to the bill. One reason for my objection is that the judges salaries are paid out of the State Treasury, and I object to the taxpayers of Indiana County paying an increase in judges salaries in other counties.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

Messrs. Worley, Freed and Dix requested a verification of the roll.

The roll was verified and was as follows:

YEAS—118

Andrews,	Gallagher,	Longo,	Reynolds,
Baker,	Gibson,	Lopez,	Root,
Barrett,	Grant,	Lovett,	Rudisill,
Bentzel,	Green,	Madden,	Salus,
Boies,	Greer,	Madigan,	Scanlon,
Boney,	Guthrie,	Matthews,	Schuster,
Boorse,	Gyger,	McAtee,	Serrill,
Bower,	Haberlen,	McNally,	Shaffer,
Brancato,	Hall,	Mikula,	Skale,
Brice,	Haudenshield,	Milliken,	Smith,
Brown,	Heatherington,	Mills,	Snider,
Brunner, C. H.,	Helm,	Modell,	Snyder,
Brunner, P. A.,	Hennihan,	Mooney,	Sollenberger,
Burns,	Herman,	Moore, W. J.,	Sorg,
Chudoff,	Hoopes,	Moser,	Stuart,
Cohen,	Hunter,	Murray, M. L.,	Swope,
Cook	Huntley,	Nelson,	Tahl,
Cooper,	James,	O'Brien,	Tate,
Corrigan,	Jones,	O'Dare,	Trachtman,
Costa,	Kennedy,	Owens,	Trent,
Coyle,	Kirley,	Pentrack,	Turner,
Dalrymple,	Kolankiewicz,	Petrosky,	Varallo,
Depuy,	Komorofski,	Pettigrew,	Verona,
Dillon,	Lane,	Polaski,	Weiss,
Dougherty,	Laughner,	Polen,	Welsh,
Ewing,	Lee,	Powers,	White,
Finnerty,	Leisey,	Propert,	Wood L. H.,
Flack	Leonard,	Readinger,	Wright,
Fleming,	Levy,	Reese, D. P.,	Yester,
Gaffney,	Loftus,		

NAYS—73

Barton,	Freed,	McKinney,	Robertson,
Baumunk,	Frost,	McMillen,	Royer,
Bonawitz,	Getchey,	McNair,	Shoemaker,
Boory,	Goodling,	Miller,	Sloan,
Breisch,	Gore,	Moore, C. E.,	Stank,
Cadwalader,	Greenwood,	Moran,	Stockham,
Coleman,	Hamilton,	Munley,	Stonier,
Coulson,	Hare,	Murray, P. G.,	Tittle,
Cullen,	Hersch,	Nagel,	Trout,
Dague,	Hewitt,	O'Connor,	Wachhaus,
Dennison,	Hoggard,	O'Donnell,	Wagner,
Dix,	Howells,	O'Neill,	Waterhouse,
Duffy,	Kline,	Pickens,	Watkins,

Dye,	Krise,	Reagan,	Wood, N.,
Elder,	Kurtz,	Regan,	Worley,
Elish,	Lichtenwalter,	Reidenbach,	Yeakel,
Erb,	Lyons,	Reilly,	Fiss,
Foor,	Mahany,	Riley,	Speaker.
Fox,	McClester,		

NOT VOTING—16

Bentley,	Gardner,	McDowell,	Reese, R. E.,
Brothers,	Hering,	McLanahan,	Rose,
Chervenak,	Hoffman,	Mihm,	Turbett,
Fullerton,	McCormack,	Myhan,	Wescott,

The majority required by the Constitution having voted n the affirmative, the question was determined in the ffirmative.

Ordered, That the Clerk present the same to the Senate or concurrence.

HOUSE RULE 57 SUSPENDED

Mr. LICHTENWALTER. Mr. Speaker, I move that louse Rule 57 be suspended for the specific purpose of onsidering appropriation bills to charitable institutions n third reading.

The motion was unanimously agreed to.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 149, Printer's No. 462,

as passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 806, as follows:

n Act to further amend sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred eighty nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by clarifying the provisions for the appraisal and valuation of the capital stock of corporations subject to capital stock and franchise taxes and by changing the gross receipts fraction applicable to foreign corporations doing business in this Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty of the act approved the first y of June one thousand eight hundred eighty-nine P. L. 420) entitled "A further supplement to an act titled 'An act to provide revenue by taxation' approved e seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act pproved the eighth day of April one thousand nine hunred thirty-seven (P. L. 239) is hereby further amended t read as follows

Section 20 That hereafter except in the case of corporaons of the first class nonprofit corporations and coerative agricultural associations not having capital ock and not conducted for profit banks savings institunns title insurance or trust companies building and loan ssociations and foreign insurance companies it shall be e duty of every corporation having capital stock every intstock association limited partnership and every company whatsoever now or hereafter organized or incorprated by or under any laws of this Commonwealth ad of every corporation joint-stock association limited prtnership and company whatsoever now or hereafter ncorporated or organized by or under the law of any other State or Territory of the United States or by the United States or by any foreign government and doing business in and liable to taxation within this Commonwealth or having capital or property employed or used in this Commonwealth by or in the name of any limited partnership or joint-stock association company or corporation whatsoever association or associations copartnership or corporationships person or persons or in any other manner to make annually on or before the fifteenth day of March for the calendar year next preceding a report in writing to the Department of Revenue on a form or forms to be prescribed and furnished by it setting forth in addition to any other information required by the Department of Revenue

First The amount of its capital stock at the close of the year for which report is made together with the highest selling price per share and the average selling price thereof during said year

Second Its debt account

Third Its income account together with the disposition of any net income and its profit and loss statement

Fourth Its general balance sheet

Fifth Its real estate and tangible personal property if any owned and permanently located outside of the Commonwealth and value of the same and the value of the property if any exempt from taxation

Sixth A valuation and appraisal in the manner hereinafter provided of the capital stock of the said corporation company joint-stock association or limited partnership at its actual value in cash as it existed at the close of the year for which the report is made

The affidavit of two of the officers of such corporation limited partnership joint-stock association or company shall be attached to said report Such affidavit shall be in the form required by the Department of Revenue but shall state in addition to any other averments required by the department that with fidelity and according to the best of their knowledge and belief the affiants have estimated valued and appraised as shown in said report the capital stock of the said corporation at its actual value in cash as it existed at the close of the year for which report is made [not less however than] taking into consideration first the average which said stock sold for during the year and second the price or value indicated or measured by net earnings or by the amount of profit made and either declared in dividends expended in betterments or carried into the surplus or sinking fund and third the actual value indicated or measured by consideration of the intrinsic value of its tangible property and assets and of the value of its good will and franchises and privileges as indicated by the material results of their exercise taking also into consideration the amount of its indebtedness

The time for filing reports may be extended taxpayers may be permitted to file their reports on a fiscal year basis the procedure in case the Department of Revenue is not satisfied with the appraisement made by the officers of the taxpayer and the penalties for failing to file reports and pay taxes shall be as prescribed by law

Section 2 Section twenty-one of said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 762) is hereby amended to read as follows

Section 21 (a) That every domestic corporation other than corporations of the first class nonprofit corporation and cooperative agricultural associations not having capital stock and not conducted for profit and every joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of all kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section Provided That nothing herein contained shall apply to the taxation of capital stock of corporations

limited partnerships and joint-stock associations organized for manufacturing purposes which is invested in and actually and exclusively employed in carrying on manufacturing within the State excepting companies engaged in the distilling of liquors and such as enjoy and exercise the right of eminent domain but every corporation limited partnership or joint-stock association organized for the purpose of manufacturing shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtenant to the manufacturing business in addition to the local taxes assessed upon its property in the district where located it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business

(b) Every foreign corporation joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a franchise tax at the rate of five mills upon a taxable value to be determined in the following manner The actual value of its whole capital stock of all kinds including common special and preferred shall be ascertained in the manner prescribed in the twentieth section of this act and shall then be divided into three equal parts

(1) Of one third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the value of the taxpayer's tangible property not actually and exclusively used in manufacturing situated within the Commonwealth and whose denominator is the value of all the taxpayer's tangible property wherever situated

(2) Of another third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the expenditures of the taxpayer for wages salaries commissions or other compensation to its employes not exclusively engaged in manufacturing in this Commonwealth and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the taxpayer for wages salaries commissions or other compensation to all its employes

(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business not strictly incident or appurtenant to manufacturing in this Commonwealth assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business

The sum of the amounts determined in accordance with the foregoing three rules shall be the taxable value In a case where only two of the foregoing three rules are applicable the remaining third equal part of the value of the entire capital stock shall be divided into two equal parts each of which shall be apportioned in accordance with one of the remaining two rules If only one of the three rules is applicable that part of the entire capital stock attributed to business carried on within the Commonwealth shall be determined solely by that rule

The amount assignable to this Commonwealth of expenditures of the taxpayer for wages salaries commissions or other compensation to its employes shall be such expenditures for the taxable year as represent the wages salaries commissions or other cocmpensation of employes not chiefly situated at connected with or sent out from premises for the transaction of business owned or rented by the taxpayer outside the Commonwealth

The amount of the taxpayer's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year [from (1) sales fees and commissions] except those negotiated or affected in behalf of the taxpayer by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business [owned or rented] maintained by the taxpayer outside the Commonwealth and except rents and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributed to the business conducted on premises [owned or rented] maintained by the taxpayer outside the Commonwealth If a taxpayer maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the Department of Revenue shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts attributed by the taxpayer to the business conducted at such place of business in another state

In the case of construction contracts negotiated or effected at an office in the state of Pennsylvania but performed outside the state the gross receipts under such contracts shall be assignable outside the state except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the state and partly outside the state such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year In the case of construction contracts negotiated or affected at an office outside the state but purformed in the state the gross receipts under such contracts shall be assignable to the state except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the state and partly outside the state such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the state under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a taxpayer for wages salaries commissions or other compensation or the gross receipts of the taxpayer are found to be situated incurred or received without the Commonwealth

(c) It shall be the duty of the treasurer or other officers having charge of any such corporation joint-stock association or limited partnership upon which a tax is imposed by this section to transmit the amount of said tax to the Treasury of the Commonwealth within the time prescribed by law Provided That for the purposes of this act interest in limited partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly Provided further That corporations limited partnerships and joint--stock associations liable to a tax under this section shall not be required to pay any further tax on the mortgages bonds and other securities owned by them and in which the whole body of stockholders or members as such have the entire equitable interest in remainder but corporations limited partnerships and jointstock associations owning or holding such securities as trustees executors administrators administrators guardians or in any other manner than for the whole body of stockholders or members thereof as sole equitable owners in remainder shall return and pay the tax imposed by this act upon all securities so owned or held by them as in the case of individuals Provided further That the tax of five mills imposed by this section on reports filed for the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty--six and for each calendar year thereafter or for the fiscal years beginning in the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each fiscal year thereafter shall apply to the taxation of the capital stock of corporations limited partnerships and joint-stock asso-

ations organized for laundering and for the processing d curing of meats their products and by products cepting companies engaged in the distilling of liquors ovided further That in case of fire and marine insurce companies the tax imposed by this section shall at the rate of five mills upon each dollar of the actual lue of the whole capital stock Provided That nothing this act shall be so construed as to apply to building d loan associations chartered by the State of Pennsylnia

Section 3 This act shall become effective immediately on final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

PARLIMENTARY INQUIRY

Mr. COHEN. Mr. Speaker, I rise to a question of rliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. COHEN. Do I understand, Mr. Speaker, that we a now preceding under the suspension of Rule 57 for t purpose of taking up appropriation bills for charitable titutions?

The SPEAKER. That motion was agreed to unanimously.

Mr. COHEN. Do I understand then, Mr. Speaker, that w are now considering appropriation bills for a charitable titution at this time?

The SPEAKER. We are entering the third reading calendar in its regular order.

On the question recurring,

Shall the bill pass finally?

Mr. COHEN. Mr. Speaker, in proper discussion of this bl we should have the ground work of an expert's viewpnt, possibly that of a public accountant, and I would a the gentleman from Philadelphia, Mr. Root, who possily does not mind the advertising, to answer some questions I have, if he will permit himself to be interrated.

Mr. SPEAKER. Will the gentleman from Philadelphia rmit himself to be interrogated?

Mr. ROOT. I shall, Mr. Speaker.

Mr. COHEN. Mr. Speaker, I ask that the gentleman ll his attention to page 4 of the bill. I ask him to plain to us in non-accounting, but simple language, t what factors under the present law are used to demine the conputing of the Capital Stock tax in Pennvania.

Mr. ROOT. Mr. Speaker, the market value of the ck as it is recorded on the stock exchanges, if it is a blic issue, the earnings of the corporation and the net city or the net worth of that organization, by figuring assets less liabilities.

Mr. COHEN. Mr. Speaker, I ask the gentleman whether rnot I am correct when I assume that the use of the language in the law today "not less than" places a limitatn or floor under which such valuations may not be ed.

Mr. ROOT. I would say to the gentleman from Philadelphia that that was the original intent of the act. Unfortunately practice and court decisions have made those three words practically valueless.

Mr. COHEN. May I ask the gentleman whether, if the taxing officers of the Commonwealth were to adopt a figure one half of what the actual value of a certain stock was worth, whether or not that would be permissible?

Mr. ROOT. Under the court decisions that would be permissible.

Mr. COHEN. In other words, Mr. Speaker, do I gather that the Supreme Court of Pennsylvania has taken unto itself a legislative function disregarding the express language of the act?

Mr. ROOT. I would say that the decisions of the courts of Pennsylvania and the practice of the tax officers in the Department of Revenue is such that the words "not less than" have penalized the smaller companies who did not know the practice and the court decisions and as a result overpaid their taxes.

Mr. COHEN. In other words does the gentleman mean that the smaller companies who read the act and tried to follow the law paid their taxes according to the language in the act, whereas the bigger companies who could afford tax lawyers, followed the law as laid down by the Supreme Court and paid less taxes?

Mr. ROOT. Mr. Speaker, I would not interpret it in that kind of language. I would say, Mr. Speaker, and to my friend from Philadelphia, that the law intended that the tax should be upon the average of these three factors and that the words "not less than" are not an obligation of the taxing offices but merely a statement under oath by the officers of the corporation. The courts have said, however, that in determining the value of the stock of a corporation they should take all of the elements when they take the affidavits and not be limited by the words "not less than".

Mr. COHEN. In other words, Mr. Speaker, the words "not less than" do not mean anything?

Mr. ROOT. That is correct, Mr. Speaker.

Mr. COHEN. I wish to thank the gentleman.

Mr. Speaker, I thought the Chair was entirely in order a few moments ago in announcing that the House had agreed to suspend Rule 57 to take up bills giving contributions and appropriations to charitable institutions, that this bill came under the proper order of business, because as I see it, we are making appropriations to institutions, although not charitable institutions.

I cannot understand if the Supreme Court has already decided that the words "not less than" are meaningless, and the taxing officers disregard that language and assess taxes on a basis other than the wording of the act, why we have to change the act. I am just beginning to wonder what is behind the whole thing, because if the express mandate of the law as it is today states that these taxes may not be "less than," and if the taxing officers are continuing with figures "less than" which are honestly given in the affidavit, and if the Supreme Court has stated in it's decision that the words "not less than" are meaningless, then we must look for some other reason.

The danger that I see is if we take out the words "not less than," there is going to be a tendency to completely ignore the law so that if the figure of, let us say, ten million dollars would be the figure that would come

within the meaning of the term "not less than" and if perhaps the taxing officer figured it should be eight million dollars which, of course, is against the wording of the law today, and if the Supreme Court sustained that position and said that the language "not less than" meant that it had to be ten, but we will let it go at eight, I am wondering if we took this provision out of the law, whether or not the taxing officers would not feel completely free to put it at one hundred thousand or one million dollars.

If that thing should happen then probably we are appropriating money to institutions which are not charitable, and we would not be under the proper order of business. But, Mr. Speaker, we are a little bit concerned now about giving money for the education bill which is over in the Senate, and we have been warned by the executive office that there is not the money for this bill. However, we are going ahead very innocently and asking that an age old rule upon which the capital stock tax of Pennsylvania has been based for many years, which has been ignored by taxing officers and which has been ignored by the Supreme Court in its decisions now be taken out of the law, and I am afraid that the only answer will be that there will be no anchor, there will be no deterrent to a completely bad and absolutely minimum fixing of factors to determine the tax.

In that way, Mr. Speaker, we are giving an appropriation to certain institutions and in that way we are making tax deductions from the capital stock tax for the corporations of Pennsylvania.

I have heard it said, and it may be so, that the corporations outside of Pennsylvania may not feel that they ought to come into Pennsylvania for the purpose of paying taxes here, because our tax laws are not favorable, but that thought has been going on all over the country for years. Down south for many years they advertised "Tax free, come down and locate," and they found to their sorrow that the advantages that Pennsylvania had to offer in the matter of skilled labor could not be found there; when they went out of Pennsylvania they found that they did not have the great transportation facilities of Pennsylvania, that they were far away from the consumer market that Pennsylvania could give them and that they were out of many of the advantages that Pennsylvania has to offer, advantages of marketing, advantages of raw materials close to hand and the ease of access by rail or water. But to say that this bill will give some outside corporations an advantage or be a disadvantage to corporations in Pennsylvania is in a sense negativing everything we are doing to make Pennsylvania more attractive. We are saying "When you come here to locate, when you take the benefits and advantages of Pennsylvania, pay your fair share of the load."

The bill goes a little farther than that. When you get over to page eight of the bill you find that there is a formula for determing the gross receipts factor in establishing this tax, and we find that the bill formerly read "Sales, fees and commissions," that those words are being used in the formula, and those words were eliminated. Then it merely read:

> Except those negotiated or affected in behalf of the taxpayer by agents or agencies chiefly situated at, connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth, and except rents and royalties and interest and dividends.

Now, that may very well be for those items which are accrued and which are earned outside of the Commonwealth, but we are now making a specific exception of those items in the bill. It is true that another section of the bill reads "rents dividends and interest for the use of this Commonwealth," but they are not the same. We are merely taking the same line that we took in House Bill 806 as it came over from the Senate and merely making a reduction for the huge corporations from taxation in Pennsylvania.

I will not repeat now at length the argument, but I will mention the provision on the question of gross receipts received from construction contracts which were performed outside of the Commonwealth which formerly was a factor in establishing the gross receipts in Pennsylvania, but which we are told now will make it up for those corporations outside of Pennsylvania if they will come into Pennsylvania to execute construction contracts.

Of course, Mr. Speaker, I don't see why we are putting up a road block against corporations coming into Pennsylvania, if those construction companies will find their gross receipts under construction contracts taxed in Pennsylvania as distinguished from local companies who do have work on the outside.

I say that the whole idea of the program set forth in House Bill 806 is lopsided, and it is not only lopsided but it is scientifically completely out of kilter, and I say to you, Mr. Speaker, that unless we are prepared to say now that there is enough money to carry House Bill 568, that if there is no difficulty on the part of the administration in saying "We don't have to squeeze hard to get a few more million dollars for school teachers," then we ought to stop giving contributions to the corporations who pay taxes in Pennsylvania by saying we are only doing what the law provides for now. If the law today permits the taxing authority not to go by the term "not less than," then there is no need for this bill. If that law means that we have to disregard this language then I say we may just as well leave the language alone and not tamper with it, because we are getting a long distance from good practice and sticking close to the words of the act, and getting to the point where your taxing officers may run crazy and give your money away to the corporations of Pennsylvania.

Mr. DAVID P. REESE, Jr. Mr. Speaker, I have listened to the very elaborate argument which is entitrely free from the scientific approach to this problem of the revision of the Act of 1879. We have in numerous conferences assured the gentleman from Philadelphia, Mr. Cohen and other Members, that the striking out of the words "not less than" is to make the act comply with the court decisions. As was said in the Beaver Valley Water Company Case, quoting the decision in Pomeroy vs. Commonwealth:

> Valuation for capital stock purposes is not just a matter of figures and accounting; judgment as to value is required. We repeat what was said in Commonwealth versus Pennsylvania Railroad Company, 297 Pa. 308, 317, 147A, 242, 244, (1929), the value of capital stock is not a matter of strict formula, but a matter of judgment. Common sense and practical every-day business experience are the best guides

for those entrusted with the administration of tax laws. Taxation is a practical and not a scientific problem.

If the striking out of these words is intended to make the statute conform to the decisions which have been handed down over a period of fifty years—and that's all there is to it—it will not be a deprivation of receipts to the Commonwealth. It is a compliance with a judicial interpretation that has been had, and that is all that it is intended to do. These words being in the act, to a certain extent have confused those who have evaluated the capital stock of the companies, and in many instances they gave value under the strict wording of the act which is beyond what is recognized as the true value of capital stock for tax purposes.

The other part of the bill, on page 8 which Mr. Cohen objects to, these amendments arise out of the Rust Engineering Company case in which it was determined that the words in the first item, that is "Sales, fees and commissions" did not include the receipts arising from construction companies doing business in the state of Pennsylvania, therefore it was concluded as a matter of law that

> No part of receipts from construction contracts should be included in the numerator of the gross receipts fraction either as sales, fees or commissions.

Therefore all those royalties dividends and interest that could possibly be included in the numerator must necessarily be omitted from the first item.

The question of having the proportion of receipts from such taxes examined, could not have been examined other than by the formula which provides for the cost proportion of those receipts which arise in the Commonwealth as compared with those receipts from within and without. These are merely technical points. Unfortunately the minority has committed itself to the proportion that this is change and a reduction, but there evidently is no way to change that attitude.

Mr. ANDREWS. Mr. Speaker, we have before us a tax bill that if it were to pass has to be clubbed through this House, and the gentlemen to whom I am talking know that I am telling them the truth. The opposition to this bill was so pronounced that it had to be clubbed through. Now, I submit to you gentlemen that when it comes to bludgeoning legislation through the House it is not done by little companies, it is not done by little people, and tax bills are not bludgeoned through this House by interests that are bent upon increasing the revenue of this Commonwealth. Tax bills are bludgeoned through this House by interests that are serving their own selfish purposes.

As a matter of fact there were a few loopholes in the provisions of the bill we passed that might not have suited the powerful construction companies that have been after their exemptions, and so we plugged them up and there was a possibility that that old goose, the underlier, that fat melon cut for particular purposes every year, might not have been completely taken care of in previous legislation, and so it is taken care of in this bill, but the point is that it has been bludgeoned up to this point, bludgeoned through this House by powerful interests serving their own purposes.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Barton,	Frost,	Lichtenwalter,	Salus,
Baumunk,	Fullerton,	Loftus,	Serrill,
Bonawitz,	Gardner,	Lyons,	Shoemaker,
Boorse,	Getchey,	Madden,	Sloan,
Bower,	Gibson,	Madigan,	Smith,
Breisch,	Goodling,	Mahany,	Snyder,
Brice,	Greenwood,	McAtee,	Sollenberger,
Brunner, C. H.,	Greer,	McClester,	Sorg,
Cadwalader,	Guthrie,	McKinney,	Stockham,
Cook,	Gyger,	McMillen,	Stonier,
Cooper,	Hall,	Mikula,	Stuart,
Costa,	Hare,	Miller,	Tahl,
Coulson,	Haudenshield,	Milliken,	Tittle,
Dague,	Helm,	Moore, C. E.,	Trout,
Dalrymple,	Hewitt,	Moser,	Turbett,
Dennison,	Hoffman,	Murray, P. G.,	Turner,
Depuy,	Hoopes,	Nelson,	Wachhaus,
Dix,	Howells,	O'Dare,	Wagner,
Dye,	Huntley,	Pickens,	Waterhouse,
Elder,	James,	Propert,	Watkins,
Erb,	Kennedy,	Reagan,	Wescott,
Ewing,	Kline,	Reese, D. P.,	Wood, L. H.,
Flack,	Krise,	Reilly,	Wood, N.,
Fleming,	Kurtz,	Riley,	Worley,
Foor,	Laughner,	Robertson,	Yeakel,
Fox,	Lee,	Root,	Fiss,
Freed,	Leisey,	Royer,	Speaker.

NAYS—87

Andrews,	Gallagher,	McNally,	Regan,
Baker,	Gore,	Mills,	Reidenbach,
Barrett,	Grant,	Modell,	Reynolds,
Bentzel,	Green,	Mooney,	Rudisill,
Boies,	Haberlen,	Moore, W. J.,	Scanlon,
Boney,	Hamilton,	Moran,	Schuster,
Boory,	Hennihan,	Munley,	Shaffer,
Brancato,	Hersch,	Murray, M. L.,	Skale,
Brown,	Hoggard,	Nagel,	Snider,
Brunner, P. A.,	Hunter,	O'Brien,	Stank,
Burns,	Jones,	O'Connor,	Swope,
Chudoff,	Kirley,	O'Donnell,	Tate,
Cohen,	Kolankiewicz,	O'Neill,	Trachtman,
Coleman,	Komorofski,	Owens,	Trent,
Corrigan,	Lane,	Pentrack,	Varallo,
Coyle,	Leonard,	Petrosky,	Verona,
Cullen,	Levy,	Pettigrew,	Weiss,
Dillon,	Longo,	Polaski,	Welsh,
Dougherty,	Lopez,	Polen,	White,
Duffy,	Lovett,	Powers,	Wright,
Finnerty,	Matthews,	Readinger,	Yester,
Gaffney,	McNair,	Reese, R. E.,	

NOT VOTING—13

Bentley,	Heatherington,	McCormack,	Mihm,
Brothers,	Hering,	McDowell,	Myhan,
Chervenak,	Herman,	McLanahan,	Rose,
Elish,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 826, as follows:

An Act making an appropriation to the Department of Health to pay the costs of continuing its health programs in full under certain conditions and prohibiting the Department to accept Federal funds under certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three million four hundred thou-

sand dollars ($3,400,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Health of the Commonwealth of Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred forty-five for the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvement to land for the purchase of equipment furniture furnishings and livestock for incidental expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the Public Health Service Venereal Disease Control Aid to Crippled Children Maternal Rheumatic Disease and Child Health Programs and any other health programs in which the Commonwealth and Federal government share the costs including the incidental expenses necessary for the proper conduct of the orthopaedic work of the department and for the purchase of braces jackets artificial limbs and crutches

Section 2 The sum hereby appropriated shall be used and expended for the aforesaid purposes in the event that all or any part of any funds ordinarily made available to the Commonwealth for the use of the Department of Health for the said purposes by the Federal government shall be denied and not paid for any reason whatsoever

Section 3 The Department of Health is hereby prohibited from entering into any arrangement or agreement with the Federal government or any of its agencies to receive funds to cover part of the costs of any of the said health programs when as a condition to qualify for such funds the Commonwealth or the Department of Health as the case may be shall be required to comply with any regulations instructions orders or directives for the establishment of any specific standards or the kind or manner of hiring appointing promoting transferring suspending discharging or removing any employes in the Department of Health which does not meet with the approval of the Governor and the Secretary of the Department of Health

Section 4 The amount of the foregoing appropriation shall be expended for any of the purposes and in the manner aforesaid and as shall be determined by the Secretary of the Department of Health with the approval of the Governor

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. COHEN. Mr. Speaker, I believe the Members of the House might be happy to know that I will be very brief, because I think that all could be said about this bill was said about it when the amendments were offered on second reading. I was happy when the gentleman on the other side accepted one amendment that I offered to include rheumatic fever in the services rendered by the department. I regret that the Members voted down the other amendments.

Just briefly, to summarize, Pennsylvania is out of step. If this bill becomes law we shall be the first of any State in the Union—we are at least first about something. We usually are last. We are the first state in the Union to tell the Federal Government "We don't want your money". We are the first State in the Union to say that we are so wealthy, we receive so much tax we don't know what to do with it; we don't want your money. I think we are the first state in the Union to make an open declaration against the Hatch Act. Whether we should by joint resolution condemn the Hatch Act or whether we do it by this bill, this House goes on record as saying "We want more politics in our health jobs, and we want less money from the Federal Government."

Perhaps as I said on second reading, we should not have a Hatch Act, but, Mr. Speaker, unless we get final word from Washington that the Hatch Act is repealed, we are saying, as I said before, we have got so much money, we have money for everything except for the teachers, and we don't have money for fair employment practice bills, but we have enough money in pocket now to refuse at least for this bi-ennium over three millions of dollars of Federal money, and perhaps we will have that much money in the bi-ennium to follow, and the bi-ennium after that, but if we pass this bill it will make it necessary to raise more taxes.

I didn't hear the Executive raise hallelujah, "If you want to spend money where are your taxes?" He had that to say about the teacher's bill, but he doesn't say it about this bill. There seems to be plenty of money, so let's send notice to the gentlemen who have the teacher's bill under their care, that there is plenty of money, because it seems tonight that he says so.

The old budget began to give a little bit at the beginning of the Session and then a little more and started to stretch a little bit, and finally the press of Pittsburgh admitted that it was elastic, and I am afraid if we begin to stretch it a little more it will snap. You will remember when we were kids the amazing device known as the rubber band, when you stretched it too far it usually snapped, and you usually got it in the nose. I think we are giving ourselves quite a smack in the nose. We feel that Pennsylvania should take its money where it can get it, whether it be for teacher's bills or for health matters or for anything else. The rest of the Nation is doing just that.

Mr. LICHTENWALTER. Mr. Speaker, just in reply to the gentleman from Philadelphia, as he has well stated, we had considerable debate on this bill when the bill was amended on second reading, but I wish to say that Pennsylvania will not receive a black eye in my opinion. The provisions of this bill will simply allow the Secretary of Health, with the approval of the Governor, to decide that there are certain functions in the Department of Health that might well be eliminated from the program so far as receiving money from the Federal Government is concerned. We are not saying in this bill that we are refusing Federal funds that are given to the various states in the Union. We are saying that there are functions in the Department of Health which we feel as far as efficiency and expediting the work of those particular bureaus is concerned we can do a better job by setting up our own rules and regulations rather than finding ourselves hamstrung by rules and regulations of the Federal Government—small amounts of money going into the bureaus of the Department of Health to carry on the work.

As I stated before, the provisions of this bill do not say that we refuse all the Federal grants, but that we should decide in Pennsylvania whether or not it is feasible and practical in all instances to receive this Federal aid. I say Pennsylvania should be a leader, because I

believe there are many other States that would be willing, happy and glad if they could rid themselves of the shackles of the Federal government in getting these Federal funds and then be subject to all the rules and regulations for operation from Washington.

Mr. MORAN. Mr. Speaker, I had not intended to get up and talk on this bill. However, I got a copy of the Patriot, a Harrisburg newspaper this morning and they have a very nice editorial that just about expresses my views. I think it would be a good thing for all the Members of the House to hear what the editorial says, so I quote:

PLAYING POLITICS WITH PUBLIC HEALTH

Capitol Hill patronage has been such a sacred thing to Republican politicians for so many years that it begins to took as though they are willing to forfeit $3,400,000 of Federal funds so that employes of the Department of Health can play politics and escape the dismissal they invite under application of the Federal Hatch act to that and all State departments accepting Federal funds.

This is typical Republican Organization strategy. With more cleverness they might have concealed the real purpose of the Bower bill, but boldly it has been revealed that the only excuse for the measure is to free the clerks, typists, engineers, bureau chiefs and others from the Federal civil service system so that more doorbells can be pulled, more political assessments levied and collected.

Obviously this is putting machine politics above public administration. Something could be said about the surrender of State's rights to centralized government at the price of gold, but there ought to be better grounds for opposition or refusal to accept such terms than protection of the spoils system under which so many misfits get into jobs at the expense of the taxpayers.

Public opinion ought to insist that regardless of whether Federal funds for the Health Department are rejected or retained, the merit system shall be preserved in the Health, of all departments. There is a department the work of which is vital to the health of the State. Many of its employes must be technicians and professional folks. Unless these are chosen for their qualifications as specialists rather than as politicians or the favorites of politicians, they become a menace to rather than a guardian of the public health.

It is always costly to play politics with public administration. When it is played with public health, the cost is tragic.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Barton,	Frost,	Lichtenwalter,	Salus,
Baumunk,	Fullerton,	Loftus,	Serrill,
Bonawitz,	Gardner,	Lyons,	Shoemaker,
Boorse,	Getchey,	Madden,	Sloan,
Bower,	Gibson,	Madigan,	Smith,
Breisch,	Goodling,	Mahany,	Snyder,
Brice,	Greenwood,	McAtee,	Sollenberger,
Brunner, C. H.,	Greer,	McClester,	Sorg,
Cadwalader,	Guthrie,	McKinney,	Stockham,
Cook,	Gyger,	McMillen,	Stonier,
Cooper,	Hall,	Mikula,	Stuart,
Costa,	Hare,	Miller,	Tahl,
Coulson,	Haudenshield,	Milliken,	Tittle,
Dague,	Helm,	Moore, C. E.,	Trout,
Dalrymple,	Hewitt,	Moser,	Turbett,
Dennison,	Hoffman,	Murray, P. G.,	Turner,
Depuy,	Hoopes,	Nelson,	Wachhaus,
Dix,	Howells,	O'Dare,	Wagner,
Dye,	Huntley,	Pickens,	Waterhouse,
Elder,	James,	Propert,	Watkins,
Erb,	Kennedy,	Reagan,	Wescott,
Ewing,	Kline,	Reese, D. P.,	Wood, L. H.,
Flack,	Krise,	Reilly,	Wood, N.,
Fleming,	Kurtz,	Riley,	Worley,
Foor,	Laughner,	Robertson,	Yeakel,
Fox,	Lee,	Root,	Fiss,
Freed,	Leisey,	Royer,	Speaker.

NAYS—88

Andrews,	Gaffney,	McNair,	Reese, R. E.,
Baker,	Gallagher,	McNally,	Regan,
Barrett,	Gore,	Mills,	Reidenbach,
Bentzel,	Grant,	Modell,	Reynolds,
Boies,	Green,	Mooney,	Rudisill,
Boney,	Haberlen,	Moore, W. J.,	Scanlon,
Boory,	Hamilton,	Moran,	Schuster,
Brancato,	Hennihan,	Munley,	Shaffer,
Brown,	Hersch,	Murray, M. L.,	Skale,
Brunner, P. A.,	Hoggard,	Nagel,	Snider,
Burns,	Hunter,	O'Brien,	Stank,
Chudoff,	Jones,	O'Connor,	Swope,
Cohen,	Kirley,	O'Donnell,	Tate,
Coleman,	Kolankiewicz,	O'Neill,	Trachtman,
Corrigan,	Komorofski,	Owens,	Trent,
Coyle,	Lane,	Pentrack,	Varallo,
Cullen,	Leonard,	Petrosky,	Verona,
Dillon,	Levy,	Pettigrew,	Weiss,
Dougherty,	Longo,	Polaski,	Welsh,
Duffy,	Lopez,	Polen,	White,
Elish,	Lovett,	Power,	Wright,
Finnerty,	Matthews,	Readinger,	Yester,

NOT VOTING—12

Bentley,	Heatherington,	McCormack,	Mihm,
Brothers,	Hering,	McDowell,	Myhan,
Chervenak,	Herman,	McLanahan,	Rose,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1133, as follows:

An Act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth by declaring acquisition sound replanning and redevelopment of such areas to be for the promotion of health safety convenience and welfare creating public bodies corporate and politic to be known as Redevelopment Authorities authorizing them to engage in the elimination of blighted areas and to plan and contract with private corporate or governmental redevelopers for their redevelopment providing for the organization of such authorities defining and providing for the exercise of their powers and duties including the acquisition of property by purchase gift or eminent domain the leasing and selling of property including borrowing money issuing bonds and other obligations and giving security there for restricting the interest of members and employes of authorities providing for notice and hearing supplying certain mandatory provisions to be inserted in contracts with redevelopers prescribing the remedies of obligees of redevelopment authorities conferring certain duties upon local planning commissions the governing bodies of cities and counties and on certain State officers boards and departments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Urban Redevelopment Law"

Section 2 Findings and Declaration of Policy It is hereby determined and declared as a matter of legislative finding

(a) That there exist in urban communities in this Commonwealth areas which have become blighted because of the unsafe unsanitary inadequate or overcrowded condition of the dwellings therein or because of inadequate planning of the area or excessive land coverage by the buildings thereon or the lack of proper light and air and open space or because of the defective design and arrangement of the buildings thereon or faulty street or lot layout or economically or socially undesirable land uses

(b) That such conditions or a combination of some or all of them have and will continue to result in making such areas economic or social liabilities harmful to the social and economic well-being of the entire communities in which they exist depreciating values therein reducing tax revenues and thereby depreciating further the general community-wide values

(c) That the foregoing conditions are beyond remedy or control by regulatory processes and cannot be effectively dealt with by private enterprise under existing law without the additional aids herein granted and that such conditions exist chiefly in areas which are so subdivided into small parcels and in divided ownerships that their assembly for purposes of clearance replanning and redevelopment is difficult and impossible without the effective public power of eminent domain

(d) That the acquisition and sound replanning and redevelopment of such areas in accordance with sound and approved plans for their redevelopment will promote the public health safety convenience and welfare

Therefore it is hereby declared to be the policy of the Commonwealth of Pennsylvania to promote the health safety and welfare of the inhabitants thereof by the creation of bodies corporate and politic to be known as Redevelopment Authorities which shall exist and operate for the public purposes of acquiring and replanning such areas and of holding or disposing of them in such manner that they shall become available for economically and socially sound redevelopment Such purposes are hereby declared to be public uses for which public money may be spent and private property may be acquired by the exercise of the power of eminent domain

Section 3 Definitions The following terms where used in this act shall have the following meanings except where the context clearly indicates a different meaning

(a) "Authority" or "Redevelopment Authority" A public body and a body corporate and politic created and organized in accordance with the provisions of this act

(b) "Bonds" Any bonds interim certificates notes debentures or other obligations of an Authority issued pursuant to this act

(c) "City" Any city of the first second second class A or third class "The city" shall mean the particular city for which a particular Authority is created

(d) "County" Any county of this Commonwealth other than a county of the first class "The county" shall mean the particular county for which a particular Authority is created

(e) "Field of Operation" The area within the territorial boundaries of the city or county for which a particular Authority is created Provided however That the field of operation of any county authority shall not include a city having a redevelopment authority

(f) "Governing Body" In the case of a city the city council or other legislative body thereof and in the case of a county the board of county commissioners or other legislative body thereof

(g) "Government" Includes the State and Federal Governments or any subdivision agency or instrumentality corporate or otherwise of either of them

(h) "Municipality" Any county city borough or township

(i) "Obligee of the Authority" or "Obligee" Any bondholder trustee or trustees for any bondholders any lessor demising property to an Authority used in connection with a redevelopment project or any assignee or assignees of such lessor's interest or any part thereof and the Federal Government when it is a party to any contract with an Authority

(j) "Planning Commission" Any planning commission established by law for a municipality of this Commonwealth "The Planning Commission" shall mean the particular planning commission of the city or county in which a particular Authority operates Redevelopment authorities shall be submitted for planning commission in any city or county in which a planning commission does not exist

(k) "Real Property" Lands lands under water structures and any and all easements franchises and incorporeal hereditaments and every estate and right therein legal and equitable including terms for years and liens by way of judgment mortgage or otherwise

(l) "Redeveloper" Any individual partnership or public or private corporation that shall enter or propose to enter into a contact with an Authority for the redevelopment of an area under the provisions of this act

(m) "Redevelopment" The acquisition replanning clearance rehabilitation or rebuilding of an area for residential recreational commercial industrial or other purposes including the provision of streets parks recreational areas and other open spaces

(n) "Redevelopment Area" Any area whether improved or unimproved which a planning commission may find to be blighted because of the existence of the conditions enumerated in section two of this act so as to require redevelopment under the provisions of this act

(o) "Redevelopment Area Plan" A plan for the redevelopment of a redevelopment area made by a planning commission in accordance with the provisions of section ten of this act

(p) "Redevelopment Contract" A contract between an Authority and a redeveloper for the redevelopment of an area under the provisions of this act

(q) "Redevelopment Project" or "Project" A project undertaken by a redeveloper under a contract with an Authority in accordance with the provisions of this act

(r) "Redevelopment Proposal" A proposal including supporting data and the form of a redevelopment contract submitted for approval to the governing body by an Authority for the redevelopment of all or any part of a redevelopment area

Section 4 Formation of Authorities

(a) There are hereby created separate and distinct bodies corporate and politic one for each city and one for each county of the Commonwealth as herein defined Each such body shall be known as the Redevelopment Authority of the city or the county as the case may be but shall in no way be deemed to be an instrumentality of such city or county or engaged in the performance of a municipal function Each such Authority shall transact no business or otherwise become operative until and unless a finding is made as hereinafter provided in this section

(b) At any time after passage of this act the governing body of any city or county may find and declare by proper ordinance or resolution that there is need for an Authority to function within the territorial limits of said city or county as the case may be

(c) The governing body shall cause a certified copy of such ordinance or resolution to be filed with the Department of State and duplicate thereof with the State Board of Housing and the State Planning Board upon receipt of the said certificate the Secretary of the Commonwealth shall issue a certificate of incorporation

(d) In any suit action or proceeding involving or relating to the validity or enforcement of any contract or act of an Authority A copy of the certificate of incorporation duly certified by the Department of State shall be admissible in evidence and shall be conclusive proof of the legal establishment of the Authority

Section 5 Appointment and Qualifications of Members of Authority Upon certification of a resolution declaring the need for an Authority to operate in a city or county the Mayor or Board of County Commissioners thereof respectively shall appoint as members of the Authority five citizens who shall be residents of the city or county in which the Authority is to operate

Section 6 Tenure and Compensation of Members of Authority The members who are first appointed shall serve for terms of one two three four and five years respectively from the date of their appointment as shall be specified at the time of their appointment Thereafter the term of office shall be five years A member shall hold office until his successor has been appointed Vacancies for unexpired terms shall be promptly filled by the appointing power A member shall receive no compensation for his services but shall be entitled to the necessary expenses including travelling expenses incurred in the discharge of his duties

Section 7 Organization of Authority The members of an Authority shall select from among themselves a chairman a vice-chairman and such other officers as the Authority may determine An Authority may employ a secretary an executive director its own counsel and legal staff and such technical experts and such other agents and employes permanent or temporary as it may require and may determine the qualifications and fix the compensation of such persons Three members of an Authority shall constitute a quorum for its meetings Members of an Authority shall not be liable personally on the bonds or other obligations of the Authority and the rights of creditors shall be solely against such Authority An Authority may delegate to one or more of its agents or employes such of its powers as it shall deem necessary to carry out the purposes of this act subject always to the supervision and control of the Authority

Section 8 Interest of Members or Employes No member or employe of an Authority shall acquire any interest direct or indirect in any redevelopment project or in any property included or planned to be included in any redevelopment area or in any area which he may have reason to believe may be certified to be a redevelopment area nor shall he have any interest direct or indirect in any contract or proposed contract for materials or services to be furnished or used by an Authority or in any contract with a redeveloper or prospective redeveloper relating directly or indirectly to any redevelopment project The acquisition of any such interest in a redevelopment project or in any such property or contract shall constitute misconduct in office If any member or employe of an Authority shall already own or control any interest direct or indirect in any property later included or planned to be included in any redevelopment project under the jurisdiction of the Authority or has any such interest in any contract for material or services to be furnished or used in connection with any redevelopment project he shall disclose the same in writing to the Authority and to the State Board of Housing and the local governing body and such disclosure shall be entered in writing upon the minute books of the Authority Failure to make such disclosure shall constitute misconduct in office

Section 9 Powers of an Authority An Authority shall constitute a public body corporate and politic exercising public powers of the Commonwealth as an agency thereof which powers shall include all powers necessary or appropriate to carry out and effectuate the purposes and provisions of this act including the following powers in addition to those herein otherwise granted

(a) To procure from the planning commission the designation of areas in need of redevelopment and its recommendations for such redevelopment

(b) To study the recommendations of the planning commission for redevelopment of any area and to make its own additional investigations and recommendations thereon

(c) To cooperate with any government or municipality as herein defined

(d) To act as agent of the State or Federal Government or any of its instrumentalities or agencies for the public purposes set out in this act

(e) To arrange or contract with any municipality located in whole or in part within the Authority's field of operation or with the State or Federal Government for the furnishing planning replanning constructing installing opening or closing of streets roads raodways alleys sidewalks or other places or facilities or for the acquisition by such municipality or State or Federal Government of property options or property rights or for the furnishing of property or services in cocnnection with a redevelopment area

(f) To arrange or contract with the Commonwealth its agencies and any municipality to the extent that it is within the scope of their respective functions (1) to cause the services customarily provided by each of them to be rendered for the benefits of such Authority or the occupants of any redevelopment area and (2) to provide and maintain parks recreational centers schools sewerage transportation water and other municipal facilities adjacent to or in connection with redevelopment areas and (3) to plan replan zone or rezone any part of the municipality in connection with any redevelopment proposal of the Authority

(g) To enter upon any building or property in order to make surveys or soundings

(h) To assemble purchase obtain options upon acquire by gift grant bequest devise or otherwise any real or personal property or any interest therein from any person firm corporation municipality or government

(i) To acquire by eminent domain any real property including improvements and fixtures for the public purposes set forth in this act in the manner hereinafter provided

(j) To own hold clear improve and manage real property

(k) To sell lease or otherwise transfer subject to approval by the local governing body any redevelopment area either as an entirety to a single redeveloper or in parts to several redevelopers Provided That the Authority finds that the sale lease or other transfer of any such part will not be prejudicial to the sale or lease of other parts of the redevelopment area nor be in any other way prejudicial to the realization of the redelevopment proposal approved by the governing body

(l) To reimburse for their reasonable expenses of removal the occupants of a redevelopment area who have been displaced as a result of the redevelopment

(m) To insure or provide for the insurance of any property or operations of the Authority against any risks or hazards

(n) To procure or agree to the procural of insurance or gurantees from the State or Federal Government of the payment of any debts or parts thereof incurred by the Authority and to pay premiums in connection therewith

(o) To borrow from private lenders or from the State or Federal Government funds as may be necessary for the operation and work of the Authority

(p) To invest any funds held in reserves or sinking funds or any funds not required for immediate disbursement in such investments as may be lawful for executors administrators guardians trustees and other fiduciaries under the laws of this Commonwealth

(q) To sue and be sued

(r) To adopt a seal and to alter the same at pleasure

(s) To have perpetual succession

(t) To make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the Authority and any contract or instrument when signed by the chairman or vice-chairman and secretary or assistant secretary or treasurer or assistant treasurer of the Authority shall be held to have been properly executed for and on its behalf

(u) To make and from time to time to amend and repeal by-laws rules regulations and resolutions

(v) To conduct examinations and investigations and

to hear testimony and take proof under oath or affirmation at public or private hearings on any matter material for its information

(w) To authorize any member or members of the Authority to conduct hearings and to administer oaths take affidavits and issue subpoenas

(x) To issue subpoenas requiring the attendance of witnesses and the production of books and papers pertinent to any hearing before the Authority or before one or more members of the Authority appointed by it to conduct such hearing

(y) To apply to any court having territorial jurisdiction of the offense to have punished for contempt any witness who refuses to obey a subpoena or who refuses to be sworn or affirmed or to testify or who is guilty of any contempt after summons to appear

(z) To make available to the government or municipality or any appropriate agency board or commission the recommendations of the Authority affecting any area in its field of operation or property therein which it may deem likely to promote the public health morals safety or welfare

Section 10 Preparation and Adoption of Redevelopment Proposal

(a) An Authority shall prepare a redevelopment proposal for any area certified by the planning commission to be a redevelopment area and for which the planning commission has made a redevelopment area plan

(b) The planning commission's certification of a redevelopment area shall be made in conformance with its comprehensive general plan (which may include inter alia a plan of major traffic arteries and terminals and a land use plan and projected population densities) for the territory under its jurisdiction

(c) The planning commission's redevelopment area plan shall include without being limited to the following

(1) The boundaries of the area with a map showing the existing uses of the real property therein

(2) A land use plan of the area showing proposed uses following redevelopment

(3) Standards of population densities land coverage and building intensities in the proposed redevelopment

(4) A preliminary site plan of the area

(5) A statement of the proposed changes if any in zoning ordinances or maps

(6) A statement of any proposed changes in street layouts or street levels

(7) A statement of the extent and effect of the rehousing of families which may be made necessary from the redevelopment area plan and the manner in which such rehousing may be accomplished

(8) A statement of the estimated cost of acquisition of the redevelopment area and of all other costs necessary to prepare the area for redevelopment

(9) A statement of such continuing controls as may be deemed necessary to effectuate the purposes of this act

(d) In conformity with such redevelopment area plan the Authority shall prepare a proposal for the redevelopment of all or part of such area including the proposed redevelopment contract with the redeveloper selected The Authority may if it deems it desirable hold public hearings prior to its final determination of the redevelopment proposal and the selection of the redeveloper

(e) The Authority shall submit the redevelopment proposal to the planning commission for review The planning commission shall within forty-five days certify to the governing body its recommendation on the redevelopment proposal either of approaval rejection or modification and in the latter event specify the changes recommended

(f) Upon receipt of the planning commission's recommendation or at the expiration of forty-five days if no recommendation is made by the planning commission the Authority shall submit to the governing body the redevelopment proposal with the recommendation if any of the planning commission thereon

(g) The governing body upon receipt of the redevelopment proposal and the recommendation if any of the planning commission shall hold a public hearing upon said proposal Notice of the time place and purpose of such hearing shall be published at least once each week for three consecutive weeks in a newspaper of general circulation in the field of operation of the Authority the time of the hearing to be at least ten days from the last publication of notice The notice shall describe the redevelopment area by boundaries and by city block. street and house number The redevelopment proposal with such maps plans contracts or other documents as form part of said proposal together with the recommendation if any of the planning commission and supporting data shall be available for public inspection for at least ten days prior to the hearing

At the hearing the governing body shall afford an opportunity to all persons or agencies interested to be heard and shall receive make known and consider recommendations in writing with reference to the redevelopment proposal

(h) The governing body shall approve or reject the redevelopment proposal and the redevelopment contract as submitted The governing body shall not approve a redevelopment proposal unless it is satisfied that adequate provisions will be made to rehouse displaced families if any without undue hardship or if the municipality in which the project is to be located has filed its objections thereto

(i) Upon approval by the governing body of the redevelopment proposal and redevelopment contract as submitted by the Authority the Authority is authorized to execute the redevelopment contract and to take such action as may be necessary to carry it out

Section 11 Provisions of the Redevelopment Contract

(a) The contract between the Authority and a redeveloper shall contain without being limited to the following provisions

(1) A legal description of the redevelopment area covered by the contract and a covenant running with land to the effect that no person shall be deprived of the right to live in the redevelopment project or to use any of the facilities therein by reason of race creed color or national origin and such other easements or other rights as are to be reserved therein by the Authority

(2) Plans and such other documents as may be required to show the type material structure and general character of the redevelopment project

(3) A statement of the use intended for each part of the project

(4) A guaranty of completion of the redevelopment project within specified time limits (4-1) A requirement that every contract for construction installation alteration repair of or addition to the redevelopment project when the estimated cost shall exceed $500.00 shall contain a provision obligating the contractor to the prompt payment of all material furnished labor supplied or performed rental for equipment employed and services renedered by public utilities in or in connection with the prosecution of the work whether or not the said material labor equipment of service enter into and become component parts of the work or improvement contemplated Such provision shall be deemed to be included for the benefit of every person co-partnership association or corporation who as subcontractor or otherwise has furnished material supplied or performed labor rented equipment or supplied services in or in connection with the prosecution of the work as aforesaid and the inclusion thereof in a contract shall preclude the filing by any such person co-partnership association or corporation of any mechanics' lien claim for such material labor or rental of equipment and further requiring that the contractor shall give to the redeveloper an appropriate bond for the prompt payment by the contractor for materials supplies labor services and equipment in such form as the Authority may prescribe

(5) A provision that the redeveloper shall be without power to sell lease or otherwise transfer the redevelopment area or project or any part thereof without the prior written consent of the Authority until the Authority

shall have certified in writing that the redevelopment project has been completed

(6) The amount of the consideration to be paid by the redeveloper to the Authority

(7) Adequate safeguards for proper maintenance of all parts of the project

(8) Prohibition against discrimination in the use sale or lease of any part of the project against any person because of race color religion or national origin

(9) Such other continuing controls as may be deemed necessary to effectuate the purposes of this act

(b) Any deed or lease to a redeveloper in furtherance of a redevelopment contract shall be executed in the name of the Authority by its proper officers and shall contain in addition to all other provisions such provisions as the Authority may deem desirable to run with the land in order to effectuate the purposes of this act

(c) Any lease to a redeveloper may provide that all improvements shall become the property of the Authority The execution of such a lease shall not in itself impose upon the Authority any liability for or by reason of the financing construction management or operation of any redevelopment project

Section 12 Eminent Domain Title to any property acquired by an Authority through eminent domain shall be an absolute or fee simple title unless a lesser title shall be designated in the eminent domain proceedings The Authority may exercise the right of eminent domain in the manner provided by law for the exercise of such right by cities or counties as the case may be of the same class as the city or county in which such Authority is organized to operate If any of the real property in the redevelopment area which is to be acquired has prior to such acquisition been devoted to another public use it may nevertheless be acquired by condemnation Provided That no real property belonging to a city county or to the Commonwealth may be acquired without its consent No real property belonging to a public utility corporation may be acquired without the approval of the Public Utility Commission

Section 13 Bonds of an Authority An Authority shall have power to issue bonds for any of its corporate purposes the principal and interest of which are payable from its revenues generally Any of such bonds may be secured by a pledge of any revenues including grants or contributions from the Federal or State Government or any agency and instrumentality thereof or by a mortgage of any property of the Authority

The bonds issued by an Authority are hereby declared to have all the qualities of negotiable instruments under the law merchant and the negotiable instruments law of the Commonwealth of Pennsylvania

The bonds of an Authority created under the provisions of this act and the income therefrom shall at all times be free from taxation for State or local purposes under any law of this Commonwealth

Neither the members of an Authority nor any person executing the bonds shall be liable personally on any such bonds by reason of the issuance thereof Such bonds or other obligations of an Authority shall not be a debt of any municipality or of the Commonwealth and shall so state on their face nor shall any municiuality or the Commonwealth nor any revenues or any property of any municipality or of the Commonwealth be liable therefor

Section 14 Form and Sale of Bonds The bonds of an Authority shall be authorized by its resolution shall be issued in one or more series and shall bear such date mature at such time and bear interest at such rate not exceeding six per centum (6%) per annum payable semi-annually be in such denominations be in such form either coupon or registered be executed in such manner be payable in such medium of payment at such place and be subject to such terms of redemption and carry such registration privileges as may be provided in such resolution or in any trust indenture or mortgage properly made in pursuance thereof

Before any bonds may be sold in pursuance of any resolution of any Authority the chairman or secretary of such Authority shall certify to the Department of Internal Affairs a complete and accurate copy of the proceedings had for the issuance of the bonds which are to be sold in the manner now or hereafter provided for the certification to said department of the proceedings relating to the issuance of bonds of the municipalities of this Commonwealth Upon receiving such a certificate of approval of the proceedings from the Department of Internal Affairs the Authority may proceed with the sale of the bonds

The bonds of an Authority may be sold at not less than par and accrued interest In case any of the officers of an Authority whose signatures appear on any bonds or coupons shall cease to be officers before the delivery of such bonds their signatures shall nevertheless be valid and sufficient for all purposes the same as if such officers had remained in office until such delivery

The Authority shall have the power out of any funds available therefor to purchase any bonds issued by it at a price not more than the par value thereof plus accrued interest All bonds so purchased shall be cancelled This paragraph shall not apply to the redemption of bonds

Any bond reciting in substance that it has been issued by an Authority to accomplish the public purposes of this act shall be conclusively deemed in any suit action or proceeding involving the validity or enforceability of such bond or security therefor to have been issued for such purpose

Section 15 Provisions of Bonds Trust Indentures and Mortgages In connection with the issuance of bonds or the incurring of obligations under leases and in order to secure the payment of such bonds or obligations an Authority in addition to its other powers shall have power

(a) To pledge all or any part of its gross or net revenues to which its right then exists or may thereafter come into existence

(b) To mortgage all or any part of its real or personal property then owned or thereafter acquired

(c) To covenant against pledging all or any part of its revenues or against mortgaging all or any part of its real or personal property to which its right or title exists or may thereafter come into existence or against permitting or suffering any lien on such revenues or property to covenant with respect to limitations on its right to sell lease or otherwise dispose of any of its real property and to covenant as to what other or additional debts or obligations may be incurred by it

(d) To covenant as to the bonds to be issued and as to the issuance of such bonds in escrow or otherwise and as to the use and disposition of the proceeds thereof to provide for the replacement of lost destroyed or mutilated bonds to covenant against extending the time for the payment of its bonds or interest thereon and to redeem the bonds and to covenant for their redemption and to provide the terms and conditions thereof

(e) To covenant subject to the limitations contained in this act as to the amount of revenues to be raised each year or other period of time as well as to the use and disposition to be made thereof to create or to authorize the creation of special funds for debt service or other purposes and to covenant as to the use and disposition of the moneys held in such funds

(f) To prescribe the procedure if any by which the terms of any contract with bondholders may be amended or abrogated the amount of bonds the holders of which must consent thereto and the manner in which such consent may be given

(g) To covenant as to the use of any or all of its real or personal property to warrant its title and to covenant as to the maintenance of its real and personal property the replacement thereof the insurance to be carried thereon and the use and disposition of insurance moneys

(h) To covenant as to the rights liabilties powers and duties arising upon the breach by it of any covenant condition or obligation and to covenant and prescribe

as to events of default and terms and conditions upon which any or all of its bonds or obligations shall become or may be declared due before maturity and as to the terms and conditions upon which such declaration and its consequences may be waived

(i) To vest in a trustee or the holders of bonds or any proportion of them the right to enforce the payment of the bonds or any covenants securing or relating to the bonds to vest in a trustee the right in the event of a default by the Authority to take possession and use operate and manage any real property and to collect the rents and revenues arising therefrom and to dispose of such moneys in accordance with the agreement of the Authority with said trustee to provide for the powers and duties of a trustee and to limit liabilities thereof and to provide the terms and conditions upon which the trustee or the holders of bonds or any proportion of them may enforce any covenant or rights securing or relating to the bonds

(j) To exercise all or any part or combination of the powers herein granted to make covenants other than and in addition to the covenants herein expressly authorized to make such covenants and to do any and all such acts and things as may be necessary or convenient or desirable in order to secure its bonds or in the absolute discretion of the Authority as will tend to accomplish the purposes of this act by making the bonds more marketable notwithstanding that such covenants acts or things may not be enumerated herein

Section 16 Remedies of an Obligee of Authority An obligee of an Authority shall have the right in addition to all other rights which may be conferred on such obligee subject only to any contractual restrictions binding upon such obligee

(a) By mandamus suit action or proceeding at law or in equity to compel the Authority and the members officers agents or employes thereof to perform each and every term provision and covenant contain in any contract of the Authority with or for the benefit of such obligee and to require the carrying out of any or all such covenants and agreements of the Authority and the fulfillment of all duties imposed upon the Authority by this act

(b) By proceeding in equity to obtain an injunction against any acts or things which may be unlawful or the violation of any of the rights of such obligee of the Authority

Section 17 Additional Remedies Conferrable by Authority An Authority shall have power by its resolution trust indenture mortgage lease or other contract to confer upon any obligees holding or representing a specified percentage in bonds or holding a lease the right in addition to all rights that may otherwise be conferred upon the happening of an event of default as defined in such resolution or instrument by suit action or proceeding in any court of competent jurisdiction

(a) To obtain the appointment of a receiver of any real property of the Authority and of the rents and profits therefrom If such receiver be appointed he may enter and take possession of such real property operate the same and collect and receive all revenues or other income thereafter arising therefrom and shall keep such moneys in a separate account and apply the same in accordance with the obligations of the Authority as the court shall direct

(b) To require the Authority and the members thereof to account as if it and they were the trustees of an express trust

Section 18 Aid from Federal Government In addition to the powers conferred upon an authority by other provisions of this act an Authority is empowered to borrow money or accept grants or other financial assistance from the Federal Government for or in aid of any of its operations It is the purpose and intent of this act to authorize every Authority to do any and all things necessary or desirable to secure the financial aid or cooperation of the Federal Government in any of its operations

Section 19 Records and Reports

(a) The books and records of an Authority shall at all times be open and subject to inspection by the State Board of Housing

(b) An Authority may file with the State Planning Board and the State Board of Housing such information and reports as it may from time to time deem desirable and shall file with them

(1) A copy of all by-laws and rules and regulations and amendments thereto adopted by it from time to time

(2) Copies of all redevelopment proposals and redevelopment contracts as well as of any changes which may be made therein

(3) At least once each year a report of its activities for the preceding year and such other reports as said Boards may require Copies of such reports shall be filed with the Mayor and governing body of the city or with the County Board of Commissioners as the case may be

Section 20 Effective Date This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows :

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley, Brothers, McCormack, McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1132, as follows:

An Act to amend the title and sections 2 3 4 6 and 10 to repeal section 19 of and to add section 21.1 to the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1705) entitled "An act to promote public health morals safety and welfare by providing for the supervision and encouragement of housing creating a State Board of Housing a departmental administrative board within the Department of Health providing for the organization of the board the appointment and removal of its members enumerating its duties and powers including the powers to conduct investigations issue subpoenas apply to courts for punishment of contempts make orders rules and regulations prescribe forms require reports supervise the operations of limited dividend housing companies and housing authorities and their members and employes acquire property by eminent domain for limited dividend housing companies commence actions to prevent violations of law and to surcharge members of authorities supervise rental charged by limited dividend companies charge fees for services providing for the selection and removal of the board's employes providing for appeals from its orders and making an appropriation" by substituting the Department of Commerce for the Department of Health eliminating the honorarium for members of the board requiring the approval of the Secretary of Commerce for the appointment and compensation of an executive director enlarging the board's general powers and the plans to be filed therewith rescinding the provisions for selection and removal of the board's employes to transfer the board from the Department of Health to the Department of Commerce and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1705) entitled "An to promote public health morals safety and welfare by providing for the supervision and encouragement of housing creating a State Board of Housing a departmental administrative board within the Department of Health providing for the organization of the board the appointment and removal of its members enumerating its duties and powers including the powers to conduct investigations issue subpoenas apply to courts for punishment of contempts make orders rules and regulations prescribe forms require reports supervise the operations of limited dividend housing companies and housing authorities and their members and employes acquire property by eminent domain for limited dividend housing companies commence actions to prevent violations of law and to surcharge members of authorities supervise rental charged by limited dividend companies charge fees for services providing for the selection and removal of the board's employes providing for appeals from its orders and making an appropriation" is hereby amended to read as follows

An Act to promote public health morals safety and welfare by providing for the supervision and encouragement of housing creating a State Board of Housing a departmental administrative board within the Department of [Health] Commerce providing for the organization of the board the appointment and removal of its members enumerating its duties and powers including the powers to conduct investigations issue subpoenass apply to courts for punishment of contempts make orders rules and regulations prescribe forms require reports supervise the operations of limited dividend housing companies and housing and redevedopment authorities and their members and employes cooperate with local officials and bodies and with the Federal government acquire property by eminent domain for limited dividend housing companies commerce actions to prevent violations of law and to surcharge members of authorities supervise rental charged by limited dividend companies charge fees for services and generally to carry out the purposes of this act providing for the selection and compensation of the board's employes providing for appeals from its orders and making an appropriation

Section 2 Section two of the said act is hereby amended to read as follows

Section 2 Findings and Declaration of Policy It has been determined by the General Assembly of this Commonwealth and it is hereby declared as a matter of legislative finding that

(a) There exist in urban and rural communities within the various counties of this Commonwealth slums or unsafe unsanitary inadequate or overcrowded dwellings or a combination of these conditions accompanied and aggravated by an acute shortage of decent safe and sanitary dwellings within the financial reach of families of low income such conditions arising from overcrowding obsolete buildings lack of proper light air and sanitary facilities

(b) The above enumerated conditions both singly and in combination are prejudicial to the health and welfare of the people of this Commonwealth because they (1) encourage the spread of disease and impair public health and morals (2) increase the hazards of fires accidents and other calamities which result in loss of life and property (3) subject the moral standards of the young to influences which have permanent deleterious social effects (4) increase the violation of the criminal law of the Commonwealth so as to jeopardize the safety and wellbeing of the inhabitants thereof (5) necessitate the expenditure of vast sums of public moneys both by the Commonwealth and local governmental bodies for the purposes of crime prevention punishment and correction fire prevention public health service and relief

(c) The failure to remedy the acute dwelling shortage is directly related to the stagnation of business activity in the construction durable goods and allied industries which are conducted within this Commonwealth and the stagnation of which has produced serious and prolonged unemployment with all its injurious effect upon the health and welfare of the inhabitants of this Commonwealth

(d) Private industry alone has been and now is unable to overcome the obstacles which have prevented and are now preventing it from relieveing the shortage of decent safe and sanitary dwellings for families of low income

Therefore it is hereby declared to be the policy of the Commonwealth of Pennsylvania to promote the health morals safety and welfare of the inhabitants thereof by providing for the creation of a State Board of Housing [for the purpose of supervising encouraging assisting and regulating any housing authorities limited dividend companies or other associations organizations bodies corporate or politic which may exist or be formed within the Commonwealth to ameliorate the conditions hereinabove described]

Section 3 Section three of the said act is hereby amended to read as follows

Section 3 Definitions The following words and phrases when used in this act shall have the meanings respectively ascribed to them in this section

1 "Actual Cost" shall mean cost of project or real property buildings and improvements in projects including charges for financing supervision and carrying charges during construction including interest on borrowed capital

2 "Areas of Bad Housing" shall mean areas where in the opinion of the State Board of Housing land is

overcrowded or where the structural or unsanitary condition of unfit obsolete or deteriorated buildings have in the opinion of the board a tendency to endanger the health safety morals or general welfare of the public Such areas shall extend only to the limits of neighborhoods that might reasonably be deemed to be affected by these conditions but may include buildings not in themselves structurally unsafe or unsanitary

3 "Board" shall mean the State Board of Housing created by this act as a departmental administrative board within the Department of [Health] Commerce of the Commonwealth

4 "Housing Authority" or "Authority" shall mean any public housing authority created under that name by any act of Assembly of this State

5 "Housing Project" or "Project" shall mean any work or undertaking (1) to demolish clear or remove buildings from any area of bad housing or to adapt such area to public purposes including parks playgrounds swimming pools or other recreational or community purposes or (2) to provide decent safe and sanitary dwellings apartments or other living accommodations for persons of low income through new construction or reconditioning or repair of existing structures Such work or undertaking may include buildings land equipment facilities and real or personal property for necessary convenient or desirable appurtenances streets sewers water services parks site preparation gardening administrative community health recreational educational welfare or other purposes or (3) to accomplish a combination of the foregoing The term "Housing Project" or "Project" also may be applied to the planning of buildings and improvements and all other work in connection therewith

6 "Limited Dividend Housing Company" shall mean a company incorporated under or accepting the provisions of any Limited Dividend Housing Company Law

7 "Municipality" shall mean any county city borough or township

Section 4 Section four of the said act is hereby amended to read as follows

Section 4 State Board of Housing There is hereby created and established a State Board of Housing which shall be a departmental administrative board within the Department of [Health] Commerce and which shall be deemed subject to all the provisions of the Administrative Code of one thousand nine hundred and twenty-nine as amended which apply generally to departmental administrative boards The board shall consist of five citizens of the Commonwealth who shall be appointed by the Governor by and with the advice and consent of two-thirds of all the members of the Senate Members of the board who are first appointed shall be designated by the Governor to serve for terms of one two three four and five years respectively from the date of their appointment Thereafter the term of office shall be for five years A member shall hold office until his successor has been appointed and has qualified A vacancy occurring during a term shall be filled only for the balance of the unexpired term Each appointee shall be qualified by training or experience to perform the duties of the board The members of the board shall be entitled to receive their traveling and other necessary expenses actually incurred in the performance of their public duties [plus an honorarium not more than five dollars per diem provided no greater sum than fifteen dollars shall be received by a member for any sequence of several days' continuous service] The board shall organize by the election of a chairman and secretary Three members shall constitute a quorum The board shall with the approval of the Secretary of Commerce appoint and fix the compensation of a full-time executive director who may act as secretary of the board but who shall not be a member of the board and who shall be technically qualified for the duties of his office The executive director shall be under the sole direction of the board [He shall receive a salary of six thousand dollars per annum] The board shall have power to select and fix the salaries of such additional employes as may be necessary for the performance of the duties and the exercise of the powers herein imposed or conferred upon the board

Section 5 Section six of the said act is hereby amended to read as follows

Section 6 General Powers and Duties of the Board The board shall (a) study housing conditions and needs throughout the Commonwealth [to determine areas wherein the conditions of bad housing enumerated in section 2 (a) of this act exist] (b) devise ways and means of eliminating [such] the conditions [in such areas] of bad housing enumerated in section 2 (a) of this act and of securing economies in the construction or renovation of dwellings so that a large number of safe and sanitary houses may become available [for families of low income] (c) collect and distribute information relating to housing to improved methods of construction planning and financing of housing to the administration of housing authorities and to the construction maintenance and operation of projects by such authorities (d) suggest and assist in the preparation of legislation relating to housing [authorities and their functions] housing conditions and needs building codes health and sanitation standards and to advise and assist municipalities in the formulation of ordinances relating thereto (e) exercise such jurisdiction and powers of supervision over housing authorities and their projects and limited dividend housing companies and their projects and redevelopment authorities and their projects as may be prescribed in this act and under existing law (f) encourage approve supervise and control the organization and operation of limited dividend housing companies (g) recommend or approve areas within municipalities which areas may be within adjacent to or separate and apart from designated areas of bad housing within which the development of housing projects by limited dividend housing companies may be undertaken (h) cooperate with local housing officials and planning commissions or similar bodies in cities and other municipalities [in the development of projects] and with the Federal government and its agencies and instrumentalities (i) [have jurisdiction over all limited dividend company housing projects] generallly do all things necessary and appropriate to carry out and effectuate the purposes of this act (j) from time to time make amend and repeal rules and regulations for carrying into effect the provisions of this act (k) conduct public hearings and thereafter issue such appropriate orders as may be permitted by law

Section 6 Section ten of the said act is hereby amended to read as follows

Section 10 Filing of Plans of Authorities or Limited Dividend Companies The board shall receive and preserve all information and papers which must be filed with it [in connection with any authority or limited divided company by the terms of the law] under existing law The board shall require the filing with it of a copy of the plans of each proposed project of each authority or limited dividend company embodying the layout estimated costs and proposed method of financing Upon the filing of any such copy the board shall with reasonable promptness transmit to the authority or limited dividend company its criticisms and suggestions Any change made in the project shall be filed with the board by the authority or limited dividend company At any time upon request of the authority or limited dividend company the board shall submit to the authority or limited dividend company its criticisms and suggestions with reference to any change in a project of the authority or limited dividend company

Section 7 Section nineteen of the said act is hereby repealed

Section 8 The said act is hereby amended by addition thereto after section twenty-one a new section to read as follows

Section 21.1 The sum of seventy-five thousand dollars ($75,000) or as much thereof as may be necessary is hereby appropriated to the Department of Commerce for the use of the State Board of Housing for the two fiscal years

ending on the thirty-first day of May one thousand nine hundred and forty-seven

Section 9 The State Board of Housing is hereby transferred from the Department of Health to the Department of Commerce and it shall hereafter be a departmental administrative board within the Department of Commerce

Section 10 This act shall become effective immediately upon its passage and approval by the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boles,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1139, as follows:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin with power to cooperate in the abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia to authorize the Governor of the State to execute on behalf of this State a compact with representatives of other states for the purpose of forming the abovementioned commission and creating a Potomac Valley Conservancy District providing for the appointment of the Pennsylvania members of said commission for the Commonwealth of Pennsylvania and their terms of office and providing an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 There is hereby created a commission consisting of three members to act jointly with commissions appointed for like purposes by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia and an additional three members to be appointed by the President of the United States and which together with the other commissions appointed as hereinbefore mentioned shall constitute and be known as the Interstate Commission on the Potomac River Basin The said commission for the Commonwealth of Pennsylvania shall consist of three members to be nemed by the Governor one of whom shall be from the membership of the Pennsylvania Commission on Interstate Cooperation and one of whom shall be a representative of the Sanitary Water Board The members shall be appointed immediately after this act becomes effective and shall serve for terms of two years or until their successors are appointed They shall serve without compensation but shall be paid their actual expenses incurred in and incident to the performance of their duties as hereinafter set forth The Commonwealth shall contribute to the Interstate Commission on the Potomac River Basin its prorata share of the expenses of said commission which shall be such sums as may be appropriated for the purpose but not less than the sum of one thousand two hundred dollars ($1,200) per year for the biennium beginning June first one thousand nine hundred and forty-five

The Governor of the Commonwealth is hereby authorized and directed to execute a compact on behalf of the Commonwealth of Pennsylvania with the other states and the District hereinabove to who may by their legislative bodies so authorize a compact in form substantially as follows

"A Compact

Whereas It is recognized that abatement of existing pollution and the control of future pollution of interstate streams can best be promoted through a joint agency representing the several states located wholly or in part within the area drained by any such interstate stream and

Whereas The Congress of the United States has given its consent to the States of Maryland and West Virginia the Commonwealths of Pennsylvania and Virginia and the District of Columbia to enter into a compact providing for the creation of a conservancy district to consist of the drainage basin of the Potomac River and the main and tributary streams therein for 'the purpose of regulating controlling preventing or otherwise rendering unobjectionable and harmless the pollution of the waters of said Potomac drainage area by sewage and industrial and other wastes'

Now Therefore The States of Maryland and West Virginia the Commonwealths of Pennsylvania and Virginia and the District of Columbia hereinafter designated signatory bodies do hereby create the Potomac Valley Conservancy District hereinafter designated the Conservancy District comprising all of the area drained by the Potomac River and its tributaries and also do hereby create the Interstate Commission on the Potomac River Basin hereinafter designated the Commission under the articles of organization as set forth below

Article I

The Interstate Commission on the Potomac River Basin shall consist of three members from each signatory body and three members appointed by the President of the United States Said Commissioners other than those appointed by the President shall be chosen in a manner and for the terms provided by law of the signatory body from which they are appointed and shall serve without compensation from the commission but shall be paid by the commission their actual expenses incurred and incident to the performance of their duties

(A) The commission shall meet and organize within thirty days after the effective date of this compact shall elect from its number a chairman and vice-chairman shall adopt suitable by-laws shall make adopt and promulgate such rules and regulations as are necessary for its management and control and shall adopt a seal

(B) The commission shall appoint and at its pleasure remove or discharge such officers and legal engineering clerical expert and other assistants as may be required to carry the provisions of this compact into effect and shall determine their qualifications and fix their duties and compensation Such personnel as may be employed shall be employed without regard to any civil service or other similar requirements for employes of any of the signatory bodies The commission may maintain one or more offices for the transaction of its business and may meet at any time or place within the area of the Conservatory District

(C) The commission shall keep accurate accounts of all receipts and disbursements and shall make an annual report thereof and shall in such report set forth in detail the operations and transactions conducted by it pursuant to this compact The commission however shall not incur any obligations for administrative or other expenses prior to the making of appropriations adequate to meet the same nor shall it in any way pledge the credit of any of the signatory bodies Each of the signatory bodies reserves the right to make at any time an examination and audit of the accounts of the commission

(D) A quorum of the commission shall for the transaction of business the exercise of any powers or the performance of any duties consist of at least a majority of the members of the commission Provided however That no action of the commission relating to policy shall be binding on any one of the signatory bodies unless at least two of the commissioners from such signatory body shall vote in favor thereof

Article II

The Commission shall have the power and its duties shall be

(A) To coordinate tabulate and summarize technical and other data now available or as shall become available in the future from any source on the pollution of the streams of the Conservancy District and on the character and conditions of such stream and to prepare reports thereon annually and at such other times as may be deemed advisable by the commission

(B) To supplement existing information and data and to secure new data by such investigations analyses or other means as may be necessary to secure adequate information on the character and condition of the streams of the Conservancy District as they now exist or may be effected by the future discharge of sewage and industrial and other wastes into the said stream

(C) To cooperate with the legislative and administrative agencies of the signatory bodies or the equivalent thereof and with other interested commissions and similar organizations for the purpose of promoting uniform laws rules or regulations for the abatement and control of pollution of streams in the said Conservancy District

(D) To disseminate to the public information on the aims and purposes of the commission and on the harmful and uneconomical results of stream pollution through the issuance of bulletins circulars correspondence literature and reports

(E) To cooperate with other organizations engaged in fact-finding and research activities on the treatment of sewage and industrial waste or other wastes and if deemed advisable to institute and conduct such research and fact-finding activities

(F) To make and if needful from time to time revise and to recommend to the signatory bodies reasonable minimum standards for the treatment of sewage and industrial or other wastes now discharged or to be discharged in the future to the streams of the Conservancy District and also for cleanliness of the various streams in the Conservancy District

Article III

The moneys necessary to finance the commission in the administration of its business in the Conservancy District shall be provided through appropriations from the signatory bodies and the United States in the manner prescribed by the laws of the several signatory bodies and of the United States and in amounts as follows

The pro rata contribution shall be based on such factors as population the amount of industrial and domestic pollution and a flat service charge as shall be determined from time to time by the commission subject however to the approval ratification and appropriation of such contribution by the several signatory bodies And further provided that the total of such sums from all signatory bodies shall not exceed a total of thirty thousand dollars ($30,000) per annum

Article IV

Pursuant to the aims and purposes of this compact the signatory bodies mutually agree

1 Faithful cooperation in the abatement of existing pollution and the prevention of future pollution in the streams of the Conservancy District

2 The enactment of adequate and in so far as is practicable uniform legislation for the abatement and control of such pollution

3 The appropriation of biennial sums of the proportionate basis as set forth in Article III

Article V

This compact shall become effective immediately after it shall have been ratified by the majority of the legislatures of the States of Maryland and West Virginia the Commonwealths of Pennsylvania and Virginia and by the commissioners of the District of Columbia and approved by the Congress of the United States Provided however That this compact shall not be effective as to any signatory body until ratified thereby

Article VI

Any signatory body may by Legislative action after one year's notice to the commission withdraw from this compact"

Section 2 If any section sentence subdivision or clause of this act is for any reason held invalid or unconstitutional such decision shall not affect the validity of the remaining portions of this act

Section 3 The sum of two thousand four hundred dollars ($2,400) is hereby specifically appropriated to the Interstate Commission on the Potomac River Basin as the contribution of the Commonwealth as its pro rata share of the expenses of said commission the chairman of said commission shall file an accounting of said expenses with the Auditor General to be paid on warrant of the Auditor General on requisition of the chairman of the commission

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolanklewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack	Leonard,	Reagan,	Worley
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1130, as follows:

An Act to further amend section four hundred four and to amend sections four hundred five and four hundred six of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by authorizing stock and mutual life insurance companies to invest in city housing projects in redevelopment areas as herein defined either through stock ownership or real estate acquisition or use subject to certain regulations and restrictions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred four of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) as last amended by the act approved the twelfth day of May one thousand nine hundred thirty-nine (P. L. 131) is hereby further amended to read as follows

Section 404 Investment of Capital and Reserve A sum equal to the capital and reserves of any stock or mutual life insurance comuany organized under the laws of this Commonwealth shall be invested as follows

(a) In such real estate or leaseholds as it is authorized by this act to purchase acquire receive or hold

(b) In bonds of the United States or District of Columbia or Canada or of any State or Territory of the United States and in farm loan bonds issued by Federal Land Banks

(c) In legally authorized bonds notes warrants or obligations of any city town county borough township municipality school district poor district or water sewer drainage road or other government district or division located in this Commonwealth or in any State of the United States

(d) In ground-rents and in loans upon unencumbered real estate in any State of the United States or the District of Columbia Provided That no loan shall exceed sixty-six and two-thirds per centum of the fair market value thereof at the time of such loan And provided further That the limitation herein prescribed in respect to the percentage of the fair market value of the property upon which an insurance company may make loans shall not apply to bonds secured by mortgages which are insured by or for which a commitment to insure has been made by the Federal Housing Administrator pursuant to the provisions for mutual mortgage insurance in title two of the National Housing Act for the purpose of financing the construction or purchase of dwellings and similar residential property and the refinancing of mortgages

(e) In debentures issued by the Federal Housing Administrator in settlement of claims for insurance pursuant to title two of the National Housing Act

(f) In securities of national mortgage associations or similar national mortgage credit institutions now or hereafter organized under title three of the National Housing Act

(g) In loans upon the security of its own policies not exceeding the net value of the policy at the time of making the loan

(h) In first encumbrances upon standard steam railroads street or interurban railways or upon their rolling stock equipment or of water gas or other public utility companies or bonds issued to retire a prior debt or bonds prior thereto or in other bonds or notes of the above named corporations upon which no default in interest exists at the time of purchase

(i) In bonds notes or other obligations of any corporation other than those mentioned in subsection (h) Provided That said corporation shall have earned in each of its three fiscal years next preceding the date of the

investment an amount equal to one and one-half times the total interest on all of its debt Nothing in this section shall be construed as permitting the investment of any part of the capital and reserves of any stock or mutual life insurance company in the stock or stocks of any corporation other than corporations specified in subsection (a)

(j) In the capital stock of corporations organized under the laws of this Commonwealth the purpose and business of which is constructing operating or maintaining dwelling houses or housing projects for the purpose of rehabilitating redevelopment areas only For the purpose of this section "redevelopment area" shall mean only such areas which a planning commission may find to be blighted because of the existence of unsafe unsanitary inadequate or overcrowded condition of dwellings therein or because of inadequate planning of the area or excessive land coverage by the buildings thereon or the lack of proper light and air and open space or because of the defective design and arrangements of the buildings thereon or faulty street or lot layout or to economically or socially undesirable land uses of such nature as to be harmful to the social and economic well-being of the community in which they exist

The Insurance Commissioner may permit any company to invest sufficient of its capital and reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

Nothing herein contained shall be so construed as to prevent any such company from acquiring or holding property taken in reorganization or foreclosure proceedings or which may be obtained in satisfaction of any debt previously contracted

Section 2 Section four hundred five of said act is hereby amended to read as follows

Section 405 Investment of Surplus Restrictions Any money over and above the capital and reserves of any stock or mutual life insurance company may be invested in the securities enumerated in the preceding section or in the standard and listed stock or other evidence of indebtedness of any solvent dividend-paying corporation created under the laws of this Commonwealth or of any other State of the United States or loaned upon the pledge of the same except its own stock or the stock of any other insurance company transacting like classes of business The current market value of such securities shall at the time of making any loan be at least twenty per centum more than the sum loaned thereon

No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stocks or evidences of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds be loaned on personal security Not more than one-fifth of its capital shall be invested in a single mortgage Except as hereinafter provided [No] no such company shall hereafter invest or acquire directly or indirectly more than ten per centum of the capital stock of any corporation [nor] but in no case shall more than ten per centum of its [capital and surplus] admitted assets be invested in the stock of any corporation Such companies may however invest in or acquire directly or indirectly the entire capital stock or any part thereof of any corporation organized under the laws of this Commonwealth or any other state the purpose and business of which is constructing operating or maintaining city dwelling houses or housing projects for the purpose of rehabilitating redevelopment areas only Provided That in no case shall more than ten per centum of its total admitted assets on the thirty-first day of December next preceding the date of such investment or acquisition be invested in the capital stock of such corporations and in real estate authorized in clause (d) of section four hundred six of this act and provided further that before any such investment is made such company shall first obtain from the Insurance Commissioner a certificate in the form prescribed by him of the amount available to any such company for such investment under the limitation herein prescribed No such company shall enter into any agreement to withhold from sale any of its property but the disposition of its property shall be at all times within the control of its board of directors or trustees If any investment or loan is made in a manner not authorized by this act the officers directors and trustees making or authorizing the same shall be personally liable for any loss occasioned thereby

For the purpose of this section "redevelopment area" shall mean only such areas which a planning commission may find to be blighted because of the existence of unsafe unsanitary inadequate or overcrowded condition of dwellings therein or because of inadequate planning of the area or excessive land coverage by the buildings thereon or the lack of proper light and air and open space or because of the defective design and arrangements of the buildings thereon or faulty street or lot layout or to economically or socially undesirable land uses of such nature as to be harmful to the social and economic well-being of the community in which they exist

Section 3 Section four hundred six of said act is hereby amended to read as follows

Section 406 Real Estate Which Companies May Purchase Hold and Convey The real estate which it shall be lawful for any stock or mutual life insurance company incorporated under the laws of this Commonwealth to purchase receive hold and convey shall be

(a) Such as shall be requisite for the transaction of its business

(b) Such as shall have been conveyed to it in satisfaction of debts previously contracted in the course of its dealings

(c) Such as shall be purchased at sales upon judgment decrees or mortgages obtained or made for debts dut said company or for debts due other persons where said company may have liens or encumbrances on the same and the purchase is deemed necessary to save the company from loss Any real estate purchased received or acquired under clauses (b) and (c) of this section excepting that which with the approval of the Insurance Commission shall be put to the use described in clause (d) of this section which has been held for a period of more than five years from the date of its purchase receipt or acquisition shall be sold and disposed of within a period of six months after due notice to the company from the Insurance Commissioner to sell and convey the same The commissioner may extend the time for such disposition if he believes the interests of the company will suffer materially by a forced sale Provided That any such company heretofore organized having the power of receiving and executing trusts may take receive and hold all estates and property real and personal which may be granted committed transferred or conveyed to it with its consent upon any trust or trusts whatsoever at any time or times by any person persons body or bodies corporate or by any court of the United States or of this State and may administer fulfill and discharge the duties of such trusts

(d) Such as shall be purchased leased or owned for the purpose of rehabilitating redevelopment areas only in any State of the United States or in the District of Columbia in which such company is doing the business of life insurance by the development construction erection and maintenance of city housing apartment tenement or other city dwelling projects in "redevelopment areas" which for the purpose of this section shall be only such areas which a planning commission may find to be blighted because of the existence of unsafe unsanitary inadequate or overcrowded condition of the dwellings therein or because of inadequate planning of the area or excessive land coverage by the buildings thereon or the lack of proper light and air and open space or because of the defective design and arrangements of the buildings thereon or faulty street or lot layout or to economically or socially undesirable land uses of such nature as to be harmful to the social and economic well-being of the community in which they

xist Such projects shall not include hotels but may nclude accommodations for retail stores shops offices nd other community services reasonably incident to uch projects Any such company may thereafter hold wn maintain manage lease collect or receive income rom the land so acquired and the improvements there- n and may sell or convey the land so acquired and he improvements thereon and may sell transfer and ssign its interest in any leasehold owned or held by t hereunder and any improvements on the land so held y it under leasehold

No such purchase shall be made or leasehold acquired r development or construction commenced which would ncrease the aggregate stock and real estate investment y such company in all such city projects including the ost of the land or leasehold and the estimated cost of ll improvements to be made thereon to an amount in xcess of ten per centum of the total admitted assets f such company on the thirty-first day of December ext preceding the date of such purchase lease or com- nencement of development or construction nor before uch company shall have obtained from the Insurance Commissioner a certificate in the form prescribed by him f the amount available to any such company for such nvestment under the limitation herein prescribed

Section 4 This act shall become effective immediately pon final enactment

And said bill having been read at length the third time. onsidered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the eas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Flish,	Lane,	Polen,	Wescott,
Frb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Fennerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1131, as follows:

An Act to authorize State public bodies as defined to aid redevelopment authorities in the elimination of blighted areas and their redevelopment by entering into contracts to furnish and by furnishing to said authorities and to any Federal governmental agency parks playgrounds streets and other improvements and facilities and by donating or lending money and making appropriations therefor by accepting payments and exercising certain other powers and duties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be referred to as the "Redevelopment Cooperation Law"

Section 2 Finding and Declaration of Necessity It has been found and declared in the Urban Redevelopment Law that there exist in urban communities in this Commonwealth areas which have become blighted that such conditions are beyond remedy or control by regulatory processes and that the public interest requires the remedying of these conditions It is hereby found and declared that the assistance herein provided for the remedying of the conditions set forth in the Urban Redevelopment Law constitutes a public use and purpose and an essential governmental function for which public moneys may be spent and that the provisions hereinafter enacted are necessary in the public interest

Section 3 Definitions The following terms whenever used or referred to in this act shall have the following respective meanings unless a different meaning clearly appears from the context

(a) "Federal Government" shall mean the United States of America or any agency or instrumentality corporate or otherwise thereof

(b) "Redevelopment Authority" or "Authority" shall mean any redevelopment authority created pursuant to the Urban Redevelopment Law of this Commonwealth

(c) "Redevelopment" shall mean any work or undertaking of a redevelopment authority pursuant to the Urban Redevelopment Law

(d) "State Public Body" shall mean any city borough town township county municipal corporation other subdivision board commission housing authoriiy or public body of this Commonwealth

Section 4 Cooperation in Redevelopment For the purpose of aiding and cooperating in the operation of an authority and in the planning acquisition replanning and redevelopment activities of an authority the Commonwealth or any State public body may upon such terms with or without consideration as it may determine

(a) Dedicate sell convey or lease any of its property to a redevelopment authority

(b) Cause parks playgrounds recreational or community facilities or any other works which it is other-

wise empowered to undertake to be furnished in or adjacent to any area selected for redevelopment

(c) Furnish dedicate close pave install grade regrade plan or replan streets roads roadways alleys sidewalks or other places which it is otherwise empowered to undertake

(d) Enter into agreements extending over any period with a redevelopment authority or with the Federal government respecting action to be taken by the Commonwealth or such State public body pursuant to any of the powers herein granted and

(e) Do any and all things necessary or convenient to aid and cooperate in the redevelopment undertaken by a redevelopment authority

(f) In connection with any public improvements made by the Commonwealth or a State public body in exercising the powers herein granted the Commonwealth or such State public body may incur the entitre expense thereof

Section 5 Contracts for Payments to City Borough Town Township or County In connection with any redevelopment located wholly or partly within the area in which it is authorized to act any city borough town township or county may contract with a redevelopment authority or the Federal government with respect to any sums which the redevelopment authority or the Federal government may agree to pay during any year or period of years to such city borough town township or county for the improvements services and facilities to be provided by it for the benefit of said redevelopment or the persons occupying such area Provided however That the absence of a contract for such payments shall in no way relieve cities boroughs towns townships and counties from the duty to furnish for the benefit of said redevelopment and the persons occupying said area customary improvements and such services and facilities as cities boroughs towns townships and counties respectively usually furnish without a service fee

Section 6 Advances to Redevelopment Authority When any redevelopment authority which is created to operate within any city or county becomes authorized to transact business and exercise its powers the city council or the county commissioners as the case may be may make such appropriations to an authority out of any moneys in such city or county treasury not appropriated to some other purposes as is deemed necessary to assist an authority in carrying out its public purposes Any State public body located in whole or in part within the field of operation of a redevelopment authority shall have the power from time to time to lend or donate money to the authority

Section 7 Supplemental Nature of Act The powers conferred by this act shall be in addition and supplemental to the powers conferred by any other law

Section 8 Effective Date This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1052, as follows:

An Act authorizing the compromise and final settlemen of claims and suits for the collection of inheritanc taxes upon the estate of decedents and claims and suit for the escheat of such estates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all cases in which the Attorney Genera is willing to make a compromise and final settlement of claim or suit for the collection of inheritance taxes upo the estate of a decedent or a claim or suit for the eschea of all or a portion of such estate and further desires tha his action shall be approved or sanctioned by the Gover nor and by the Auditor General and Secretary of Reve nue and that the fact of such approval shall appear as matter of public record such agreement of compromis and final settlement shall be signed by the Governor th Attorney General the Auditor General and Secretary c Revenue and recorded in the office of the recorder c deeds of the county in the orphans' court of which suc estate is being administered and shall be conclusive evi dence of the making of such compromise or final settle ment and be binding upon the Commonwealth and a other parties in interest

Section 2 The enactment of this statute shall not lesse or restrict by implication or otherwise the powers whic the Attorney General possessed prior to its enactmer

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1182, Printer's No. 544,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 847, as follows:

An Act to protect and promote the public health safety and welfare by providing for the registration and regulation of watchmakers prescribing the terms upon which licenses or certificates of registration may be issued to watchmakers including apprentices defining the duties of the State Board of Examiners in Watchmaking including the right to revoke licenses prescribing fees defining certain misdemeanors and providing penalties for violation thereof and repealing present laws inconsistent therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known by the title of the "Pennsylvania Watchmakers Licensing Act"

Section 2 For the purpose of this act the following terms shall be construed respectively to mean

(a) The singular and plural forms of any word or term in this act shall be interchangeable and equivalent within the meaning of the act

(b) The term "board" and "secretary shall mean respectively the Pennsylvania Board of Examiners in Watchmaking and the secretary of the said board

(c) The term "watchmaking" includes and means the repairing replacing rebuilding reconditioning cleaning adjusting or regulating of the mechanical parts of watches clocks and time recording instruments and the manufacturing and fitting of parts designed for use or used in watches clocks or other time recording instruments Such term shall not include or mean the manufacturing of watches or parts therefor nor the manufacturing of watch cases nor repairs made in an established watch or case factory nor to the cleaning adjusting repairing or regulating of watches clocks and time recording instruments when performed by a regular employe of the owning corporation or by a regular employe of a corporation affiliated with the owning corporation of such watches clocks and time recording instruments

Section 3 It is unlawful for any person in this Commonwealth to engage in the practice of watch or clockmaking or to hold himself out as a watch or clockmaking practitioner for profit or compensation of any kind unless he has first fulfilled the requirements of this act and has received a certificate of registration from the Pennsylvania Board of Examiners in Watchmaking Provided however That nothing herein contained shall be construed to mean the manufacturing of watches and parts clocks and parts in a watch or clock factory which has been heretoforce established and which at the time of the passage of this act is being operated in Pennsylvania This provision excluding factory employes from registration and license under the terms of this act for such factory employment not to be construed to mean that such employes may practice watchmaking during the intervals between such employment without meeting the terms of this act or without a license and provided however that nothing in this act shall be construed to prevent any jeweler from advertising watch repairing although a watch repair department is not maintained on the premises unless said advertising tends to mislead or defraud the public

Section 4 The board shall have the power to promulgate rules and regulations to carry out the intent of this act

Section 5 Applicants for certificates shall be examined at a time and place fixed by the board and shall file with the said board upon appropriate blanks to be furnished by the board an application certified by oath setting forth the facts which entitle the applicant to examination and licensure under the provisions of this act together with a 3 x 2 inch photograph of the said applicant attached thereto which shall include the private repair code or marking of the applicant and if employed by others the code or mark of his employer as commonly used to

designate repairs and inserted in watches or watch cases for reference to future work done by them The Secretary of the Board shall issue a registration mark to said licensee which shall be used only by said licensee who shall scratch on or in all watches repaired by him with such other identifying marks he may use Said licensee shall keep a record of the name and address of all persons for whom watches are repaired and the identifying marks These records are to be open for inspection by the investigators of this Board and any peace officer Applications for examination to be filed with the board at least ten (10) days before the date set for the examination and shall be accompanied by an examination fee of fifteen dollars ($15.00)

Section 6 The applicant shall be of good moral character at least eighteen (18) years of age shall possess such general education and knowledge as the board shall deem necessary and shall have served an apprenticeship of four (4) years or its equivalent as determined by the board

Section 7 An applicant to be entitled to a certificate shall pass an examination before the board which examination shall include such knowledge practical ability and skill as is essential in the proper repairing of watches clocks and time recording instruments and shall include an examination of theoretical knowledge of watch construction and repair and also a practical demonstration of the applicant's skill in the manipulation of watchmaker's tools The board shall make rules and regulations for conducting examinations and shall define the standards of workmanship and skill In case of the failure at any examination after a period of six (6) months has expired the applicant shall have the privilege of taking another examination at any other examination period upon the payment of a fee of seven dollars and fifty cents ($7.50)

Section 8 With reference to the issuing of certificates of registration the following shall apply

(a) If the applicant successfully passes the examination the secretary of the board shall register such fact and shall issue to him a certificate of registration which shall at all times be displayed by the holder thereof in a conspicuous place in the place of business where he is so engaged or employed

(b) A watchmaker in a good standing registered and licensed in another state and having engaged in watchmaking therein for five (5) years immediately preceding his application for a certificate upon filing with the board satisfactory proof thereof may in the discretion of the board be issued a certificate without examination upon the payment of a fee of fifteen dollars ($15.00) provided the standards in such other state are at least as high as those defined and established by the board

(c) Persons actually engaged in watchmaking within this State prior to the date of enactment of this act shall be exempt from taking the examination herein provided upon making application for a certificate within six (6) months after said date accompanied by an application fee of fifteen dollars ($15.00) and his affidavits setting forth the fact of having so actually engaged in watchmaking it shall cause its secretary to so register and issue a certificate of registration

(d) Persons entitled to exemption from examination under section eight subsection (c) who prior to the expiration of the six (6) month period designated shall have become members of the armed forces of the United States shall make such application within six (6) months of their return to the practice of watchmaking in this State and persons entitled to exemption from examination under section eight subsection (c) who prior to the expiration of the six (6) month period designated practiced watchmaking in Pennsylvania shall have been engaged in essential war work outside the State of Pennsylvania shall make such application within sixty (60) days from the date of his return to the State of Pennsylvania

(e) Certificates of registration shall expire on the thirty-first day of December of each year and must be renewed within thirty (30) days for one (1) year upon the payment of a fee of ten dollars ($10.00)

Section 9 Any person fourteen (14) years of age or over of good moral character apprenticed to a licensed watchmaker or attending an accredited school teaching watchmaking in accordance with the regulations determined and established by the board may pursue the trade of watchmaking upon obtaining from the board a certificate of registration as an apprenticed watchmaker which certificate shall be conspicuously displayed at all times at the place of employment of such apprentice Apprentice watchmakers shall pay a fee of five dollars ($5.00) annually

Section 10 With reference to the revocation of certificates of registration the following applies

(a) The board may revoke a certificate of registration upon the failure of the holder thereof to pay the annual renewal fee upon giving said holder sixty (60) days' notice in writing of such proposed revocation Said notice to be mailed to the last known address of the said applicant as recorded on secretary's books

(b) The board may revoke a certificate of registration obtained through fraud on the part of the applicant or if the applicant has been convicted of a felony or if the holder is found guilty of unethical conduct or obtained or sought to obtain anything of value by fraudulent representations in the practice of watchmaking The holder of such certificate shall be given thirty (30) days' notice in writing enumerating the charges and specifying a date for the hearing on such charges At the hearing he shall have the opportunity to confront witnesses against him and produce evidence bearing on such charges A stenographic record of all proceedings shall be made and a transcript kept on file with the board The holder may within thirty (30) days after revocation file with the secretary of the board a written notice of appeal to the common pleas court of Dauphin County and the secretary shall transmit to the court and to the Attorney-General a certified copy of the record and the Attorney-General shall defend the revocation in said court The said courts shall affirm or reverse the revocation and its decision shall be final

(c) One whose certificate has not been renewed as provided in section eight subsection (c) of this act may any time after the expiration of six (6) months apply for a certificate of registration The board shall issue such certificate upon payment of the fees herein provided

(d) One whose certificate has been revoked for any other reason than above set set forth may upon the expiration of one (1) year after such revocation apply to the board for registration and upon satisfactory proof that the cause of revocation no longer exists the board may in its discretion issue to said person a certificate of registration upon payment of the fees herein provided

(e) "Unethical conduct" shall include and mean any conduct of a character likely to mislead deceive or defraud the public performance of any service in pursuance of any such advertising loaning of a certificate of registration to any person failure to display the certificate of registration conspicuously at all times employing directly or indirectly any unregistered watchmaker to perform any watchmaking or non-compliance within thirty (30) days with the directions given in a written notice from the board to terminate employment with any person who is violating the provisions of this act

(f) A duplicate certificate or permit will be issued upon the filing of a statement covering the loss of a certificate verified by the oath of the applicant and the payment of two dollars and fifty cents ($2.50) for the issuance of same Each "duplicate certificate" shall have the word "duplicate" stamped across the face thereof and will bear the same number as the certificate that was issued in lieu thereof All such certificates shall expire on the thirty-first day of December of each calendar year

Section 11 Anyone not having a certificate of registration who shall hold himself out as a watchmaker or watch and clock repairman or as a qualified person to do watchmaking watch and clock repairing or anyone

who shall violate any of the provisions of this act shall be guilty of a misdemeanor and shall be punished by a fine of not less than twenty dollars ($20.00) nor more than one hundred dollars ($100) or by the imprisonment in the county jail of not less than thirty (30) days nor more than ninety (90) days or by both such fine and imprisonment for each offense under the terms of this act

Section 12 If any section subsection sentence clause or phrase of this act is for any reason held to be unconstitutional such decision shall not effect the validity of the remaining portions of this act The General Assembly hereby declares that it would have passed the act and each section subsection sentence clause and phrase thereof irrespective of the fact that any one or more of the same shall be declared unconstitutional

Section 13 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—153

Andrews,	Frost,	Madden,	Royer,
Barrett,	Fullerton,	Madigan,	Rudisill,
Barton,	Gaffney,	Mahany,	Salus,
Baumunk,	Gallagher,	Matthews,	Scanlon,
Bentzel,	Gardner,	McAtee,	Schuster,
Boies,	Getchey,	McClester,	Shaffer,
Bonawitz,	Gibson,	McNally,	Shoemaker,
Boney,	Goodling,	Miller,	Sloan,
Boorse,	Gore,	Milliken,	Smith,
Bower,	Grant,	Modell,	Snider,
Brancato,	Green,	Mooney,	Snyder,
Breisch,	Greenwood,	Moore, C. E.,	Sollenberger,
Brice,	Greer,	Moore, W. J.,	Sorg,
Brown,	Guthrie,	Moser,	Stank,
Brunner, C. H.,	Gyger,	Munley,	Stockham,
Burns,	Hall,	Murray, M. L.,	Stonier,
Cadwalader,	Hare,	Murray, P. G.,	Stuart,
Chudoff,	Haudenshield,	Myhan,	Swope,
Cohen,	Helm,	Nelson,	Tahl,
Cook,	Hennihan,	O'Brien,	Tate,
Cooper,	Herman,	O'Connor,	Tittle,
Corrigan,	Hoffman,	O'Dare,	Trachtman,
Costa,	Howells,	O'Donnell,	Trout,
Coulson,	Huntley,	O'Neill,	Turbett,
Coyle,	James,	Pickens,	Turner,
Cullen,	Jones,	Polaski,	Varallo,
Dalrymple,	Kennedy,	Polen,	Verona,
Dennison,	Kline,	Powers,	Wachhaus,
Depuy,	Kolankiewicz,	Propert,	Waterhouse,
Dillon,	Komorofski,	Readinger,	Watkins,
Dougherty,	Kurtz,	Reese, D. P.,	Wescott,
Dye,	Lane,	Reese, R. E.,	White,
Erb,	Laughner,	Regan,	Wood, L. H.,
Ewing,	Lee,	Reidenbach,	Worley,
Finnerty,	Leisey,	Reilly,	Wright,
Flack,	Levy,	Reynolds,	Yeakel,
Fleming,	Lichtenwalter,	Riley,	Yester,
Foor,	Loftus,	Robertson,	Fiss,
Fox,	Lopez,	Root,	Speaker.
Freed,			

NAYS—32

Baker,	Hamilton,	Lyons,	Nagel,
Boory,	Hersch,	McKinney,	Owens,
Brunner, P. A.,	Hewitt,	McLanahan,	Pentrack,
Coleman,	Hoopes,	McMillen,	Reagan,
Dague,	Kirley,	McNair,	Serrill,
Duffy,	Krise,	Mikula,	Skale,
Elder,	Leonard,	Mills,	Weiss,
Haberlen,	Lovett,	Moran,	Welsh,

NOT VOTING—22

Bentley,	Heatherington,	McCormack,	Rose,
Brothers,	Hering,	McDowell,	Trent,
Chervenak,	Hoggard,	Mihm,	Wagner,
Dix,	Hunter,	Petrosky,	Wood, N.,
Elish,	Longo,	Pettigrew,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 839, as follows:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one hundred nine of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 109 Wherever in any of the provisions of this act notice is required to be given in one newspaper in the county such notice shall be published in a general newspaper published within the limits of the borough or district affected or if none is published therein then in a general newspaper of the county or adjacent county circulating in such borough or district [and when so required by rules of court of such county also in the legal newspaper if any designated by the rules of court of such county for the publication of legal notices and advertisements Provided That borough ordinances shall be published only in general newspapers] and such notice shall also be published in the legal journal if any designated by the rules of court for the publication of legal notices and advertisements when such notice refers to any proceeding in any court or the holding of elections for the increase of indebtedness or sale of bonds unless such publication be dispensed with by special order of the court

Section 2 Article IX of said Act is hereby amended by adding Section 906 as follows

Section 906 If for any reason two or three vacancies exist in the office of borough auditors the council may temporarily appoint and reasonably compensate a qualified person who need not be an elector of the borough who shall have all the powers and duties of the two or three auditors whose offices are vacated

Section 3 Clause eighteen of section one thousand six of said act as amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 674) is hereby further amended to read as follows

Section 1006 Duties and Powers of Council The borough council a majority of whom shall be a quorum shall have power and unless discretion is vested it shall be its duty

* * * * *

XVIII To adopt an annual budget During the month of January a proposed budget or annual estimate of revenues and expenditures shall be prepared in a manner designated by the council The budget shall be prepared on a uniform form prepared and furnished as hereinafter provided

[Upon the preparation of the proposed budget the council shall give public notice by one insertion in a newspaper of general circulation in the borough fifteen (15) days prior to the filing of the budget of the fact that the proposed budget will be available for public inspection in the office of the borough secretary or such

other place as may be designated in the public notice After the expiration of fifteen (15) days following the giving of such public notice council shall make such revisions therein as appear advisable and thereupon adopt a budget which shall contain the estimated receipts and the appropriations estimated as necessary for the year and may include the necessary operating expenses for the subsequent year until the taxes of the subsequent year are received therefor The council shall then adopt a tax ordinance for submission to the burgess which ordinance may contain appropriation items and such other matters relating to the fiscal affairs of the borough as require the formalities of an ordinance

In all boroughs the council shall within fifteen (15) days after the adoption of the budget file a copy of the same with the Department of Internal Affairs

During any fiscal year the council may make supplementary appropriations or transfer appropriations from one classification to another for any lawful purpose from any funds on hand or estimated to be received including the proceeds of any borrowing theretofore or thereafter authorized by law and in cases of emergency or in palpable cases of error omission or other fortuitous circumstances council may make or ratify expenditures for lawful purposes and thereafter supply or augment the funds necessary therefor Except in the manner and in the cases aforesaid herein provided and except to pay expenditures that have accumulated and were not paid at the close of the previous fiscal year and also for the payment of ordinary operating expenses pending the final adoption of the budget and tax ordinance the council or other officers shall not hire any work to be done purchase any material make any contract or issue any order for the payment of moneys by any agent of the borough which will cause the sums appropriated for specific purposes to be exceeded]

For ten (10) days during the month of January a copy of the proposed budget shall be on file with the borough secretary and by him made available for public inspection Notice that the proposed budget is available for inspection shall be published either in a newspaper of general circulation in the borough or in the case of boroughs whose estimated budget receipts are less than five thousand dollars ($5,000.00) conspicuously posted during the said ten (10) day period in a place readily viewable by the public at the secretary's office together with any further notice prescribed by council Failure to give the notice herein required shall not invalidate the budget adopted or the tax ordinance but shall render the secretary guilty of a misdemeanor and on conviction thereof may be sentenced to a fine not exceeding one hundred dollars ($100.00) as may seem meet and just to the court passing sentence

After the expiration of the said ten (10) days council shall make such revision in the budget as shall be deemed advisable In addition to expenditures proposed for the current fiscal year council may include as proposed expenditures a sum sufficient to pay any existing indebtedness and to pay the ordinary operating expenses for the subsequent year until the taxes of the subsequent year are received therefor and may also include a sum to provide in whole or in part for any deferred maintenance depreciation and replacements Within the tax levy and debt limitations council may also include in whole or in part expenditures for capital improvements and purchases Expenditures of a legislative character shall be made authorized or ratified by ordinance Other expenditures allowed by law may be made or ratified by motion in council Such expenditures whether by ordinance or motion shall then be considered as appropriations affecting the budget Any balance of revenues over expenditures may be expended in any subsequent year for any lawful purpose

Upon completion of the budget containing the estimated receipts and expenditures and its adoption by motion in council it shall then be the duty of council to adopt an ordinance levying the tax for the fiscal year for approval of the burgess or passage over his veto The fixing or changing of the compensation or bonds of officials may be made by vote of council or embodied in the tax ordinance An ordinance relating to the fiscal affairs of the borough may include the tax ordinance aforesaid instead of a separate ordinance and it may include therein any matters requiring the formalities of an ordinance or deemed informative by council

The budget both preliminary and final shall be as comprehensive and exact as the information available will admit but council in its reasonable discretion may by motion modify the budget after its final adoption New appropriations supplementary appropriations and transfers from one appropriation to another may be made during the fiscal year either before an expenditure is authorized or ratified after the expenditure is made provided it is within the current year's revenues or the money therefor promptly made available through borrowing as allowed by law

Section 4 Section one thousand seventeen of said act as amended by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 761) is hereby further amended to read as follows

Section 1017 State Association of Boroughs The boroughs of the Commonwealth are authorized to organize a State Association of Boroughs for the purpose of advancing the interests of the boroughs Any borough [desiring representation in said association shall upon resolution of council] designate the delegates to attend the annual meeting of said association which delegation may consist of councilmen the burgess the borough manager the engineer the secretary or clerk the controller or one of the auditors and the borough solicitor or any one or more of them]

[The association shall hold annual meetings at such time and place within the Commonwealth as they may designate for the purpose of advancing the various interests of said boroughs promoting remedial legislation and discussing any and all topics relating to the welfare and conduct of the same and for the purpose of providing for a uniform and economical method of administering the affairs of the respective boroughs

The actual expenses of such delegates attending such meeting of said association including traveling expenses and hotel bills actually paid by them expenses of committees together with the necessary expenses of the convention including printing and employment of stenographers shall be paid by the various boroughs by order drawn on the borough treasury] may join the said association by motion of council and payment of the annual dues Council may designate one or more delegates from the elected or appointed officials of the borough to attend the annual meeting of the association which shall be held in accordance with the procedure adopted by the association In addition to any compensation allowed by law the actual expenses of the delegates including transportation incurred by delegates for or incident to such meeting shall be paid by the borough The time spent in attending said meeting shall not be more than three days exclusive of the time employed in traveling thereto and therefrom The annual membership dues of each borough becoming a member of the said association shall not exceed the sum of fifteen dollars for boroughs of one thousand population and less and in addition thereto the sum of two dollars per thousand of population or fractional part thereof not however exceeding a total additional fee of eighteen dollars

The dues and other revenues received by the association shall be used to pay for services publications and other expenses authorized or ratified by the association or incurred in behalf of the association by its officers and committees

Section 5 The first paragraph of Section 1035 of said act as last amended by the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1608) is hereby further amended to read as follows

Section 1035 Auditors to meet Yearly and Prepare a Financial Statement Financial Report to Be Furnished

to Department of Internal Affairs The auditors of the Borough shall meet on the third Tuesday of January of each year and shall audit adjust and settle the accounts of the tax collectors and all officers of the borough and of any person committee and commission receiving or expending municipal funds and shall prepare a statement thereof which shall contain an audit of the accounts of the last fiscal year and shall also show a complete statement of the financial condition of the borough giving in detail the actual indebtedness the amount of the funded debt the amount of the floating debt thereof the valuation of taxable property therein the assets of the borough with the character and value thereof the valuation of taxable property therein the assets of the borough with the character and value thereof and the date of maturity of the respective forms of funded debt thereof Such statement shall be prepared within sixty (60) days after the close of the fiscal year [Such statement shall be published by council as ordinances are published or by publication of a] A summary of such statement showing in reasonable detail all receipts and expenditures of the several boroughs officials the income from each source of revenue and the expenditures as set up in the borough budget as well as the present financial conditions of the borough and a statement of the balance due from or to such officials shall be published one time in one newspaper of general circulation and shall be in lieu of all other statements relating to indebtedness required to be published by existing law The amount of any balance or shortage or of any expenditure of a kind or made in a manner prohibited or not authorized by statute which causes a financial loss to the borough shall be a surcharge against any officer against whom such balance or shortage shall appear or who by vote act or neglect has permitted or approved such expenditure but no elected or appointed official of a borough shall be surcharged for any act error or omission in excess of the actual financial loss sustained by the borough and any surcharge shall take into consideration as its basis the results of such act error or omission and the results had the procedure been strictly according to law Provided That this amendment shall not apply to cases involving fraud or collusion and Provided further That in any matter involving any financial transaction any official knowingly and wilfully acting contrary to law or knowingly and wilfully failing to act as required by law is guilty of a misdemeanor and on conviction thereof may be sentenced to a fine not exceeding One Hundred Dollars ($100.00) and his office may be forthwith declared vacant as may seem meet and just to the court passing sentence

Section 6 Article eleven of said act is hereby amended by adding thereto immediately after section one thousand one hundred four a new section to read as follows

Section 1104.1 By ordinance a borough may provide for compensation to appointees and employes of not less than ten (10) years of satisfactory service and who are not less than sixty (60) years of age a proportion of the compensation last paid to them but not in excess of fifty per centum (50%) thereof as fixed in said ordinance or amendment thereto Provided That the expenditures herein authorized shall be paid out of the general tax levy for the current expenditures of the year and not by any special tax therefor Provided further That nothing herein shall preclude any appointee or employe of the borough from joining in any pension system or municipal retirement system that the borough may adopt The true intent and purpose hereof is to permit boroughs without exceeding the present general tax limitation to pay to servants in their employ too old to advantageously join any pensioning or retirement system a reasonable annuity in lieu of a pensioning or retirement system and who are not and cannot now be socially protected by any Federal security system now applicable to persons not employed by municipalities

Section 7 Clause thirty-one of section one thousand two hundred two of said act is hereby amended to read as follows

Section 1202 Specific Powers

* * * * * *

XXXI Appropriations to Borough Associations To appropriate annually a sum of money not exceeding [two hundred dollars] seventy-five for the support of any association composed of electors of the several boroughs and townships within the county formed for the study and investigation of the welfare economics management and government of boroughs and townships and for the protection and safeguarding of the rights and franchises of boroughs and townships and for the purpose of recommending legislation beneficial to boroughs and townships or any one or more of such purposes and also seventy-five dollars ($75.00) for the support of an association composed of elected and appointed borough officials in a particular county or in several adjoining or nearby counties organized for the purpose of furthering the interests of the boroughs in the association and their inhabitants Within the aforesaid limit the association may fix the scale of annual dues on a population or other reasonable basis but each borough member shall have an equal voice in its affairs

The association may adopt its own plan of organization government and procedure and provide means of stimulating interest and attendance at meetings and provide for help and instruction to its members Appropriations when made to the county association shall thereafter be under its control either through authorization of expenditure or by subsequent ratification A county association may affiliate itself with other political subdivisions when mutual municipal or public interests are involved and may withdraw therefrom

Section 8 Clause fifty-three of section one thousand two hundred two of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 767) the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 689) and the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 674) is hereby further amended to read as follows

Section 1202 Specific Powers

* * * * * *

LIII Regulation of Contracts [To make contracts or purchases in connection with proper legal requirements of the borough Provided That all contracts or purchases made by any borough involving an expenditure of over five hundred dollars ($500) except those hereinafter particularly enumerated shall be in writing and shall not be made except with and from the lowest responsible bidder after due public notice by the secretary published once a week for three weeks at intervals of seven days in one newspaper published in such borough and if no newspaper is published therein then by publication in one newspaper printed in the county and circulating generally in the borough and all bids shall be received opened and read in open meeting of council at a time fixed by such notice and not earlier than twenty-one days after the first publication thereof

In case of an emergency so declared by the affirmative vote of two-thirds of all the members of said council or a majority of council plus one when the number composing such council is less than nine the notice shall be published at least one week prior to the time fixed therein for opening bids

The acceptance of bids shall only be made by public announcement at the meeting at which bids are received or at a subsequent meeting the time and place of which shall be publicly announced when bids are received If for any reason one or both of the above meetings shall not be held the same business may be transacted at subsequent meetings provided that one week's notice thereof shall be published in the newspaper aforesaid

The successful bidder when advertising is required herein shall be required to furnish a bond with sufficient surety in the amount of fifty per centum of the amount of the contract within ten days after the contract has

been awarded and upon failure to furnish such bond within such time the previous award shall be void

The contracts or purchases made by any council involving an expenditure of over five hundred dollars ($500) which shall not require advertising or bidding as hereinbefore provided are hereby enumerated as follows

(a) Those made for maintenance repairs or replacements for water electric light and other public works of the borough provided they do not constitute new additions extensions or enlargements of existing facilities and equipment

(b) Those where particular types models or pieces of equipment articles apparatus appliances vehicles or parts thereof new second hand or rebuilt are desired by council which are patented and manufactured products and in cases of purchase under this provision specifications shall not be required to be prepared nor a bond exacted Provided however That this shall not apply to construction materials used in a street improvement

(c) Those made for improvements repairs or maintenance of any kind made or provided by any borough through its own employes or where the State or county is a party or cooperates through its employes or the loan of its equipment with the borough to a street repair maintenance or improvement

(d) Those made for any surety company bond or policy of insurance

(e) Those made for any public utility service where the service is to be provided by a public utility under tariffs on file with the Pennsylvania Public Utility Commission

It shall not be lawful for any burgess or member of council of any borough or any officer agent or employe thereof to be in any way interested either directly or indirectly in any contract for the sale or furnishing of any supplies or materials to be furnished to or for the use of or any work to be done for such borough involving the expenditure by the borough of more than three hundred dollars ($300) in any year or to receive any reward or gratuity from any person interested in such contract or sale nor shall any burgess member of council officer agent or employe of any borough be a member of any partnership or a stockholder or officer of any corporation or an agent or employe of any individual partnership or corporation in any way interested in any contract for the sale or furnishing of any supplies or materials to be furnished to or for the use of or any work to be done for such borough involving the expenditure by the borough of more than three hundred dollars ($300) in any year and any person violating these provisions or any of them shall forfeit his office or appointment in such borough and also shall be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine not exceeding five hundred dollars ($5.00)] To make to authorize and to ratify expenditures for lawful purposes from funds available therefor out of the current year's revenues or made available therefor by borrowing within legal limitations Provided That all contracts or purchases in excess of five hundred dollars ($500) except those hereinafter mentioned shall not be made except with and from the lowest responsible bidder after due notice in one newspaper of general circulation published or circulating in the county in which the borough is situated at least three times at intervals of not less than three days where daily newspapers of general circulation are available for such publication and in the case of weekly newspapers shall be published once a week for two successive weeks The first advertisement shall be published not less than ten days prior to the date fixed for the opening of bids

The acceptance of bids shall only be made by public announcement at the meeting at which bids are received or at a subsequent meeting the time and place of which shall be publicly announced when bids are received If for any reason one or both of the above meetings shall not be held the same business may be transacted at subsequent meetings Provided That at least five days' notice thereof shall be published in the newspaper aforesaid

The successful bidder when advertising is required herein shall be required to furnish a bond with suitable reasonable requirements guaranteeing the work to be done with sufficient surety in the amount of fifty per centum (50%) of the amount of the contract within ten days after the contract has been awarded and upon failure to furnish such bond within such time the previous award shall be void Provided That delivery accomplishment and guarantees may be required in all cases of expenditures including the exceptions herein

The contracts or purchases made by any council involving an expenditure of over five hundred dollars ($500) which shall not require advertising or bidding as hereinbefore provided are as follows

(a) Those made for maintenance repairs or replacements for water electric light and other public works of the borough provided they do not constitute new additions extensions or enlargements of existing facilities and equipment but a bond may be required by council as in other cases of work done

(b) Those made for improvements repairs or maintenance of any kind made or provided by any borough through its own employes Provided however That this shall not apply to construction materials used in a street improvement

(c) Those where particular types models or pieces of equipment articles apparatus appliances vehicles or parts thereof new second hand or rebuilt are desired by council which are patented and manufactured products

(d) Those involving any policies of insurance or surety company bonds those made for public utility service under tariffs on file with the Pennsylvania Public Utility Commission those in which another political subdivision county the Commonwealth of Pennsylvania or the Federal Government or any agency of the Commonwealth or Federal Government is a party or cooperates including herein the sale leasing or loan of any supplies or materials by the Commonwealth or the Federal Government or their agencies Provided however That the price thereof or the expenditure therefor shall not be in excess of those fixed by the Commonwealth the Federal Government or their agencies

(e) Those involving personal or professional service

Except as herein provided no borough official either elected or appointed who knows or who by the exercise of reasonable diligence could know shall be interested to any appreciable degree either directly or indirectly in any contract for the sale or furnishing of any supplies or materials for the use of the borough or for any work to be done for such borough involving the expenditure by the borough of more than three hundred dollars ($300) in any year but this limitation shall not apply to cases where such officer or appointee of the borough is a employe of the person firm or corporation to which the money is to be paid in a capacity with no possible influence on the transaction and in which he cannot be possibly benefited thereby either financially or otherwise Provided however That in the case of a councilman or burgess if he knows that he is within the exception just mentioned he shall so inform council and shall refrain from voting on the expenditures or any ordinance relating thereto and shall in no manner participate therein Provided further That any such official or appointee who shall knowingly violate this provision shall be subject to surcharge to the extent of the damage shown to be thereby sustained by the borough ouster from office and shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500)

Section 9 Section one thousand two hundred two said act is hereby amended by adding thereto immediately after clause sixty three new clauses to as follows

LXI Building Codes by Reference To enact and enforce suitable ordinances relating to buildings their construction alteration extension repair maintenance and facilities and services in or about such buildings and f

the enforcement thereof and provide for the enforcement thereof by a reasonable fine and by instituting appropriate actions or proceedings at law or in equity to effect the purposes of this act and ordinances thereunder At least one week and not more than three weeks prior to the presentation of the proposed building code ordinance to council an informative notice of intention to consider such proposed ordinance and a brief summary setting forth the principal provisions of the proposed ordinance in such reasonable detail as will give adequate notice of its contents pursuant to a uniform form which shall be prepared or approved by the Department of Internal Affairs and a reference to the place or places within the borough where copies of the proposed building code may be examined or obtained shall be published in the manner provided by law for the publication of ordinances

The provisions of the ordinance need not be advertised or recorded as in other cases but may be supplied by reference to a standard building code approved by the Department of Internal Affairs of the Commonwealth or to parts thereof determined by council or the provisions of the ordinance may be supplied by reference to a typed or printed building code prepared under the direction of or accepted by the borough council or the provisions may consist of a standard code approved as aforesaid or parts thereof and also further provisions typed or printed as aforesaid Copies of the ordinance thus adopted by reference shall be made available to any interested party at the cost thereof or may be furnished or loaned without charge and a copy of such ordinance whether by reference to a standard building code or to a typed or printed code or a combination of them shall be attached to the ordinance book with the same force and effect as if duly recorded therein The procedure set forth relating to the adoption of the ordinance by reference may likewise be adopted in amending supplementing or repealing any of the provisions of the ordinance

LXII To appropriate money not in excess of five hundred dollars ($500.00) annually for the expense of community nurse services

LXIII To appropriate money not in excess of one thousand dollars ($1,000.00) annually for the expense of the maintenance and support of a non-profit community ambulance service

Section 10 Section 2490 of said act is hereby amended to read as follows

Section 2490 Authority to Secure Lands for Airports All boroughs are hereby authorized and empowered to acquire by lease [or] purchase or condemnation proceedings any land lying either within or without the limits of such boroughs which in the judgment of the corporate authorities thereof may be necessary and desirable for the purpose of establishing and maintining municipal airdromes aviation landing fields and airport facilities

Section 11 Amend Article XXIV by adding Section 2493 as follows

Section 2493 All boroughs are hereby authorized and empowered to acquire by lease purchase or condemnation proceedings any land which in the judgment of the corporate authorities may be necessary and desirable for the purpose of establishing and maintaining parking lots and may regulate the use thereof

Section 12 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 13 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Andrews,	Gaffney,	Lovett,	Reilly,
Baker,	Gallagher,	Lyons,	Reynolds,
Barrett,	Gardner,	Madden,	Riley,
Barton,	Getchey,	Madigan,	Robertson,
Baumunk,	Gibson,	Mahany,	Root,
Bentzel,	Goodling,	Matthews,	Rose,
Boles,	Gore,	McAtee,	Royer,
Bonawitz,	Grant,	McClester,	Rudisill,
Boney,	Green,	McKinney,	Salus,
Boorse,	Greenwood,	McLanahan,	Scanlon,
Boory,	Greer,	McMillen,	Schuster,
Bower,	Guthrie,	McNair,	Serrill,
Brancato,	Gyger,	McNally,	Shaffer,
Breisch,	Haberlen,	Mihm,	Shoemaker,
Brice,	Hall,	Mikula,	Skale,
Brown,	Hamilton,	Miller,	Sloan,
Brunner, C. H.,	Hare,	Mills,	Smith,
Brunner, P. A.,	Haudenshield,	Modell,	Snider,
Burns,	Heatherington,	Mooney,	Snyder,
Cadwalader,	Helm,	Moore, C. E.,	Sorg,
Chervenak,	Hennihan,	Moore, W. J.,	Stank,
Chudoff,	Hering,	Moran,	Stockham,
Cohen,	Herman,	Moser,	Stonier,
Coleman,	Hersch,	Munley,	Stuart,
Cook,	Hewitt,	Murray, M. L.,	Swope,
Cooper,	Hoffman,	Murray, P. G.,	Tahl,
Corrigan,	Hoggard,	Myhan,	Tate,
Costa,	Hoopes,	Nagel,	Tittle,
Coulson,	Howells,	Nelson,	Trachtman,
Coyle,	Hunter,	O'Brien,	Trent,
Cullen,	Huntley,	O'Connor,	Trout,
Dague,	Jones,	O'Dare,	Turbett,
Dalrymple,	Kennedy,	O'Donnell,	Varallo,
Dennison,	Kirley,	O'Neill,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	Pentrack,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Elder,	Lane,	Polaski,	Welsh,
Elish,	Laughner,	Polen,	Wescott,
Ewing,	Lee,	Powers,	White,
Finnerty,	Leisey,	Propert,	Wood, L. H.,
Flack,	Leonard,	Readinger,	Wood, N.,
Fleming,	Levy,	Reagan,	Worley,
Foor,	Lichtenwalter,	Reese, D. P.,	Wright,
Fox,	Loftus,	Reese, R. E.,	Yeakel,
Freed,	Longo,	Regan,	Yester,
Frost,	Lopez,	Reidenbach,	Fiss,
Fullerton,			Speaker.

NAYS—6

Dye,	James,	Sollenberger,	Turner,
Erb,	Milliken,		

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

Senate Bill No. 465, Printer's No. 393,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 647, as follows:

An Act to amend section two thousand one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by fixing the minimum salaries or compensation for paid

policemen in police departments or bureaus in such cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 2001 Appointment Number Rank Compensation and Qualifications of Policemen The council shall fix by ordinance the number rank and compensation of the members of the city police force who shall be appointed in accordance with the civil service provisions of this act No policeman shall after his appointment and qualification hold at the same time the office of constable Council shall prescribe all necessary rules and regulations for the organization and government of the police force

The minimum salary or compensation of paid policemen of the police departments or bureaus of such cities as fixed by council shall be based on the population as determined by the last United States census as follows

Population	Third Class Cities
Up to 20,000.....	Not less than $1700.00 yearly
21,000 to 30,000.....	Not less than 1800.00 yearly
31,000 to 40,000.....	Not less than 1900.00 yearly
41,000 to 50,000.....	Not less than 2000.00 yearly
51,000 to 60,000.....	Not less than 2100.00 yearly
61,000 to 70,000.....	Not less than 2200.00 yearly
71,000 to 80,000.....	Not less than 2300.00 yearly
81,000 to 100,000 or more	Not less than 2400.00 yearly

Section 2 The provisions of this act shall become effective on the first day of January one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Andrews,	Gaffney,	Lopez,	Reidenbach,
Baker,	Gallagher,	Lovett	Reilly
Barrett,	Gardner,	Madden,	Reynolds,
Barton,	Getchey,	Madigan,	Robertson,
Baumunk,	Gibson,	Mahany,	Root,
Bentzel,	Goodling,	Matthews,	Rose,
Boles,	Gore,	McAtee,	Royer,
Bonawitz,	Grant,	McClester,	Rudisill,
Boney,	Green	McLanahan,	Salus,
Boorse,	Greenwood,	McMillen,	Scanlon,
Boory,	Greer,	McNair,	Schuster,
Bower	Guthrie,	McNally,	Serrill,
Brancato,	Gyger,	Mihm	Shaffer,
Breisch,	Haberlen,	Mikula,	Shoemaker,
Brice,	Hall,	Miller	Skale,
Brown,	Hamilton,	Milliken,	Sloan,
Brunner, C. H.,	Hare,	Mills,	Smith,
Brunner, P. A.,	Haudenshield,	Modell,	Snider,
Burns,	Heatherington,	Mooney,	Snyder,
Cadwalader,	Helm,	Moore, C. E.,	Sollenberger,
Chervenak,	Hennihan,	Moore, W. J.,	Sorg,
Chudoff,	Hering,	Moran,	Stank,
Cohen,	Herman,	Moser,	Stockham,
Coleman,	Hersch,	Munley,	Stonier,
Cook,	Hewitt,	Murray, M. L.,	Stuart,
Cooper,	Hoffman,	Murray, P. G.,	Swope,
Corrigan,	Hoggard,	Myhan,	Tahl,
Costa,	Hoopes,	Nagel,	Tate,
Coulson,	Howells,	Nelson,	Tittle,
Coyle,	Hunter,	O'Brien,	Trachtman,
Cullen,	Huntley,	O'Connor,	Trent,
Dague,	James,	O'Dare,	Turbett,
Dalrymple,	Jones,	O'Donnell,	Turner,
Dennison,	Kennedy,	O'Neill,	Varallo,
Depuy,	Kirley,	Owens,	Verona,
Dillon,	Kline,	Pentrack,	Wachhaus,
Dougherty,	Kolankiewicz,	Petrosky,	Wagner,
Duffy,	Komorofski,	Pettigrew,	Waterhouse,
Elish,	Krise,	Pickens,	Watkins,
Erb,	Kurtz,	Polaski,	Weiss,
Ewing,	Lane,	Polen,	Welsh,
Finnerty,	Laughner,	Powers,	Wescott,
Flack	Lee,	Propert,	White,
Fleming,	Leisey,	Readinger,	Wood, L. H.,
Foor,	Leonard,	Reagan,	Wright,
Fox,	Levy,	Reese D P.,	Yeakel,
Freed,	Lichtenwalter,	Reese, R. E.,	Yester,
Frost,	Loftus,	Regan,	Fiss,
Fullerton,	Longo,		Speaker.

NAYS—9

Dix,	Lyons,	Riley,	Wood, N.,
Dye,	McKinney,	Trout,	Worley,
Elder,			

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 607, Printer's No. 279

Senate Bill No. 293, Printer's No. 261

Senate Bill No. 452, Printer's No. 263 and

Senate Bill No. 519, Printer's No. 266,

bills on third reading were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 563, entitled:

An Act prohibiting the sale of surplus property as defined in the Federal Surplus Property Act of 1944 by or to certain persons using words or names indicating an official relationship with the United States government making exceptions in certain cases and imposing penalties

On the question,

Will the House agree to the bill on third reading?

Mr. CHUDOFF. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, page 2, line 14, by striking out the word "two" and inserting in lieu thereof: "ten".

Amend Sec. 2, page 2, line 24, by striking out the word "two" and inserting in lieu thereof "ten".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 69, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million nine hundred eighty thousand dollars ($1,980,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-five for the general maintenance of the University and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the University of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney.	Lyons,	Riley.
Barrett,	Gallagher,	Madden,	Robertson,
Barton.	Gardner.	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower.	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger.	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg.
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering.	Moran,	Stonier,
Coleman,	Herman,	Moser.	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 140, as follows:

An Act making an appropriation to aid certain school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two million dollars ($2,000,000) is hereby specifically appropriated to the Department of Public Instruction for the purpose of aiding financially handicapped and distressed school districts in such sums and in such manner as the Superintendent of Public Instruction shall determine and for defraying the necessary cost for the administration thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley.
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner.	Madigan,	Root,
Baumunk,	Getchey,	Mahany.	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies.	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower.	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger.	Mihm,	Skale,
Brice.	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider.
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns.	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg.
Chervenak,	Helm.	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen.	Hering.	Moran,	Stonier,
Coleman,	Herman,	Moser.	Stuart,
Cook.	Hersch,	Munley.	Swope,
Cooper.	Hewitt.	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate.
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes.	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent.
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona.
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 147, as follows:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeomen (female) and nurses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty thousand dollars ($20,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs to be used during the fiscal biennium beginning June first one thousand nine hundred forty-five for paying gratuities for the children between the ages of sixteen and twenty-one years of soldiers sailors marines female field clerks yeomen (female) or members of the enlisted nurse corps of the United States who die or have died of Spanish-American War or World War service connected disabilities as certified from veteran administration records Such children must have lived in the Commonwealth of Pennsylvania for five years immediately preceding the date upon which the application is filed

Section 2 Gratuities shall be paid out of the appropriation made by this act for the account of such children as shall be certified by the State Veterans' Commission (1) as coming within the class described in section one of this act and (2) as attending any State or State-aided educational or training institution of a secondary or college grade or other institution of higher education business school trade school hospital providing training for nurses school or institution providing courses in beauty culture art radio or undertaking or embalming or such other educational training within this Commonwealth as approved by the State Veterans' Commission and (3) as being unable without such gratuity to pursue his or her education or training Payments not to exceed the sum of two hundred dollars ($200) per school year per child shall be made to such institutions upon the submission by them of proof that bills have been incurred or contracted for matriculation fees and other necessary fees tuition board room rent books and supplies for such children in a definite amount for the school year Such proof shall be submitted to the State Veterans' Commission which shall attach the same to the requisitions prepared for payments out of the appropriations made by this act

Where a child within the class described is completing an educational or training course and arrives at the age of twenty-one years before completing the course the gratuity may be paid until the course is completed Provided however That gratuities may not be paid for any child for a longer period than four scholastic years

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, R. E.,	Wright,
Foor,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 152, as follows:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million five hundred thousand dollars ($1,500,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of Temple University at Philadelphia for the two fiscal years beginning June first one thousand nine hundred and forty-five for the general maintenance of the university and the purchase of such apparatus and equipment as the Trustees may deem necessary for the best interests of the university

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 157, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred fifty thousand dollars ($350,000) or as much thereof as may be necessary is hereby appropriated to the Trustees of the University of Pennsylvania for the fiscal biennium beginning June first one thousand nine hundred and forty-five for the support of the School of Veterinary Medicine of the University of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—3

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 174, as follows:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eighty-seven million five hundred thousand dollars ($87,500,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Assistance for the payment of assistance and administrative expenses as provided by the Public Assistance Law and for the payment of attorney's fees and court costs necessary for the proper conduct of the work of the Department of Public Assistance for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and administrative expenses attorneys' fees and court costs accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five

Section 2 Out of the moneys appropriated by section one of this act the Department of Public Assistance shall allocate funds from time to time for the several assistance programs (old age assistance aid to dependent children pensions for the blind general assistance and other programs provided by the Public Assistance Law) for administrative expenses of the several county boards of assistance for such administrative expenses incurred by the department which are chargeable to such boards and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the Department

Section 3 Out of the moneys appropriated by section one of this act quarterly allocations shall be made to the Department of the Auditor General and the Treasury Department respectively in such amounts as may be deemed necessary to pay the administrative expenses of such departments in auditing and disbursing appropriations for or relating to public assistance including any Federal sums supplementing such appropriations In the case of the Department of the Auditor General said allocations shall be made by the Governor President pro tempore of the Senate Speaker of the House of Representatives and the Auditor General or a majority thereof and in the case of allocations made to the Treasury Department such allocations shall be made by the Governor President pro tempore of the Senate Speaker of the House of Representatives and the State Treasurer or a majority thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boory,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 279, as follows:

An Act to amend section one of the act approved the first day of June one thousand nine hundred forty-three (App Acts p 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" increasing the amount of such appropriation and extending the time thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the first day of June one thousand nine hundred forty-three (App Acts p 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" is hereby amended to read as follows

Section 1 The sum of [Forty thousand dollars ($40,000)] eighty thousand dollars ($80,000) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Department of Highways for expenditure by said department [until the first day of June one thousand nine hundred and forty-five] for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and to carry into effect the provisions of existing laws relating thereto The appropriation made hereby shall not lapse

at the end of any fiscal biennium but shall continue to be available until expended for the purposes for which it is made

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 324, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty-nine thousand dollars ($39,000) is hereby appropriated to the Pennsylvania Historical Commission for the Daniel Boone Homestead for the two fiscal years beginning June first one thousand nine hundred forty-five for the construction of a comfort station with sewage disposal and water for the same and of a bath house with toilet with sewage disposal and water for same and of a farm blacksmith shop and for completion of the barn and the Homestead and for the construction of facilities for week-end campers and for the construction alteration and repair of a caretaker's house garage and barn and for the purchase of furniture and household furnishings for the Homestead and farming implements machinery and wagons for the barn and for use in cultivating the land and for the purchase of articles of historical interest to the public and for fencing grading and planting and for other incidental and contingent expenses on the Homestead property

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 399, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloister an important historical shrine belonging to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to check further destruction due to rotting of timber and other structural decay actually threatening the safety of certain buildings and the loss of important historical original features of the ancient buildings at the Ephrata Cloister at Ephrata Lancaster County Pennsylvania the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical Commission to be used for the shoring of dangerously sagging walls the reconstruction of crumbling foundations the repair or replacement of rotted timbers and the reconstruction of leaking roofs of the said Ephrata Cloister including the payment of wages of skilled craftsmen and other workmen the purchase of materials and equipment and the payment of professional fees for architectural supervision

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turner,
Dalrymple,	James,	O'Dare,	Turbett,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 610, as follows:

An Act making an appropriation to the Department of Public Instruction for the purchase of large-type books for partially sighted children

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of forty thousand dollars ($40,000) or as much thereof as may be necessary be and the same is hereby specifically appropriated to the Department of Public Instruction of the Commonwealth of Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred forty-five for the purpose of reimbursing school districts for the purchase of large-type books for the use of partially sighted children attending the public schools of the Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,

Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 815, as follows:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred thousand dollars ($200,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of Temple University at Philadelphia for the two fiscal years beginning June first one thousand nine hundred forty-five for the necessary replacement of apparatus and equipment of the dental and other professional schools of the university

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yester,
Fox,	Loftus,	Regan,	Yeakel,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 817, as follows:

An Act making appropriations to the Department of Property and Supplies for the further restoration improvement and equipment of the Pottsgrove Mansion in the Borough of Pottstown on the advice and subject to the approval of the Pennsylvania Historical Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars ($25,000.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purpose of completing the work of the restoration of the building known as the Pottsgrove Mansion in the Borough of Pottstown Montgomery County acquired by the Commonwealth pursuant to the provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 830)

All of said work shall be done on the advice of the

Pennsylvania Historical Commission and subject to its approval

Section 2 The sum of fourteen thousand dollars ($14,000.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purpose of grading erection of walls fences paving planting and the construction of a well-house on the tract of land upon which is situate the building known as the Pottsgrove Mansion in the Borough of Pottstown Montgomery County acquired by the Commonwealth pursuant to the provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 830)

All of said work shall be done on the advice of the Pennsylvania Historical Commission and subject to its approval

Section 3 The sum of ten thousand dollars ($10,000.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purchase of furniture and furnishings for the building known as the Pottsgrove Mansion in the Borough of Pottstown Montgomery County acquired by the Commonwealth pursuant to the provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 830)

All of said furniture and furnishings shall be purchased on the advice of the Pennsylvania Historical Commission and subject to its approval

Section 4 The sum of four thousand nine hundred dollars ($4,900.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purpose of engaging the services of an architect or landscape architect or both in the performance of the work provided for by this act

All of said architectural work shall be done on the advice of the Pennsylvania Historical Commission and subject to its approval

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boles,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Skale,
Brancato,	Guthrie,	McNally,	Sloan,
Breisch,	Gyger,	Mihm,	Smith,
Brice,	Haberlen,	Mikula,	Snider,
Brown,	Hall,	Miller,	Snyder,
Brunner, C. H.,	Hamilton,	Milliken,	Shaffer,
Brunner, P. A.,	Hare,	Mills,	Shoemaker,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trout,
Cullen,	Hunter,	O'Brien,	Trent,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 992, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby appropriated out of the General Fund to the Pennsylvania Historical Commission for further restoration preservation and improvement of the birthplace of the world's petroleum industry at Drake Well Memorial Park for the completion of a replica of the original Drake Well derrick and its machinery for the payment of salaries wages or other compensation for professional technical or other services necessary for planning and executing the restoration preservation and improvement of Drake Well Memorial Park for the necessary cost of landscaping for surveying the property and installing suitable boundary monuments for relocating the paths and improving parking areas for raising sections of the park area above flood level and for repairing the dike for the purchase of tools implements books manuscripts pictures and other objects of interest to the public in connection with the history of petroleum for the purchase of necessary equipment and for other incidental and contingent expenses

Section 2 This act shall become effective immediately upon final passage

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,

Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1278, as follows:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eight million seven hundred thirty-five thousand five hundred fifty dollars ($8,735,550) or as much thereof as may be necessary is hereby appropriated to the Department of Welfare for the two fiscal years beginning June first one thousand nine hundred forty-five to be by it paid to the hospitals hereinafter designated in the amounts hereinafter specified for the purpose of the maintenance of such hospitals in the manner prescribed by law at the rate of four dollars ($4.00) per diem for the medical and surgical services rendered to and maintenance of persons treated in such hospitals who are entitled to free service and for each day of part pay service such proportion of four dollars ($4.00) per diem rate as the part of the regular charge which the person treated is not able to pay bears to the regular ward charge for free service except that no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in its public ward

Abington Memorial Hospital	$ 70,200.00
Adrian Hospital Association Punxsutawney	40,100.00
Allegheny General Hospital Pittsburgh	181,200.00
Allegheny Valley Hospital Tarentum	30,200.00
Allentown Hospital Allentown	150,000.00
Altoona Hospital	62,000.00
American Hospital for Diseases of Stomach Philadelphia	7,200.00
American Oncologic Hospital Philadelphia	20,000.00
Armstrong County Hospital Kittanning	16,500.00
Barnes Simon H Memorial Hospital	6,500.00
Beaver Valley General Hospital New Brighton	14,000.00
Belvedere Hospital Pittsburgh	4,500.00
Berwick Hospital	18,000.00
Black F W Community Hospital Lewistown	8,000.00
Blair J C Memorial Hospital Huntingdon	36,000.00
Bloomsburg Hospital	34,000.00
Braddock General Hospital	47,600.00
Bradford Hospital	31,600.00
Broad Street Hospital Philadelphia	16,000.00
Brookville Hospital	15,500.00
Brownsville General Hospital	31,000.00
Bryn Mawr Hospital Bryn Mawr	40,000.00
Butler County Memorial Hospital	30,000.00
Canonsburg General Hospital	19,000.00
Carbondale General Hospital	27,000.00
Carlisle Hospital	28,000.00
Centre County Hospital Bellefonte	25,000.00
Chambersburg Hospital	19,000.00
Charleroi-Monessen Hospital	26,500.00
Chester County Hospital West Chester	58,000.00
Chester Hospital City of Chester	90,000.00
Chestnut Hill Hospital Philadelphia	27,000.00
Children's Heart Hospital Philadelphia	22,000.00
Childrens' Hospital of Philadelphia	92,000.00
Children's Hospital of Pittsburgh	96,000.00
Christian H Buhl Hospital Sharon	36,000.00
Citizens General Hospital New Kensington	38,000.00
Clearfield Hospital	44,000.00
Coatesville Hospital	42,000.00
Columbia Hospital Columbia	11,800.00
Columbia Hospital Wilkinsburg	14,000.00
Community General Hospital Reading	60,000.00
Community Hospital Kane	6,000.00
Community Hospital of Jersey Shore	5,000.00
Conemaugh Valley Memorial Hospital	112,000.00
Corry Hospital Association	10,000.00
Crozier J Lewis Hospital Chester	4,000.00
Delaware County Hospital	20,500.00
Eagleville Sanatorium for Consumptives	126,000.00
Easton Hospital	68,000.00
Elizabeth Steel Magee Hospital Pittsburgh	106,000.00
Elk County General Hospital Ridgway	18,000.00
Ellwood City Hospital Ellwood City	8,500.00
Elm Terrace Hospital Lansdale	4,800.00
Eye and Ear Hospital Pittsburgh	22,000.00
Frankford Hospital Philadelphia	62,000.00
Franklin City Hospital	18,000.00
Frederick Douglass Memorial Hospital and Training School Philadelphia	25,000.00
Frick Henry Clay Memorial Hospital Mt. Pleasant	22,000.00
Geisinger George F Memorial Hospital Danville	57,000.00
General Hospital of Monroe County East Stroudsburg	20,000.00
Germantown Dispensary and Hospital	180,000.00
Good Samaritan Hospital Lebanon	53,000.00
Grandview Hospital Sellersville	15,000.00
Greene County Memorial Hospital Waynesburg	15,000.00
Greenville Hospital Greenville	9,000.00

Grove City Hospital	3,000.00
Hahnemann Hospital Philadelphia	206,000.00
Hahnemann Hospital Scranton	60,000.00
Hamot Hospital Association Erie	107,000.00
Hanover General Hospital Hanover	16,000.00
Harrisburg Hospital Harrisburg	108,000.00
Harrisburg Polyclinic Hospital Harrisburg	62,000.00
Homeopathic Hospital of Chester County West Chester	28,000.00
Homestead Hospital	42,000.00
Indiana Hospital	47,000.00
Jameson Memorial Hospital Association (Shenango Valley) New Castle	16,000.00
Jefferson Medical College Hospital	290,000.00
Kane Summit Hospital Association	6,500.00
Lancaster County Tuberculosis Society (Rossmore)	62,000.00
Lancaster General Hospital	76,000.00
Lancaster Osteopathic Hospital Association	3,000.00
Lankenau Hospital Philadelphia	38,000.00
Latrobe Hospital	25,000.00
Lee Homeopathic Hospital Johnstown	24,000.00
Lewistown Hospital	60,000.00
Lock Haven Hospital	39,000.00
Lying-in-Charity Hospital Philadelphia	64,000.00
Maple Avenue Hospital Association DuBois	16,000.00
Maternity Hospital Philadelphia	33,000.00
McKeesport Hospital	82,000.00
Meadville City Hospital	26,000.00
Memorial Hospital Association Monongahela City	10,800.00
Memorial Hospital Roxborough Philadelphia	38,000.00
Mercy Hospital Altoona	46,000.00
Mercy Hospital and School for Nurses Philadelphia	77,000.00
Mercy Hospital Wilkes-Barre	90,000.00
Mid-Valley Hospital Blakely	32,000.00
Milliken A C Hospital Pottsville	28,000.00
Miners' Hospital of Northern Cambria	45,000.00
Montefiore Hospital Pittsburgh	76,000.00
Montgomery Hospital Norristown	43,150.00
Mount Sinai Hospital Philadelphia	126,000.00
Nason Hospital Association Roaring Spring	28,000.00
Northern Liberties Hospital	19,500.00
Northeastern Hospital of Philadelphia	31,000.00
Northwestern General Hospital Philadelphia	18,000.00
Ohio Valley General Hospital McKees Rocks	20,000.00
Oil City Hospital	28,000.00
Packer Robert Hospital Sayre	135,000.00
Passavant Hospital Pittsburgh	48,000.00
Pennsylvania Epileptic Hospital and Colony Farm Oakburne	44,000.00
Pennsylvania Hospital of Philadelphia (Contributors)	175,000.00
Philadelphia College of Osteopathy and Osteopathic Hospital of Philadelphia	6,900.00
Phoenixville Hospital	15,000.00
Physicians' and Surgeons' Hospital Philadelphia	4,800.00
Pittsburgh Hospital Association	68,000.00
Pittston Hospital Association	57,000.00
Potter County Memorial Hospital Coudersport	3,900.00
Pottstown Homeopathic Hospital	13,000.00
Pottstown Hospital	22,000.00
Pottsville Hospital	84,000.00
Presbyterian Hospital Pittsburgh	56,000.00
Providence Hospital of Beaver County	12,000.00
Quakertown Hospital Association	9,600.00
Reading Hospital	110,000.00
Renovo Hospital	9,000.00
Rochester General Hospital	28,000.00
Rush Hospital for Consumptives Philadelphia	79,800.00
Saint Christopher's Hospital for Children Philadelphia	63,000.00
Saint Francis' Hospital Pittsburgh	158,000.00
Saint John's General Hospital Pittsburgh	48,000.00
Saint Joseph's Hospital Carbondale	24,000.00
Saint Luke's Hospital South Bethlehem	100,000.00
Saint Luke's and Children's Medical Centre Philadelphia	85,000.00
Saint Vincent's Hospital Association Erie	92,000.00
Sewickley Valley Hospital	27,000.00
Shady Side Hospital	84,000.00
Soldiers' & Sailors' Memorial Hospital Wellsboro	5,000.00
Somerset Community Hospital	18,300.00
South Side Hospital Pittsburgh	67,000.00
Spencer Hospital Meadville	35,100.00
Stetson Hospital Philadelphia	12,000.00
Suburban General Hospital Bellevue	14,000.00
Sunbury Community Hospital	38,000.00
Taylor Hospital Association Taylor	34,000.00
Taylor Hospital Ridley Park	21,000.00
Temple University Hospital Philadelphia	155,000.00
Titusville Hospital	7,000.00
Tuberculosis League of Pittsburgh	96,000.00
Uniontown Hospital	70,000.00
University of Pennsylvania Hospital Philadelphia	260,000.00
University of Pennsylvania Graduate Hospital	165,000.00
Warner Annie M Hospital Gettysburg	12,500.00
Warren General Hospital	28,000.00
Washington Hospital	48,000.00
Wayne County Memorial Hospital Honesdale	7,500.00
Waynesboro Hospital	16,000.00
Western Pennsylvania Hospital Pittsburgh	145,000.00
Westmoreland Hospital Association Greensburg	57,000.00
West Side Hospital Association Scranton	61,000.00
Wilkes-Barre General Hospital	162,000.00
Williamsport Hospital	98,000.00
Wills Hospital Philadelphia	93,000.00
Women's Homeopathic Hospital Philadelphia	65,000.00
Women's Hospital of Philadelphia	71,000.00
Women's Hospital Pitsburgh	7,000.00
Women's Medical College Hospital Philadelphia	73,000.00
Wyoming Valley Homeopathic Hospital Wilkes-Barre	47,000.00
York Hospital	99,000.00
Zem Zem Hospital for Crippled Children Erie	18,000.00

Section 2 Notwithstanding the provisions of section one of this act no part of the appropriation made to the Department of Welfare thereunder shall be made to any hospital therein named if such hospital is a denominational or sectarian institution corporation or association

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,

Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1243, Printer's No. 571

Senate Bill No. 425, Printer's No. 148 and

Senate Bill No. 488, Printer's No. 200

bills on third reading, were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1250, as follows:

An Act providing a uniform method for taking samples of food or processed food for the purpose of analysis or examination by duly authorized representatives of any city county township incorporated town or borough

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever the duly authorized officer or representative of any city county township incorporated town or borough hereafter shall desire to obtain a sample of any food or processed food for the purpose of making an analysis or analyses or examination thereof such officer or agent shall do so in either of the following manners

(a) The sample shall be divided in the presence of the person of whom the request or demand for the sample was made or before a witness into two or more parts and each part shall be sealed in a suitable package One part shall be tendered and if accepted shall be delivered to the person of whom the request or demand was made together with a statement in writing that such sample was taken for the purpose of analysis or examination which statement shall be signed by the officer or representative taking the sample or

(b) Another sample of the identical product shall be taken in the presence of the person of whom the request or demand for the sample was made and this sample shall be delivered to the person of whom the request or demand was made together with a statement in writing that another sample of the identical product was taken for the purpose of analysis or examination which statement shall be signed by the officer or representative taking the sample

Section 2 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 The provisions of this act shall become effective two (2) months after the date of its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elliott,	Kurtz,	Polen,	Welsh,
Elish,	Lane,	Polaski,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—

NOT VOTING—4

Bentley, Brothers, McCormack, McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 636, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officer fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the Pennsylvania Historical and Museum Commission as an independent administrative commission and defining its powers property and duties transferring certain powers duties and employes from the Department of Public Instruction to the said commission abolishing the Pennsylvania Historical Commission and making available to the commission moneys appropriated or allocated to or for the use of the Pennsylvania Historical Commission the State Museum and the Archives division of the State Library

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred and one of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-eighth day of April one thousand nine hundred and forty-three (P. L. 94) is hereby further amended to read as follows

Section 201 Executive Officers Administrative Departments and Independent Administrative Boards and Commissions The executive and administrative work of this Commonwealth shall be performed by the Executive Department consisting of the Governor Lieutenant-Governor Secretary of the Commonwealth Attorney General Auditor General State Treasurer Secretary of Internal Affairs and Superintendent of Public Instruction by the Executive Board and the Pennsylvania State Police by the following administrative departments Department of State Department of Justice Department of the Auditor General Treasury Department Department of Internal Affairs Department of Public Instruction Department of Military Affairs Insurance Department Department of Banking Department of Agriculture Department of Forests and Waters Department of Mines Department of Highways Department of Health Department of Labor and Industry Department of Welfare Department of Property and Supplies Department of Revenue Department of Public Assistance and Department of Commerce and by the following independent administrative boards and commissions Pennsylvania Game Commission Board of Fish Commissioners State Civil Service Commission [and the] Pennsylvania Public Utility Commission and the Pennsylvania Historical and Museum Commission

All of the provisions of this act which apply generally to administrative departments or generally except to the Department of the Auditor General and the Treasury Department shall apply to the Executive Board and to the Pennsylvania State Police

Section 2 Section two hundred and two of said act as amended by the act approved the twenty-first day of May one thousand nine hundred and forty-three (P. L. 443) and by the act approved the twenty-first day of May one thousand nine hundred and forty-three (P. L. 496) is hereby further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Officers The following boards commissions and officers are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

In the Department of State
State Employes' Retirement Board
In the Department of Justice
Board of Pardons
Board of Commissioners on Uniform State Laws
In the Treasury Department
Board of Finance and Revenue
In the Department of Internal Affairs
Board of Property
In the Department of Public Instruction
State Council of Education
Pennsylvania State Board of Censors
Public School Employes' Retirement Board
[Pennsylvania Historical Commission]
Board of Trustees of Thaddeus Stevens Industrial School
Board of Trustees of Pennsylvania State Oral School for the Deaf
Board of Trustees of Pennsylvania Soldiers' Orphan School
Board of Trustees of West Chester State Teachers' College
Board of Trustees of Millersville State Teachers' College
Board of Trustees of Kutztown State Teachers' College
Board of Trustees of East Stroudsburg State Teachers' College
Board of Trustees of Mansfield State Teachers' College
Board of Trustees of Bloomsburg State Teachers' College
Board of Trustees of Shippensburg State Teachers' College
Board of Trustees of Lock Haven State Teachers' College

Board of Trustees of Indiana State Teachers' College
Board of Trustees of California State Teachers' College
Board of Trustees of Slippery Rock State Teachers' College
Board of Trustees of Edinboro State Teachers' College
Board of Trustees of Clarion State Teachers' College
Board of Trustees of Cheyney Training School for Teachers
State Board of Medical Education and Licensure
State Board of Pharmacy
State Dental Council and Examining Board
State Board of Optometrical Examiners
State Board of Osteopathic Examiners
Osteopathic Surgeons' Examining Board
State Board of Examiners for the Registration of Nurses
State Board of Veterinary Medical Examiners
State Board for the Examination of Public Accountants
State Board of Examiners of Architects
Anthracite Mine Inspectors' Examining Board
Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania
State Registration Board for Professional Engineers
State Civil Service Commissions

In the Department of Military Affairs
Armory Board of the State of Pennsylvania
Board of Trustees of Pennsylvania Soldiers' and Sailors' Home

In the Department of Banking
Board to License Private Bankers
Pennsylvania Securities Commission

In the Department of Agriculture
State Farm Products Show Commission

In the Department of Forests and Waters
Water and Power Resources Board
Geographic Board
Pennsylvania State Park and Harbor Commission of Erie
Washington Crossing Park Commission
Valley Forge Park Commission
Fort Washington Park Commission

In the Department of Mines
Anthracite Mine Inspectors
Bituminous Mine Inspectors

In the Department of Highways
State Bridge Commission

In the Department of Health
Sanitary Water Board
State Board of Undertakers

In the Department of Labor and Industry
Workmen's Compensation Board
Workmen's Compensation Referees
State Workmen's Insurance Board
The Industrial Board

In the Department of Welfare
State Council for the Blind
Board of Trustees of Eastern State Penitentiary
Board of Trustees of Western State Penitentiary
Board of Trustees of Pennsylvania Industrial School which upon the completion of the present Pennsylvania Industrial School at Huntingdon for the reception care maintenance detention employment and training of defective delinquents shall thereafter be known as the Board of Trustees of Pennsylvania Institution for Defective Delinquents
Board of Trustees of State Industrial Home for Women
Board of Trustees of Pennsylvania Training School
Board of Trustees of Allentown State Hospital
Board of Trustees of Danville State Hospital
Board of Trustees of Farview State Hospital
Board of Trustees of Harrisburg State Hospital
Board of Trustees of Norristown State Hospital
Board of Trustees of Warren State Hospital
Board of Trustees of Wernersville State Hospital
Board of Trustees of Torrance State Hospital
Board of Trustees of Ashland State Hospital
Board of Trustees of Blossburg State Hospital
Board of Trustees of Coaldale State Hospital
Board of Trustees of Connellsville State Hospital
Board of Trustees of Hazleton State Hospital
Board of Trustees of Locust Mountain State Hospital
Board of Trustees of Nanticoke State Hospital
Board of Trustees of Philipsburg State Hospital
Board of Trustees of Scranton State Hospital
Board of Trustees of Shamokin State Hospital
Board of Trustees of Laurelton State Village
Board of Trustees of Pennhurst State School
Board of Trustees of Polk State School
Board of Trustees of Selinsgrove State Colony for Epileptics

In addition to the foregoing there are hereby created as departmental administrative boards in the Department of Welfare boards of trustees for the respective institutions which are acquired by the Commonwealth from counties cities or institution districts for actual use as State mental hospitals under the provisions of act number twenty-one approved the twenty-ninth day of September one thousand nine hundred thirty-eight Each respective board of trustees shall be known as the Board of Trustees of the .....
.....
.....
(descriptive name of political subdivision in which institution is located)
State Hospital

In the Department of Property and Supplies
Board of Commissioners of Public Grounds and Buildings
State Art Commission

In the Department of Revenue
State Athletic Commission

In the Department of Public Assistance
State Board of Public Assistance

In the Department of Commerce
Pennsylvania Aeronautics Commission
State Planning Board

All of the foregoing departmental administrative boards and commissions shall be organized or reorganized as provided in this act

Section 3 Section two hundred and ten of said act as last amended by the act approved the twenty-first day of June one thousand nine hundred and thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 210 Compensation of Members of Administrative Boards and Commissions (a) Annual salaries shall be payable in equal semi-monthly installments as follows

To the Commissioner of Fisheries six thousand dollars

To the Chairman of the Pennsylvania Public Utility Commission ten thousand five hundred dollars as provided by law

To the members of the Pennsylvania Public Utility Commission other than the chairman each ten thousand dollars as provided by law

(b) The members of the Pennsylvania Game Commission [and of] the Board of Fish Commissioners other than the Commissioner of Fisheries and of the Pennsylvania Historical and Museum Commission shall not receive any compensation

(c) Except as in this act otherwise provided the members of departmental administrative boards and commissions and of advisory boards and commissions shall serve without compensation

Section 4 Article three of said act is hereby amended by adding thereto after section three hundred and three a new section to read as follows

Section 304 Pennsylvania Historical and Museum Commission The Pennsylvania Historical and Museum Commission shall consist of the Superintendent of Public Instruction ex officio and nine citizens of the Commonwealth One of the members of the commission shall be

designated by the Governor to serve as Chairman of the Commission The commission shall appoint to serve at its pleasure and with the approval of the Governor fix the compensation of an executive director who shall attend to the administrative work of the commission No member of the commission nor any one who has served as a member thereof within one year shall be eligible for appointment as executive director

Six members of the commission shall constitute a quorum

The present members of the Pennsylvania Historical Commission shall be members of the Pennsylvania Historical and Museum Commission who together with the other four original members of the commission shall be appointed by the Governor on or before the effective date of this act and shall hold their office until the third Tuesday of January one thousand nine hundred and forty-seven or until their successors shall have been appointed and qualified as provided by law The four members to be appointed as aforesaid who are not members of the present Pennsylvania Historical Commission shall be chosen from sections of the Commonwealth not represented by the five members who are now members of the Pennsylvania Historical Commission

Section 5 Section four hundred and eleven of said act is hereby repealed

Section 6 Section four hundred and thirty-two of said act is hereby amended to read as follows

Section 432 Geographic Board The Geographic Board shall consist of the Secretary of Forests and Waters who shall be the chairman thereof the Secretary of Highways the [president] chairman of the Pennsylvania Historical and Museum Commission and such officer of the Department of Internal Affairs as shall be designated by the Governor

Three members of the board shall constitute a quorum

Section 7 Section four hundred and forty-eight of said act as amended by the act approved the twenty-first day of June one thousand nine hundred and thirty-seven (P. L. 1865) and as amended in part by the act approved the fourth day of June one thousand nine hundred and thirty-seven (P. L. 1601) is hereby further amended to read as follows

Section 448 Advisory Boards and Commissions The advisory boards and commissions within the several administrative departments shall be constituted as follows

(a) The State Military Reservation Commission shall consist of the Governor the Major General commanding the National Guard of Pennsylvania any Major General who commands has commanded or shall hereafter command the National Guard of Pennsylvania who shall retire from the service subsequent to the first day of January one thousand nine hundred and thirty-three regardless of such retirement the Adjutant General the Brigadier Generals commanding brigades the Chief of Staff of the Twenty-eighth Division and two other members to be appointed by the Governor

The commission shall elect from among its members a chairman and a secretary

(b) The State Veterans' Commission shall consist of the Adjutant General ex-officio and seven members all of whom shall have served in the armed forces of the United States while a state of war existed between the United States of America and another sovereign power and shall be members in good and regular standing of a Pennsylvania branch post lodge or club of a recognized national veterans organization active in this Commonwealth.

Five members of the commission shall constitute a quorum

The commission shall select from its number a chairman and a secretary

(c) The State Forest Commission shall consist of four persons and the Secretary of Forests and Waters ex-officio who shall be chairman thereof

(e) Bushy Run Battlefield Commission The Bushy Run Battlefield Commission shall consist of the Secretary of Forests and Waters and the chairman [and secretary of the Pennsylvania Historical Commission] of the Pennsylvania Historical and Museum Commission ex-officio and six other members residing in the vicinity of the Bushy Run Battlefield State Park and having a knowledge of and interest in the history of the locality wherein said park is situated

The members of the commission shall annually elect a chairman and a secretary

Five mmebers of the commission shall constitute a quorum

(f) The Advisory Health Board shall consist of the Secretary of Health and six members a majority of whom shall be physicians graduates of legally constituted medical colleges and of at least ten years' experience in the practice of their profession and one of whom shall be a civil engineer The Secretary of Health shall be chairman of the board

Three members of the board together with the Secretary of Health shall constitute a quorum

(g) The State Welfare Commission shall consist of the Secretary of Welfare ex-officio and eight other members The Secretary of Welfare shall be chairman of the board The Secretary of Welfare and four other members of the board shall constitute a quorum

(h) The General Galusha Pennypacker Monument Commission shall consist of the Secretary of Property and Supplies the president of the Pennsylvania Academy of Fine Arts of Philadelphia and three other persons The commission shall annually elect a president and secretary

Three members of the commission shall constitute a quorum

Section 8 Section one thousand three hundred and five of said act is hereby amended to read as follows

Section 1305 Library [and Museum] The Department of Public Instruction shall have the power and its duty shall be to exercise the powers and perform the duties heretofore by law vested in and imposed upon the State Library and Museum and the several divisions thereof in so far as the same shall in any manner relate to the State Library or the law library or to the following powers duties and functions The Superintendent of Public Instruction may designate the person in charge of the work to which this section refers as the State Librarian

The department shall have the power and its duty shall be

(a) To control direct supervise and manage the State Library [and Museum]

(b) [To edit the Pennsylvania Archives]

[(c)] To maintain as a part of the State Library [and Museum] a law library

[(d) To preserve all public records throughout the Commonwealth and to give special attention to the preservation of all records of the State Government not in current use and of historical value

(e) To collect classify preserve and make acceptable for reference all records which may come into the possession of the library with such exceptions as may be indicated by the department and to examine into the condition of the records books pamphlets documents manuscripts archives maps and papers kept filed recorded in the several offices of the counties cities and boroughs of the State

(f) To recommend such action to be taken by the persons having the care and custody of public records may be necessary to secure their safety and preservation and to cause all laws relating to public records to be enforced

(g) To furnish to persons applying therefor certificates relating to the public records or copies thereof upon the payment of such charges as shall be fixed by law]

[(h)] (c) To give advice and counsel to all free libraries in the State and to all communities which may propose to establish free libraries in the selection of books cataloguing and other details of library management and as to the best means of establishing and administering such libraries

[(i)] (d) Generally to supervise and inspect free

braries to require reports in such manner as may be deemed proper and to establish and maintain a system of traveling libraries as far as possible throughout the Commonwealth

[(j) To preserve objects illustrating the flora and fauna of the State and its mineralogy geology archaeology arts history and education and whenever deemed necessary to illustrate the same with lantern slides or films which may be circulated throughout the Commonwealth under such rules and regulations as the department may adopt which rules and regulations may provide for a reasonable charge for the use of such slides and films Provided That in exercising its powers and performing the duties under subsections (b) (d) (e) and (f) of this section the department shall consult and cooperate with the Pennsylvania Historical Commission]

Section 9 Section one thousand three hundred and nine of said act as amended by the act approved the twenty-eighth day of May one thousand nine hundred and thirty-seven (P. L. 972) and by the act approved the twenty-first day of July one thousand nine hundred and forty-one (P. L. 429) is hereby repealed absolutely

Section 10 The said act is hereby further amended by adding after Article twenty-eight a new article to read as follows

Article XXVIII-A

Powers and Duties of the Pennsylvania Historical and Museum Commission

Section 2801-A Pennsylvania Historical and Museum Commission Subject to any inconsistent provisions in this act contained the Pennsylvania Historical and Museum Commission shall have the power and its duties shall be

(a) To exercise the powers and perform the duties heretofore by law vested in and imposed upon the Pennsylvania Historical Commission and any officer or member thereof Any power or duty heretofore vested in or imposed upon the chairman of the Pennsylvania Historical Commission is herein vested in and imposed upon the chairman of this commission and any power or duty heretofore vested in or imposed upon the Secretary of the Pennsylvania Historical Commission is herein vested in and imposed upon the executive secretary of this commission

(b) To exercise the powers and perform the duties heretofore by law vested in the State Museum or the Director of the Museum or in the State Library and Museum or the Department of Public Instruction insofar as such powers or duties relate to the museum or to the functions of the museum or to the powers or to the duties or functions set forth in this section

(c) Upon its own initiative or upon petition of municipalities or historical societies to mark by proper monuments tablets or markers places or buildings within this Commonwealth where historical events have transpired and with the consent of the State or county having jurisdiction thereof places or buildings outside of this Commonwealth having to do with its history and to arrange for the care or maintenance of such markers or monuments

(d) To undertake within the means at its command the preservation or resoration of ancient or historical public buildings military works or monuments connected with the history of Pennsylvania and for this purpose to contract with cities boroughs and townships for and on behalf of the Commonwealth or with historical societies or other associations with proper bond or security for the maintenance of such buildings works or monuments as a consideration for assistance in their erection restoration preservation or marking by the commission

(e) To transmit to the Department of Property and Supplies for publication or republication matters of historical or archaeological interest and to cooperate with said department in compiling heading printing and distributing such publications

(f) Upon its own initiative or in cooperation with reputable societies or organizations to conduct investigations upon historical or archaeological matters relative to Pennsylvania and report the same for public information

(g) To assume the preservation care and maintenance of historical buildings grounds monuments or antiquities committed to its custody by the General Assembly and to make and enforce rules and regulations for the visitation of such places by the public and at its discretion to charge admission fees therefor such fees to be paid into the State Treasury through the Department of Revenue and credited to the General Fund

(h) To receive for and on behalf of the Commonwealth gifts or bequests of relics or other articles of historical interest which shall be deposited in the State Museum or at the discretion of the commission in or on historic properties or shrines committed to its custody

(i) To accept for the Commonwealth gifts and bequests of or securities for the endowment of its work in accordance with the instructions of the donors and in conjunction with the Governor Auditor General and State Treasurer who shall together with the members of the commission constitute a body of trustees for the care of such funds invest the same in the bonds of this Commonwealth or of any political subdivision thereof and to employ the interest and income from such investments for the purposes of the commission or to apply the same to such uses as may have been specified by the respective donors of such funds

(j) To approve or disapprove the design and proposed location of all historical monuments memorials buildings tablets and inscriptions and to cooperate in the care or restoration of historic sites buildings battlefields and other historical undertakings maintained or executed in whole or in part at the expense of the Commonwealth

(k) To accept and take title in the name of the Commonwealth of Pennsylvania to the sites of historical markers

(l) To examine any records within the control of the several departments boards and commissions of this Commonwealth for the purposes of historical research and to copy any such records

(m) To examine or cause to be examined or excavated the sites and areas of former aboriginal or American Indian occupation within this Commonwealth to acquire by purchase archaeological collections for the State Museum to prepare a list of all such sites to describe them to report upon their specific archaeological culture and to prepare for publication the information so obtained All information reports scientific determinations and other records obtained by this survey or archaeological collections acquired by purchase shall be the property solely of the Commonwealth to be deposited in the State Museum In performing its duties under this subsection the commission may consult and procure the advice of such archaeological and anthropoligical experts as it shall deem it advisable to consult

(n) To control direct supervise and manage the State Museum

(o) To edit the Pennsylvania Archives

(p) To preserve all public records throughout the Commonwealth and to give special attention to the preservation of all records of the State Government not in current use and of historical value

(q) To collect classify preserve and make acceptable for reference all records which may come into the possession of the library with such exceptions as may be indicated by the department and to examine into the condition of the records books pamphlets documents manuscripts archives maps and papers kept filed or recorded in the several offices of the counties cities and boroughs of the State

(r) To recommend such action to be taken by the persons having the care and custody of public records as may be necessary to secure their safety and preservation and to cause all laws relating to public records to be enforced

(s) To furnish to persons applying therefor certificates relating to the public records or copies thereof upon the payment of such charges as shall be fixed by law

(t) To preserve objects illustrating the flora and fauna

of the State and its minerology geology archaeology arts history and education and whenever deemed necessary to illustrate the same with lantern slides or films which may be circulated throughout the Commonwealth under such rules and regulations as the commission may adopt which rules and regulations may provide for a reasonable charge for the use of such slides and films

Section 11 (a) The Pennsylvania Historical Commission is hereby abolished

(b) All employes of the Pennsylvania Historical Commission on the effective date of this act shall become employes of the Pennsylvania Historical and Museum Commission and shall continue to perform their usual duties upon the same terms and conditions as theretofore until removed or appointed to other positions by the Pennsylvania Historical and Mus.um Commission

(c) All employes of the Department of Public Instruction on the effective date of this act whose duties are connected with the functions of the State Museum or with any of the functions set forth in this amendment as the powers and duties of the Pennsylvania Historical and Museum Comission shall become employes of the said commission and shall continue to perform their usual duties upon the same terms and conditions as theretofore until removed or appointed to other positions by the commission

(d) Any unexpended balance existing on the effective date of this act in any appropriation heretofore made to the Pennsylvania Historical Commission or to any department or agency of the Commonwealth for the use of the Pennsylvania Historical Commission and any moneys hereafter appropriated to the said Pennsylvania Historical Commission or to any department or agency of the Commonwealth for the use of the Pennsylvania Historical Commission are hereby transferred and appropriated to the Pennsylvania Historical and Museum Commission for the use of the Pennsylvania Historical and Museum Commission in the performance of its duties

(e) Any unexpended balance of any appropriation heretofore made and any money hereafter appropriated to the Department of Public Instruction for the purpose of being allocated for the use of the Pennsylvania Historical Commission or for the use of the State Museum or the Archives division of the State Library and any money heretofore or hereafter allocated by the Department of Public Instruction for the use of the Pennsylvania Historical Commission or the State Museum or the Archives division of the State Library is hereby transferred and appropriated to the Pennsylvania Historical and Museum Commission for the use of the Pennsylvania Historical and Museum Commission in the performance of its duties

(f) The contents of the State Museum all property now under the jurisdiction or control of the Pennsylvanial Historical Commission the State Museum or the Archives division of the State Library and all property heretofore allocated or assigned by the Department of Public Instruction or any other department or agency of the Commonwealth for the use of the Pennsylvania Historical Commission the State Museum or the Archives division of the State Library are hereby transferred to the Pennsylvania Historical and Museum Commission for the use of said commission in the performance of its duties

Section 12 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 13 This act shall become effective on the first day of June one thousand nine hundred and forty-five

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Loveit,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boles,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON SECOND READING

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. SKALE

The House resumed the consideration on second reading of House Bill No. 648, entitled:

An Act to further amend section four of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the court of common pleas the judges of the orphans' courts the judges of the municipal court of Philadelphia and the judges of the county court of Allegheny County" by increasing the salaries of judges of common pleas of the first and fifth judicial districts

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROOT. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Skale.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. SKALE. I shall, Mr. Speaker.

Mr. ROOT. Will the gentleman inform me what action the committee took on this bill when it was up for consideration?

Mr. SKALE. The action of the committee was that the bill be reported out with amendments, and that is the way the bill was reported out.

Mr. ROOT. And the committee did not request that it be recommitted after the second reading?

Mr. SKALE. No, Mr. Speaker.

Mr. ROOT. I thank the gentleman.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read the second time and agreed to.

Ordered, To be transcribed for a third reading.

HOUSE RESOLUTION No. 49

Mr. SORG. Mr. Speaker, I call up House Resolution No. 49, Printer's No. 592.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 10, 1945.

Resolved, That the Speaker of the House appoint a Select Committee of seven members of the House of Representatives whose duty it shall be to make a study of the Standing Committees of this House, for the purpose of determining the advisability of reducing the number of Standing Committees and the number of members required to be elected to the various Committees as provided under Rule 27 of the House of Representatives.

The Select Committee shall make its report to the House before sine die adjournment of this Session.

On the question,

Will the House adopt the resolution?

It was adopted.

COMMITTEE APPOINTED

The SPEAKER. Pursuant to the provisions of House Resolution No. 49, Printer's No. 592, adopted by the House Monday, April 23, 1945, the Chair appoints the following Members as a Select Committee: Messrs. Sorg, Chairman, Lichtenwalter, Lloyd H. Wood, Stockham, McKinney, Andrews and Lovett.

The Committee will meet at the call of the Chair.

SENATE MESSAGES

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1095.

An Act to amend section one thousand one hundred one of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto," requiring the Pennsylvania Game Commission to pay bounties to public employees.

With the information that the Senate has passed the same without amendment.

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 18.

An Act to amend sections one and two of the act approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1303), entitled "An act to regulate the sale of certain hypnotic, analgesic, and body-weight reduction drugs, in the interest of public health," by redefining the meaning of "other hypnotic drug, or analgesic drug or body-weight reducing drug" and adding "inhalers" to the remedies permitted to be sold at retail

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 8, by striking out after the word "and" the words "adding 'inhalers' to the" and inserting in lieu thereof the words "naming certain"; also in last line of title by inserting after the word "retail" the words "under certain conditions".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,

Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 329.

An Act to further amend section three hundred one and section three hundred three and to amend section three hundred four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789), entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by further regulating the computation of the reserve liability of life insurance companies deficiency reserve requirements and the acceptance of valuations made by other states.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 5, line 1, by striking out after the word "time" the word "effect" and inserting in lieu thereof the word "affect"; also on page 6, line 25, by striking out after the word "per" the word "cent" and inserting in lieu thereof the word "centum"; also on page 9, line 13, by striking out the entire line as follows: "such category than those calculated according to the mini-" and inserting in lieu thereof the following: "benefits as established by the Insurance Commissioner may"; also in line 15, by inserting after the word "for" at the end of said line the following: "such category than those calculated according to the mini-"; also in line 27, by striking out after the word "per" the word "cent" and inserting in lieu thereof the word "centum".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2.

An Act to amend sections five and seven of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 899), entitled "An act regulating public bathing places swimming pools public bath houses public and private natatoriums turkish bath houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees

providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violations" exempting religious and charitable organizations and non profit corporations securing permits under said act from the payment of fees.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 1, by striking out after the word "amend" the words "sections five and" and inserting in lieu thereof the word "section"; also in line 11, by striking out after the syllable "tions" the words "exempting religious and charitable organizations and non-profit corporations securing permits under said act from the payment of fees" and inserting in lieu thereof the words "by eliminating certain annual fees".

Amend Section 1, page 2, line 1, by striking out after the figure "1" the words "Sections five and" and inserting in lieu thereof the word "Section"; also in line 10, by striking out after the word "violations" the word "are" and inserting in lieu thereof the word "is" also by striking out beginning with line 11 as follows:

"Section 5 Permits

(a) It shall be unlawful for any person or persons club firm corporation partnership institution association municipality or county to construct add to or modify or to operate or continue to operate any public bath house bathing swimming place or swimming pool natatorium or any structure intended to be used for bathing or swimming purposes indoors or outdoors without having first obtained a permit so to do or being in possession of an unrevoked permit

(b) Permits shall be obtained in the following manner Any person or persons firm corporation co-partnership associations institution municipality or county or other body desiring to construct add to or modify or to operate and maintain any public bathing place bath house bathing or swimming pool natatorium place or structure indoors or outdoors intended to be used for hire for bathing or swimming within the Commonwealth shall file with the department on blanks prepared by it an application for permission to operate such bathing place or swimming pool

(c) [Each] Except as hereinafter provided each application shall be accompanied by a fee of ten ($10.00) dollars and by maps drawings specifications and descriptions of the bathing place pool or structure its appurtenances and operations descriptions of the source or scurces of water supply amount of chemical content and quality of water available and intended to be used method and manner of water purifications treatment disinfection heating regulating and cleaning and measures employed to insure installation of necessary lavatories dressing rooms segregation of sexes and personal cleanliness of bathers method and manner of washing disinfecting drying and storing bathing apparel and towels and all other information and statistics that may be required by the rules and regulations of the department Any religious or charitable organization and any non-profit corporation making application under the provisions of this subsection shall be exempt from the payment of the said fee

(d) Thereupon the department shall cause an investigation to be made of the proposed bathing place or existing place pond or pool If it shall be determined that the bathing or swimming place reasonably may be expected to become unclean unsanitary a nuisance or may constitute a menace to public health the department shall immediately refuse a permit therefor in a written order or decision giving the reasons for such refusal and notify the applicant of said refusal If the applicant be aggrieved at such refusal and believes an injustice has been done the applicant on payment of the reasonable expense of preparing the same shall be privileged to have such record certified to the common pleas court of Dauphin County Whereupon said court shall review such record and proceeding and promptly enter such order and decree as the facts shall justify"; also on page 4, line 15, by striking out after the word "dollars" the following: "Provided however That every religious or charitable organization and every non-profit corporation having been granted a permit for any such swimming or bathing place shall be exempt from the payment of the said annual license fee".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Milliken,	Snider,
Brunner, P. A.,	Hare,	Mills,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey,	Readinger,	Wood, N.,
Flack,	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 295.

An Act to repeal certain obsolete and supplied penal laws.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, by inserting after the word "debaucheries" the following:

Sections seven and nine of the act approved the ninth day of April one thousand seven hundred sixty (1 Sm L 227) entitled "An act to prevent the hunting of deer and other wild beasts beyond the limits of the lands purchased of the Indians by the Proprietaries of this province and against killing deer out of season"

Section one of the act approved the eighth day of February one thousand seven hundred sixty-six (1 Sm L 266) entitled "An act to prevent cutting or damaging the ropes used by the ferrymen on Schuylkill or elsewhere within this province"

also on page 2, by inserting after the word "worship" in line 27, the following:

Section three of the act approved the twenty-first day of March one thousand eight hundred thirty-three (P. L. 91) entitled "An act laying a tax on dogs in the borough of Pottsville in the county of Schuylkill and in the borough of Alexandria in Huntingdon county"

also on page 3, by inserting after the word "companies" in line 6, the following:

Section three of the act approved the seventh day of April one thousand eight hundred forty-nine (P. L. 461) entitled "A supplement to the act entitled 'An act regulating turnpike and plank road companies' approved January the twenty-sixth anno domini one thousand eight hundred and forty-nine"

Section two of the act approved the thirtieth day of March one thousand eight hundred sixty (P. L. 362) entitled "An act to protect Fruit et cetera and punish Trespass in the counties of Huntingdon Washington Allegheny Berks Lancaster Lycoming and Delaware"

also on page 3, by inserting after the word "tolls" in line 27, the following:

Section one of the act approved the thirteenth day of June one thousand eight hundred eighty-three (P L. 95) entitled "An act to prevent the obstruction of the navigable streams of this Commonwealth"

also on page 4, by inserting after the word "hire" in line 15, the following:

The act approved the twenty-sixth day of February one thousand eight hundred and fifty-five (P. L. 53) entitled "An act to prevent the sale of intoxicating liquors on the first day of the week commonly called Sunday

also on page 4, by inserting after the word "thereof" in line 23, the following:

Section two of the act approved the twenty-fifth day of February one thousand nine hundred one (P. L. 11) entitled "An act to establish a Department of Forestry to provide for its proper administration to regulate the acquisition of land for the Commonwealth and to provide for the control protection and maintenance of Forestry Reservations by the Department of Forestry"

also on page 7, by inserting after the word "same" in line 2, the following:

The act approved the thirteenth day of April one thousand nine hundred twenty-one (P. L. 140 Act No. 83) entitled "An act making it unlawful to turn in or sound false alarms of fire and to meddle or interfere with or break or destroy any fire-alarm telegraph system"

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker,	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madden,	Robertson,
Barton,	Gardner,	Madigan,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger	Mihm	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller	Smith,
Brunner C H.,	Hamilton,	Milliken,	Snider,
Brunner P A.,	Hare,	Mills,	Snyder,
Burns	Haudenshield,	Modell,	Sollenberger,
Cadwalader	Heatherington	Mooney	Sorg,
Chervenak,	Helm	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook,	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes	Nagel,	Trachtman,
Coyle,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood L H.,
Finnerty,	Leisey	Readinger,	Wood N.,
Flack,	Leonard,	Reagan	Worley,
Fleming	Levy	Reese D P.,	Wright,
Foor,	Lichtenwalter	Reese R E.,	Yeakel,
Fox	Loftus	Regan	Yester,
Freed,	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 384.

An Act to add clause XX to section seven hundred and two of the act, approved the first day of May, one thousand nine hundred and thirty-three, (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," authorizing townships to adopt ordinances and to prescribe and enforce

penalties for violation thereof; and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 1, by striking out after the word "clause" the Roman numerals "XX" and inserting in lieu thereof the Roman numerals "XXV"; also in last line of title by inserting after the word "treasury" the words "and providing for an appeal to the court of quarter sessions".

Amend Section 1, page 2, line 3, by striking out after the word "clause" the Roman numerals "XX" and inserting in lieu thereof the Roman numerals "XXV"; also in line 5, by striking out after the word "of" the word "the"; also in same line by inserting after the word "townships" the words "of the second class"; also in line 8, by striking the Roman numerals "XX" and inserting in lieu thereof the Roman numerals "XXV"; also in line 11, by inserting after the word "published" the words "prior to passage"; also in line 14, by striking out at the beginning of said line the word "publication" and inserting in lieu thereof the word "passage"; also on page 3, line 9, by inserting after the word "treasury" the following: "No ordinance shall be considered in force until same is recorded in the ordinance book of the township and is advertised as required in clause XXV

An appeal may be made to the court of quarter sessions upon entering into recognizance with sufficient surety to prosecute the same with effect and for the payment of costs by a person aggrieved within thirty days after any ordinance takes effect and the determination and order of the court thereon shall be conclusive".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Fullerton,	Lovett,	Reynolds,
Baker	Gaffney,	Lyons,	Riley,
Barrett,	Gallagher,	Madigan,	Robertson,
Barton,	Gardner,	Madden,	Root,
Baumunk,	Getchey,	Mahany,	Rose,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brown,	Hall,	Miller,	Smith,
Brunner, C. H.,	Hamilton,	Mills,	Snider,
Brunner, P. A.,	Hare,	Milliken,	Snyder,
Burns,	Haudenshield,	Modell,	Sollenberger,
Cadwalader,	Heatherington,	Mooney,	Sorg,
Chervenak,	Helm,	Moore, C. E.,	Stank,
Chudoff,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hering,	Moran,	Stonier,
Coleman,	Herman,	Moser,	Stuart,
Cook	Hersch,	Munley,	Swope,
Cooper,	Hewitt,	Murray, M. L.,	Tahl,
Corrigan,	Hoffman,	Murray, P. G.,	Tate,
Costa,	Hoggard,	Myhan,	Tittle,
Coulson,	Hoopes,	Nagel,	Trachtman,
Cole,	Howells,	Nelson,	Trent,
Cullen,	Hunter,	O'Brien,	Trout,
Dague,	Huntley,	O'Connor,	Turbett,
Dalrymple,	James,	O'Dare,	Turner,
Dennison,	Jones,	O'Donnell,	Varallo,
Depuy,	Kennedy,	O'Neill,	Verona,
Dillon,	Kirley,	Owens,	Wachhaus,
Dix,	Kline,	Pentrack,	Wagner,
Dougherty,	Kolankiewicz,	Petrosky,	Waterhouse,
Duffy,	Komorofski,	Pettigrew,	Watkins,
Dye,	Krise,	Pickens,	Weiss,
Elder,	Kurtz,	Polaski,	Welsh,
Elish,	Lane,	Polen,	Wescott,
Erb,	Laughner,	Powers,	White,
Ewing,	Lee,	Propert,	Wood, L. H.,
Finnerty,	Leisey	Readinger,	Wood, N.,
Flack	Leonard,	Reagan,	Worley,
Fleming,	Levy,	Reese, D. P.,	Wright,
Foor,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Fox,	Loftus,	Regan,	Yester,
Freed	Longo,	Reidenbach,	Fiss,
Frost,	Lopez,	Reilly,	Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	McCormack,	McDowell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 45.

An Act to further amend sections three and thirty-nine of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics and certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties and repealing existing legislation" by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

SENATE BILL No. 279.

An Act defining and providing for the licensing and regulation of private trade schools and classes conferring powers and imposing duties on the State Board for Vocational Education and prescribing penalties

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 44.

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years and providing for the reinstatement of electors' registrations after failing to vote during two calendar years

SENATE BILL No. 45.

An Act to further amend sections three and thirty-nine of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

SENATE BILL No. 48.

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties" by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

SENATE BILL No. 53.

An Act concerning the ascertainment of principal a income and the apportionment of receipts and expens among tenants and remaindermen; and to make unifo the law with reference thereto.

SENATE BILL No. 210.

An Act to further amend the act approved the eigh eenth day of May one thousand nine hundred and elev (P. L. 309) entitled "An act to establish a public sch system in the Commonwealth of Pennsylvania togeth with the provisions by which it shall be administered a prescribing penalties for the violation thereof providi revenue to establish and maintain the same and t method of collecting such revenue and repealing all la general special or local or any parts thereof that are may be inconsistent therewith" by eliminating the quirements of a periodic enumeration of adults who not citizens and of persons ten years of age or over w are unable to read write or speak English.

SENATE BILL No. 224.

An Act to extend the lien of taxes and municipal clai and the period for the redemption of real property wh the commencement of proceedings or actions for the c lection of taxes or municipal claims or sales for the c lection thereof are stayed by a court pursuant to Soldiers' and Sailors' Civil Relief Act of 1940 or the per for the redemption of real property expires before end of six months after termination of the military serv of a person having the right to redeem such real prope

SENATE BILL No. 230.

An Act to amend the title and the act approved thirtieth day of April, one thousand nine hundred a forty-three (P. L. 145), entitled "An act providing and regulating the accumulation, investment and penditures by counties, cities, boroughs, incorpora towns and townships of funds for post war projects." tending the provisions of said act to school districts: to the expenditure of such funds jointly with the Co monwealth or any department or agency thereof and fining the term "post war period"

SENATE BILL No. 279.

An Act defining and providing for the licensing regulation of private trade schools and classes; conferr powers and imposing duties on the State Board for cational Education; and prescribing penalties.

SENATE BILL No. 482.

An Act to add section two thousand two point two the act, approved the eighteenth day of May, one th sand nine hundred eleven (P. L. 309), entitled "An to establish a public school system in the Commonwea of Pennsylvania, together with the provisions by wh it shall be administered, and prescribing penalties for violation thereof; providing revenue to establish maintain the same, and the method of collecting s revenue; and repealing all laws, general, special or lo or any parts thereof, that are or may be inconsist therewith," providing for cooperation of State Teach Colleges with other agencies in vocational rehabilitat education of veterans and defense workers.

SENATE BILL No. 544.

An Act to regulate the sale and possession of pencilli (penicillin) and its derivatives preparations and co pounds in the interest of the public health.

HOUSE BILL No. 2.

An Act to amend section seven of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 899), entitled "An act regulating public bathing places, swimming pools, public bath houses, public and private natatoriums, turkish bath houses, all places hired for any form of bathing or swimming, and all related appurtenances; fixing license fees; providing, in the matters of sanitation, cleanliness and safety, for supervision by the Department of Health; and prescribing penalties for violations," by eliminating certain annual fees.

HOUSE BILL No. 295.

An Act to repeal certain obsolete and supplied penal laws

HOUSE BILL No. 329.

An Act to further amend section three hundred one and section three hundred three and to amend section three hundred four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by further regulating the computation of the reserve liability of life insurance companies deficiency reserve requirements and the acceptance of valuations made by other states

HOUSE BILL No. 384.

An Act to add clause XXV to section seven hundred and two of the act, approved the first day of May, one thousand nine hundred and thirty-three, (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," authorizing townships to adopt ordinances to prescribe and enforce penalties for violation thereof; and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury and providing for an appeal to the court of quarter sessions

HOUSE BILL No. 1095.

An Act to amend section one thousand one hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" requiring the Pennsylvania Game Commission to pay bounties to public employees.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMITTEE REPORTS

Mr. YEAKEL from the Committee on Rules reported as committed House Resolution No. 50.

Mr. O'NEILL from the Committee on Appropriations reported as Committed House Bill No. 66, entitled:

An Act making an appropriation to the Department of Forests and Waters for improvement and development of the Ports of Philadelphia, Chester, Pittsburgh and Erie.

Mr. WAGNER from the Committee on Appropriations reported as committed House Bill No. 1235, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain claims against the Commonwealth and that department arising out of professional services rendered by physicians in workmen's compensation cases.

Mr. LYONS from the Committee on Appropriations reported as committed Senate Bill No. 526, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriation Acts, page 59), entitled "An act to provide for the ordinary expenses of Executive, Legislative, and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-three," providing a deficiency for indexing the Legislative Journal.

Mr. SERRILL from the Committee on Appropriations reported as amended House Bill No. 67, entitled:

An Act making an appropriation to the Department of Health for the acquisition of land by purchase or condemnation, the construction and equipment of a State Health Laboratory, the construction of buildings, the improvement, furnishing and repairs of the State Sanatoria and the Crippled Children's Hospital; for the payment by the Commonwealth of a share of the cost of preparing plans and surveys for sewage treatment plants; for sealing abandoned coal mines; for stream clearance and experimental work relating to the pollutioin of streams and the prevention thereof.

Mr. McKINNEY from the Committee on Appropriations reported as amended House Bill No. 68, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land and recreational areas and the development thereof, for reforestation, for the work of the department with respect to forests and forest land; for stream channel improvement and other stream clearanc of any type, and for encouragement of proper forest practices by private land owners.

Mr. McCLESTER from the Committee on Appropriations reported as amended House Bill No. 139, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State Teachers Colleges and Cheyney Training School for Teachers, the Pennsylvania Soldiers' Orphan School, the Thaddeus Stevens Industrial School, the Pennsylvania Oral School for the Deaf at Scranton, the Pennsylvania State College, historical monuments, markers or properties in the custody of the Pennsylvania Historical Commission, for purchase or condemnation of land, for construction of new buildings, for repair and alteration to and replacement of existing buildings, and for architectural and engineering services, for fixtures, equipment, sewage treatment plants, water supply, and electrical and other utility facilities.

Mr. STOCKHAM from the Committee on Appropriations reported as amended House Bill No. 156, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State-owned institutions within the Department of Welfare for purchase or condemnation of land, for construction of new buildings, for repair and alterations to and replacement of existing

buildings, and for architectural and engineering services, fixtures, equipment, sewage treatment plants, water supply, electrical and other utility facilities.

Mr. COOPER from the Committee on Appropriations reported as amended House Bill No. 326, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of building a protective wall along the bank of the Ohio River, roof repairs, steel beam supports and renewal of piping in power plant, and one new generator, all at The Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania.

Mr. COOPER from the Committee on Appropriations reported as amended House Bill No. 328, entitled:

An Act making an appropriation to the Department of Welfare to pay for the care, treatment, removal and maintenance of the indigent insane in The Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania.

Mr. HEWITT from the Committee on Appropriations reported as amended House Bill No. 1153, entitled:

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Services in establishing and carrying on an educational program in industrial and labor relations in Pennsylvania.

Mr. BOWER from the Committee on Appropriations reported as amended House Bill No. 1230, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-five.

BILLS ON FIRST READING

By unanimous consent the following bills were read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 66, entitled:

An Act making an appropriation to the Department of Forests and Waters for improvement and development of the Ports of Philadelphia, Chester, Pittsburgh and Erie.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 526, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriation Acts page 59) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-three" providing a deficiency for indexing the Legislative Journal.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1235, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain claims against the Commonwealth and that department arising out of professional services rendered by physicians in workmen's compensation cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

COMMITTEE MEETINGS

There will be meetings of the committees on:

Agriculture, Tuesday, April 24, at 10.30 a. m. in Room No. 331.

Banking, Tuesday, April 24, at 11:30 a. m. in Room No. 330.

Building and Loan, Tuesday, April 24, at 11:00 a. m. in Room No. 330.

City and County—Second Class, Tuesday, April 24, at 12:00 noon, in Room No. 521.

Counties, Tuesday, April 24, at 11:00 a. m. in New House Caucus Room.

Elections, Tuesday, April 24, at 12:00 noon, in Room No. 329.

Highways, Tuesday, April 24, 10:30 a. m. in Room No. 329.

Judiciary General, Tuesday, April 24, at 11:00 a. m. in Room No. 325.

Republican Caucus, Tuesday, April 24, at 12:30 p. m. in New House Caucus Room.

ADJOURNMENT

Mr. ERB. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 24, 1945, at 1:30 p. m.

The motion was agreed to, and (at 12:27 a. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., TUESDAY, APRIL 24, 1945. No. 50.

SENATE

TUESDAY, April 24, 1945.

The Senate met at 3:00 o'clock, p. m., Eastern War Time.

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D. D. offered the following prayer:

Father of all men and God of the nations, we pray Thee to send forth Thy light on all who walk in darkness and in the shadow of death. If sin lies at our door for the bringing on of this war that has brought death to so many, and destruction to so much that was good and beautiful, forgive us. Inspire us with Thy wisdom and gird us with Thy power that our nation may never again have to walk the dangerous paths or cross the troubled waters that lead to war.

Now in the midst of war we greatly need Thee, and pray Thy presence with us until victory comes, and through the difficult days to follow. May we not forget the sufferings of those who carry our destiny into battle while we dwell in security. Many have given their lives for us. Many with shattered bodies and wrecked minds must be cared for. Keep us, O God, from the sin of ingratitude. Make us mindful to deal generously with them and theirs in the years to come. Write upon our national and individual consciences: "Inasmuch as ye have done it unto the least of these ye have done it unto me."

We pray for Thy sustaining grace to be with all now in active service, the soldiers, the sailors, the airmen, the doctors and nurses, the men and women of the Red Cross. May they be given the strength and the will for their arduous and dangerous tasks. In the name of the suffering Servant, even Christ our Lord. Amen.

The PRESIDENT PRO TEMPORE. At this time the Chair takes pleasure in calling on the gentleman from Allegheny, Senator Walker to preside.

The PRESIDING OFFICER (John M. Walker) in the Chair.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. WADE, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Wade asked and obtained leave of absence for Mr. JAMES, on account of illness.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 69, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 140, entitled:

An Act making an appropriation to aid school districts.

Which was committed to the Committee on Appropriations.

House Bill No. 147, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeomen (female) and nurses.

Which was committed to the Committee on Appropriations.

House Bill No. 152, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 157, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine.

Which was committed to the Committee on Appropriations.

House Bill No. 174, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain alloca-

tions therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five.

Which was committed to the Committee on Appropriations.

House Bill No. 279, entitled:

An Act to amend section one of the act, approved the first day of June, one thousand nine hundred forty-three (App. Acts p. 15), entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire, flood or other casualty, and of carrying out the provisions of existing laws relating thereto," increasing the amount of such appropriation and extending the time thereof.

Which was committed to the Committee on Appropriations.

House Bill No. 324, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead.

Which was committed to the Committee on Appropriations.

House Bill No. 399, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloisters, an important historical shrine belonging to the Commonwealth.

Which was committed to the Committee on Appropriations.

House Bill No. 610, entitled:

An Act making an appropriation to the Department of Public Instruction for the purchase of large-type books for partially sighted children.

Which was committed to the Committee on Appropriations.

House Bill No. 636, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by creating the Pennsylvania Historical and Museum Commission as an independent administrative commission and defining its powers and duties; transferring certain powers, duties and employes from the Department of Public Instruction to the said commission; abolishing the Pennsylvania Historical Commission and making available to the commission any funds in the possession or control of the Pennsylvania Historical Commission.

Which was committed to the Committee on State Government.

House Bill No. 647, entitled:

An Act to amend section two thousand one of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by fixing the minimum salaries or compensation for paid policemen in police departments or bureaus in such cities.

Which was committed to the Committee on Municipa Government.

House Bill No. 806, entitled:

An Act to further amend Sections Twenty and Twenty One of the Act approved the first day of June, one thou sand eight hundred eighty nine (P. L. 420), entitle "A further supplement to an act entitled 'An act to pro vide revenue by taxation,' approved the seventh day o June, Anno Domini one thousand eight hundred seventy nine" by clarifying the provisions for the appraisal an valuation of the capital stock of corporations subject t capital stock and franchise taxes and by changing th gross receipts fraction applicable to foreign corporation doing business in this Commonwealth.

Which was committed to the Committee on Judiciar Special.

House Bill No. 815, entitled:

An Act making an appropriation to the Trustees o Temple University at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropria tions.

House Bill No. 817, entitled:

An Act making appropriations to the Departmer of Property and Supplies for the further restoration, im provement and equipment of the Pottsgrove Mansion i the Borough of Pottstown, on the advice and subject t the approval of the Pennsylvania Historical Commissio

Which was committed to the Committee on Appropria tions.

House Bill No. 826, entitled:

An Act making an appropriation to the Department Health to pay the costs of continuing its health progran in full, under certain conditions and prohibiting the D partment to accept Federal funds under certain conditio

Which was committed to the Committee on Appropri tions.

House Bill No. 839, entitled:

An Act to further amend the act, approved the four day of May, one thousand nine hundred twenty-sev (P. L. 519), entitled "General Borough Act," by furth regulating the affairs of boroughs and revising, amen ing and changing the law relating thereto.

Which was committed to the Committee on Municip Government

House Bill No. 847, entitled:

An Act to protect and promote the public health safe and welfare by providing for the registration and reg lation of watchmakers prescribing the terms upon whi licenses or certificates of registration may be issued watchmakers including apprentices providing for t appointment of a State Board of Examiners in Watc making and defining the duties of the said board inclu ing the right to revoke licenses prescribing fees defini certain misdemeanors and providing penalties for vio tion thereof and repealing present laws inconsistent the with

Which was committed to the Committee on Educati

House Bill No. 992, entitled:

An Act making an appropriation to the Pennsylva Historical Commission for the further restoration pres vation and improvement of Drake Well Memorial Pa birthplace of the petroleum industry.

Which was committed to the Committee on Appropriations.

House Bill No. 1052, entitled:

An Act authorizing the compromise and final settlement of claims and suits for the collection of inheritance taxes upon the estate of decedents and claims and suits for the escheat of such estates

Which was committed to the Committee on Judiciary General.

House Bill No. 1088, entitled:

An Act to amend section six hundred two point one, of article six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further regulating the sale of land or any interest therein.

Which was committed to the Committee on Education.

House Bill No. 1124, entitled:

An Act to further amend section four of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1780), entitled "Judges Salary Law," by increasing the salaries of judges of the courts of common pleas of certain judicial districts.

Which was committed to the Committee on Judiciary General.

House Bill No. 1130, entitled:

An Act to further amend section four hundred four and to amend sections four hundred five and four hundred six of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," by authorizing stock and mutual life insurance companies to invest in housing projects either through stock ownership or real estate acquisition or use, subject to certain regulations and restrictions.

Which was committed to the Committee on State Government.

House Bill No. 1131, entitled:

An Act to authorize the State public bodies as defined to aid redevelopment authorities in the elimination of blighted areas and their redevelopment by entering into contracts to furnish and by furnishing to said authorities and to any Federal governmental agency parks playgrounds streets and other improvements and facilities and by donating or lending money and making appropriations therefor by accepting payments and exercising certain other powers and duties.

Which was committed to the Committee on State Government.

House Bill No. 1132, entitled:

An Act to amend the title and sections 2, 3, 4, 6, and 10, and repeal section 19 of and to add section 21.1 to the act, approved the fifth day of June, one thousand nine hundred thirty-seven (P. L. 1705) entitled "State Board of Housing Law," by substituting the Department of Commerce for the Department of Health, eliminating the honorarium for members of the board, requiring the approval of the Secretary of Commerce for the appointment and compensation of an executive director, enlarging the board's general powers and the plans to be filed therewith, rescinding the provisions for selection and removal of the board's employes, to transfer the board from the Department of Health to the Department of Commerce, and making an appropriation.

Which was committed to the Committee on State Government.

House Bill No. 1133, entitled:

An Act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth by declaring acquisition sound replanning and redevelopment of such areas to be for the promotion of health safety convenience and welfare creating public bodies corporate and politic to be known as Redevelopment Authorities authorizing them to engage in the elimination of blighted areas and to plan and contract with private corporate or governmental redevelopers for their redevelopment providing for the organization of such authorities defining and providing for the exercise of their powers and duties including the acquisition of property by purchase gift or eminent domain the leasing and selling of property including borrowing money issuing bonds and other obligations and giving security therefor restricting the interest of members and employes of authorities providing for notice and hearing supplying certain mandatory provisions to be inserted in contracts with redevelopers prescribing the remedies of obligees of redevelopment authorities conferring certain duties upon local planning commissions the governing bodies of cities and counties and on certain State officers boards and departments

Which was committed to the Committee on State Government.

House Bill No. 1139, entitled:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland, the Commonwealth of Virginia and the District of Columbia, which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin, with power to cooperate in the abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia, to authorize the Governor of the state to execute on behalf of this State a compact with representatives of other states for the purpose of forming the above-mentioned commission and creating a Potomac Valley Conservancy District, providing for the appointment of the Pennsylvania members of said commission and their terms of office and providing an appropriation.

Which was committed to the Committee on Forests, and Waters, Game and Fish.

House Bill No. 1250, entitled:

An Act providing a uniform method for taking samples of food or processed food for the purpose of analysis or examination by duly authorized representatives of any city, county, township, borough or other political subdivision, or governmental agency of the Commonwealth.

Which was committed to the Committee on Public Health.

House Bill No. 1278, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Which was committed to the Committee on Appropriations.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2

He also presented communication from the House of

Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2, entitled:

An Act to amend sections five and seven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 899) entitled "An act regulating public bathing places swimming pools public bath houses public and private natatoriums turkish bath houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violation," exempting religious and charitable organizations and non-profit corporations securing permits under said act, from the payment of fees.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 329

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 329, entitled:

An Act to further amend section three hundred one and section three hundred three and to amend section three hundred four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled as amended "Insurance Department Act of 1921," by further regulating the computation of the reserve liability of life insurance companies deficiency reserve requirements and the acceptance of valuations made by other states.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 295

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 295, entitled:

An Act to repeal certain obsolete and supplied penal laws

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 384

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 384, entitled:

An Act to add clause XX to section seven hundred and two of the act, approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "The Second Class Township Law," authorizing townships to adopt ordinances and to prescribe and enforce penalties for violation thereof; and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury.

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) announced that the Acting Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 2, entitled:

An Act to amend sections five and seven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 899) entitled "An act regulating public bathing places swimming pools public bath houses public and private natatoriums turkish bath houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violations," exempting religious and charitable organizations and non-profit corporations securing permits under said act, from the payment of fees.

House Bill No. 295, entitled:

An Act to repeal obsolete and supplied penal laws.

House Bill No. 329, entitled:

An Act to further amend section three hundred one and section three hundred three and to amend section three hundred four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled as amended "Insurance Department Act of 1921," by further regulating the computation of the reserve liability of life insurance companies deficiency reserve requirements and the acceptance of valuations made by other states.

House Bill No. 384, entitled:

An Act to add clause XX to section seven hundred and two of the act, approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "The Second Class Township Law," authorizing townships to adopt ordinances and to prescribe and enforce penalties for violation thereof; and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury.

House Bill No. 1095, entitled:

An Act to amend section one thousand one hundred one of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," requiring the Pennsylvania Game Commission to pay bounties to public employees.

Whereupon,

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDING OFFICER (John M. Walker) in the Chair.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 18 RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 18, entitled:

An Act to amend sections one and two of the act approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1303) entitled "An act to regulate the sale of certain hypnotic, analgesic, and body weight reduction drugs, in the interest of public health by redefining the meaning of "other hypnotic drug, analgesic drug or body-weight reducing drug" and adding "inhalers" to the remedies permitted to be sold at retail under certain conditions.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

COMMUNICATION

The Chair cleared his table and laid before the Senate the following communication, which was read by the Clerk:

April 9, 1945.

Mr. G. Harold Watkins,
Secretary,
Senate of Pennsylvania.
Dear Mr. Watkins:

Will you please express to the Senate of Pennsylvania my deep appreciation for the Resolution adopted at its session on March 13, 1945, in tribute to my late Father Mr. George F. Holmes.

I will keep it always as a most cherished possession. I was proud of my Father and I loved him very much—it will be hard to go on without him—but I could not be my father's daughter without courage.

May I thank you for your kind thought and sympathy.

Very truly yours,
FRANCES HOLMES WELZEL,
1158 S. 52nd Street,
Philadelphia, Penna.

MERCER COUNTY VALEDICTORIANS INTRODUCED TO THE SENATE

Mr. THOMAS. Mr. President, I am very happy this afternoon to introduce to the Senate of Pennsylvania the valedictorians of all the high schools in Mercer county, fourteen girls and two boys. This party is chaperoned by Mrs. Bright.

The PRESIDING OFFICER. The Chair welcomes to the Senate the valedictorians of the Mercer County high schools and trusts that they enjoy their visit.

PERMISSION TO ADDRESS SENATE

Mr. COX asked and obtained unanimous consent to address the Senate.

Mr. COX. First, Mr. President, I desire to interrogate the gentleman from Lancaster, Senator Homsher.

The PRESIDING OFFICER. Will the gentleman from Lancaster permit himself to be interrogated?

Mr. HOMSHER. I will, Mr. President.

Mr. COX. Will the gentleman from Lancaster tell me if the Senate Committee on Education has considered House Bill No. 612, which deals with the subject of sick leave for school teachers?

Mr. HOMSHER. The Senate Committee on Education has not yet considered that bill.

Mr. COX. I would like to call the attention of the Senate to the fact that on page 6 of the Calendar appears Senate Bill No. 58, which provides for sick leave for state employes. This bill provides for a fifteen day sick leave, which is cumulative. That means that, possibly, if an employe wishes to stay on the job for five years, then the sixth year he or she can take five times fifteen or seventy-five days sick leave at the expense of the Commonwealth.

House Bill No. 612, concerning which I interrogated the Chairman of the Committee on Education, is a bill which would give sick leave to school teachers of Pennsylvania. They are very modest in their request; they ask five days sick leave each school term, which would be cumulative up until it has reached twenty days.

It is quite interesting to compare the history of these two bills in the Senate. House Bill No. 612, which is the sick leave bill for school teachers, came to the Senate on March 20 and was referred to the Senate Committee on Education. House Bill No. 58, which is on third reading in the Senate today, came to the Senate on March 29 and went to the Committee on State Government. It seems to me that it makes an awful lot of difference which committee these bills go to, as to whether there is going to be action or whether there is not.

SENATE CONCURRENT RESOLUTION RE-REFERRED

Mr. SNOWDEN. Mr. President, on April 11 there was introduced Senate Concurrent Resolution Serial Number 126, by the gentleman from Monroe, Mr. Crowe, which resolution was referred to the Committee on Highways. I am taking it upon myself to report this from the Committee on Highways, with the request that it be re-referred to the Committee on Insurance, as it deals with a subject entirely foreign to the Highway Department.

Mr. SNOWDEN from the Committee on Highways, to which was referred resolution offered by Mr. CROWE on April 11, 1945, reported the same without amendment as follows:

INSURANCE COMMISSIONER AND SECRETARY OF REVENUE TO FORMULATE PENNSYLVANIA ASSIGNED RISKS PLAN FOR PHYSICALLY DISABLED PERSONS

In the Senate of Pennsylvania, April 11, 1945.

There are many persons within the Commonwealth who, although skilled in the driving of automobiles, are denied the right so to do on account of physical disabilities which make the procurement of liability and property damage insurance impossible.

The return of fighting men from the battle fronts of the world will greatly increase this number, and the inability of many of those who desire every possible privilege and opportunity of enjoyment, to secure such insurance, will prevent their full use of automobiles.

It is not possible nor would it be advisable to compel insurance companies to accept such risks which in their experience are hazardous.

Many companies in Pennsylvania writing liability and property damage insurance have lately developed the "Pennsylvania Automobile Assigned Risks Plan" for the voluntary handling of liability and property damage insurance on persons who have come under the provisions of the Financial Responsibility Law.

The formation of a similar plan for the voluntary handling of liability and property damage insurance on persons physically handicapped, might be the means of affording such persons the coverage necessary to allow them to enjoy the privilege of driving an automobile, either for pleasure or in the carrying on of a business; therefore be it

Resolved (if the House of Representatives concur), By the General Assembly of the Commonwealth of Pennsylvania that the Insurance Commissioner of the Commonwealth and the Secretary of Revenue of the Commonwealth are requested to meet and consult with representatives of the various casualty companies doing business within the Commonwealth, in an attempt to arrive at and formulate a plan for the organization of a Pennsylvania Assigned Risks Plan for the insuring of physically handicaped persons; and be it further

Resolved, That a copy of this resolution shall be transmitted by the Secretary of the Senate to the Insurance Commissioner and to the Secretary of Revenue.

Which was recommitted to the Committee on Insurance.

REPORTS FROM COMMITTEES

Mr. BERGER, from the Committee on Public Health, reported as amended, House Bill No. 1017, entitled:

An Act to protect the public health and safety by requiring registration with and the securing of certificates of registration from the State Board of Pharmacy by persons copartnerships associations and corporations engaged in the manufacture or production of drugs and medical supplies regulating the manufacture of drugs and medical supplies as herein defined prohibiting the manufacture possession or sale of adulterated or misbranded drugs and medical supplies prescribing certificates of registra-

tion providing for inspections and the suspension and revocation of certificates of registration conferring powers on the State Board of Pharmacy and courts and providing penalties.

Mr. FARRELL, from the Committee on Municipal Government, reported as committed, House Bill No. 1036, entitled:

An Act relating to the rate of pay for policemen firemen and park guards in cities of the first class providing for a system whereby policemen firemen and park guards of cities of the first class who shall enter or who shall have entered the military service during the present hostilities shall be paid upon honorable discharge and re-entry into the police fire or park guard service at the same rate of pay as if they had actually served on the police force fire bureau or park guard force of cities of the first class during the years months or days they were in the military service

Mr. TAYLOR, from the Committee on Appropriations, re-reported as amended, Senate Bill No. 31, entitled:

An Act making an appropriation to the Department of Property and Supplies for the acquisition by purchase or condemnation of land, and for the construction of a Governor's Mansion.

He also, from the Committee on Appropriations, re-reported as amended, Senate Bill No. 473, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of land for the preparation of a comprehensive plan for the Capital Park Extension for the construction of new buildings including a memorial building to honor the memory of William Penn and other necessary buildings for the State archives libraries and museum for the repair demolition and improvement of existing buildings in Capitol Park and Capitol Park Extension for the razing of buildings the relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation and for grading paving and otherwise developing Capitol Park and the Capitol Park Extension.

Mr. CRIDER, from the Committee on County Government, reported as committed, Senate Bill No. 528, entitled:

An Act to further amend section fourteen of the act, approved the thirty-first day of March, one thousand eight hundred seventy-six (P. L. 13), entitled "An act to carry into effect section five, of article fourteen, of the Constitution, relative to the salaries of county officers and the payment of fees received by them into the State or county treasurer, in counties containing over one hundred and fifty thousand inhabitants," by eliminating the salary of county surveyors in counties having less than two hundred fifty thousand and more than one hundred fifty thousand inhabitants.

PERMISSION TO ADDRESS SENATE

Mr. EDMONDS asked and obtained unanimous consent to address the Senate.

Mr. EDMONDS. Mr. President, at the last meeting of the Committee on Welfare, Public Assistance and Pensions, I was instructed to take certain resolutions which had been presented to us and forward them to Miss O'Hara, for the purpose of seeing whether or not there was any ground for investigation in those resolutions. One of them relates to the Eastern Penitentiary and another relates to a Pittsburgh institution.

Yesterday I received complete answers from Miss O'Hara. As my throat is rather poor, I would like to ask Senator Troutman, who I think is thoroughly familiar with the matters in this correspondence, if he will not read this correspondence to the Senate.

The PRESIDING OFFICER. The Chair inquires from the gentleman from Montgomery whether this is in the nature of a Committee report?

Mr. EDMONDS. This is a committee report.

Mr. TROUTMAN. Mr. President, the committee has received the following letters, one addressed to the Chairman of the Committee on Welfare, Public Assistance and Pensions, dated April 23, 1945, reading as follows:

"Commonwealth of Pennsylvania,
Department of Welfare, April 23, 1945.

"Honorable Franklin Spencer Edmonds, Chairman, Committee on Welfare, Public Assistance and Pensions, Senate of Pennsylvania, Harrisburg, Pennsylvania.

"Dear Senator Edmonds:

"Replying to your letter of April 18, 1945:

"All legislation required by this Department is in bill form, except one item.

"All have been introduced except three items which the Department of Justice approved. These three will be introduced today.

Faithfully yours,
S. M. R. O'HARA,
Secretary of Welfare."

Mr. TROUTMAN. There is also a letter dated April 23, 1945, from the Secretary of the Department of Welfare, addressed to Senator Edmonds, with reference to Senate Resolution reading as follows:

COMMITTEE TO INVESTIGATE EASTERN STATE PENITENTIARY

In the Senate, April 17, 1945.

Three members of the Board of Trustees of the Eastern State Penitentiary have recently resigned from membership on the board because of existing conditions at the penitentiary which they did not approve.

What the actual conditions are at the Eastern State Penitentiary, the public up to this time have had to be content with small fragments of news.

However, before the matter of the resignation of the three members of the board had been forgotten, twelve hardened criminals had made their escape from that institution. An escape of this nature is so serious a matter of public concern that it behooves those responsible for its operation to give a full account of the prevailing circumstances that would make such an escape possible.

The Governor of Pennsylvania, realizing his responsibility in the matter, appointed a committee to investigate the institution, but as this committee is made up of persons under his direct control, such committee is working under a cloud of partiality.

In a Philadelphia newspaper of today, Warden Herbert Smith of the Eastern State Penitentiary, is quoted as stating in part that:

"The institution's facilities are antiquated, and it's up to the Department of Welfare, the parent organization, to do something about it. This is not a problem of local administration."

"A change in the administration at the prison will not change the situation . . ."

"It is a housing problem, not the prison administration, which fosters conditions such as permitted the recent break of 12 prisoners—two of whom are still at large," he said.

From another source of information, the statement has been made that some of the prisoners are amassing a fortune doing certain types of prison work. To what extent is this responsible for conflict among the prisoners?

The public is still confronted with the question—What are the true facts?

Only an impartial committee can ascertain the true

facts; therefore be it

Resolved, That the President Pro Tempore of the Senate, appoint a committee of five members of the Senate to make an impartial investigation into the conditions of the Eastern State Penitentiary, with the power of subpoena as to witnesses and documents and to report back to the Senate, at the earliest possible date, its recommendations and suggestions.

Mr. TROUTMAN. Miss O'Hara's letter of April 23, 1945, in connection with the above resolution, is as follows:

"Commonwealth of Pennsylvania,
Department of Welfare, April 23, 1945.

"Honorable Franklin Spencer Edmonds, Chairman, Committee on Welfare, Public Assistance and Pensions, Senate of Pennsylvania, Harrisburg, Pennsylvania.

"Dear Senator Edmonds:

"Acknowledgment is made of your letter of April 18, 1945 transmitting a resolution offered in the Senate of the General Assembly by Honorable H. Jerome Jaspan and Honorable Israel Stiefel moving the appointment of a Committee of the Senate to make an impartial investigation into the conditions of the Eastern State Penitentiary.

"The Eastern State Penitentiary is under the supervision of the Department of Welfare and under the management of a Board of Trustees, (an administrative body within this Department), and of a Warden who, subject to the authority of the Board, administers the institution in all its departments.

"The Department of Welfare is now engaged in an investigation of the escape of certain prisoners and the circumstances facilitating such escape.

"Prior to the escape, the Department had under review certain practices in the administration of Eastern State Penitentiary. This review, together with the Department's recommendations and proposals to the Board of Trustees, will be presented to a quorum of the Board when it is convened. Failing such quorum, such review will be incorporated in our report to the Governor on the escape.

"The circumstances of the escape are being investigated and the review of the policies of management is being made by responsible officers and employees of the Commonwealth.

"If either is to be done thoroughly there must be time for survey, for observation, for interrogation of witnesses, and check upon items which are apparently inconsistent or require verification. This investigation is proceeding daily and as rapidly as the method outlined permits.

"I respectfully submit that until the orderly process here outlined is completed, the Executive investigation should not be impeded, confused or impugned by a Legislative investigation.

Sincerely yours,
S. M. R. O'HARA,
Secretary of Welfare."

Mr. TROUTMAN. There is another letter from Miss O'Hara, dated April 23, 1945, concerning the following Senate Resolution:

COMMITTEE TO INVESTIGATE MENTAL HOSPITALS AT WOODVILLE AND MAYVIEW

In the Senate, March 7, 1945.

Whereas, The report of the Honorable S. M. O'Hara, Secretary of the Department of Welfare of the Commonwealth of Pennsylvania, has disclosed that the mental institutions of the Commonwealth are so crowded that it is impossible to admit a great many persons awaiting admission, and

Whereas, The Board of Trustees of Woodville State Hospital located at Woodville, Penna.; because of serious overcrowded conditions, have passed a resolution refusing to accept any more women patients, and

Whereas, The newspapers of the City of Pittsburgh have disclosed that insane persons are being committed to the county jail because the State has furnished no facilities for their treatment, and

Whereas, All the facts disclose that an emergency exists in the problem of housing persons with mental illness, not only in the County of Allegheny, but in all parts of the Commonwealth, therefore be it

Resolved, That the President Pro Tempore of the Senate appoint a committee of members of the Senate from Allegheny County to immediately investigate the conditions of the parts of the mental hospitals of Woodville and Mayview which are under the control of the Commonwealth of Pennsylvania and report their findings to the Senate of Pennsylvania on Monday, March 12, 1945, if possible, or as soon thereafter as can be done.

Mr. TROUTMAN. Mis O'Hara's letter of April 23, 1945, with reference to the above resolution, is as follows:

"Commonwealth of Pennsylvania,
Department of Welfare, April 23, 1945.

"Honorable Franklin Spencer Edmonds, Chairman, Committee on Welfare, Public Assistance and Pensions, Senate of Pennsylvania, Harrisburg, Pennsylvania.

"Dear Senator Edmonds:

"Acknowledgment is made of your letter of April 18, 1945, transmitting a copy of a resolution offered in the Senate of the General Assembly by Honorable John Fremont Cox, moving the appointment of a committee to investigate conditions at Woodville State Hospital and Mayview State Hospital for mental patients.

"In 1941 these hospitals were acquired respectively from the Institution District of Allegheny County and the Institution District of the City of Pittsburgh.

"Under the conditions of the transfer, the Commonwealth acquired the lands and buildings devoted to mental patients and the utility facilities subject to providing certain utility and central services, and subject also to certain other conditions affecting abandonment, etc.

"At the time of transfer, the condition of repair and maintenance at each institution was poor, and the facilities themselves inadequate for the population load.

"The declaration of war on December 8, 1941, prevented the carrying out of any plans for proper repair or expansion. A state of war still persists.

"Nevertheless the present Administration requested, and the General Assembly appropriated (Appropriation Act 75-A of 1943), money for preparation of plans and specifications for constructing buildings, and for the purchase and installation of necessary equipment to overcome hazardous conditions and provide essential service at these and seventeen other Welfare Institutions.

"In the current session of the General Assembly the Department, with the approval of the Governor, has presented legislation to authorize the Commonwealth to acquire all lands and buildings and to eliminate the encumbrance of central service at these hospitals; also, to provide funds for post war expansion.

"As quickly as required approvals, permits and priorities are received the Department is proceeding under existing legislation to correct hazardous conditions. If and when requested legislation is passed, the Department will proceed to provide facilities for the mentally ill to the extent of funds appropriated.

"As reported by this Department in our Twelfth Biennial Report dated September 30, 1944, the Department under date of August 13, 1943 allocated from funds appropriated by Appropriation Act 75-A of 1943, the sum of $634,500, and by September 19, 1944, had added $450,000 for work at these hospitals. This made a total as of that date of $984,500. (See page 10 of Biennial Report, attached).

"In addition there was spent in 1941-43 biennium the sum of $74,019, and there has been spent or committed for capital replacement or additions, out of current 1943-45 appropriations the sum of $305,000. Commitments are, of course, subject to approvals, permits and priori-

ties of cooperating agencies and the War Production Board. These items include:

"Mayview State Hospital—
Root Cellar
Replacement of plumbing in Buildings N2 and S2
Rewiring Buildings N1 and S1

"Woodville State Hospital—
Survey of Laundry facilties
Survey of Farm buildings
Survey of Sewage disposal

"All of these items must precede further expansion of population load. Expansion for increased patient load would then be facilitated in any post-war program.

Sincerely yours,

S. M. R. O'HARA,
Secretary of Welfare."

Mr. EDMONDS. Mr. President, I ask unanimous consent that the letters from Miss O'Hara be set forth in full in the Legislative Journal of the Senate, immediately after the resolutions to which they refer, so that anybody examining the records of the Senate may see that these matters were covered at this time.

The PRESIDING OFFICER. The letters from the Secretary of the Department of Welfare, together with the resolutions to which they refer, will be spread upon the Legislative Record in compliance with the request of the Senator from Montgomery.

Mr. JASPAN. With respect to the report which just has been submitted to the Senate, I would like to know to whom these letters were addressed.

The PRESIDING OFFICER. Will the gentleman from Philadelphia defer his interrogation until the order of business of Reports of Committees has been completed?

Mr. JASPAN. Mr. President, this is in line with the report just made.

The PRESIDING OFFICER. The Chair appreciates that.

Mr. JASPAN. Mr. President, may I argue with you? You argue with others. If we are going to have committee reports, let us have them.

The PRESIDING OFFICER. The gentleman from Philadelphia is out of order.

Are there any further reports from committee?

POINT OF ORDER

Mr. JASPAN. Mr. President, I rise on a point of order.

The PRESIDING OFFICER. The gentleman from Philadelphia will state his point of order.

Mr. JASPAN. Mr. President, I submit the point of order that the report just submitted by the gentleman from Montgomery is not a committee report and therefore should be ruled out; I take it that it should have been referred to the Committee on Welfare, Public Assistance and Pensions.

The PRESIDING OFFICER. The Chair calls to the attention of the gentleman from Philadelphia the fact that the report has been received, with instructions that it be spread upon the Legislative Journal, together with the communications relating thereto.

Mr. JASPAN. But, Mr. President, having come under the business of reports from committee, I took it that it was a report from committee—as a matter of fact the gentleman from Northumberland, Senator Troutman, said it was in the nature of a committee report—but the matter, never having been referred to committee, never having been acted upon, certainly is not a committee report.

The PRESIDING OFFICER. The Chair agrees with the gentleman from Philadelphia that it is not a committee report; it came in under the heading of a committee report and has been spread upon the Legislative Journal as communications.

Mr. JASPAN. May I ask this question: to whom were these letters addressed?

The PRESIDING OFFICER. Does the gentleman from Northumberland consent to be interrogated at this time?

Mr. TROUTMAN. I do, Mr. President.

Mr. JASPAN. May I inquire to whom these letters were addressed, the letters signed by our Secretary of Welfare?

Mr. TROUTMAN. Mr. President, the letters were addressed to Senator Franklin Spencer Edmonds.

Mr. JASPAN. Mr. President, they were addressed to Senator Franklin Spencer Edmonds as Chairman of the Committee on Welfare, Public Assistance and Pensions; is that correct?

Mr. TROUTMAN. Yes.

The PRESIDING OFFICER. The Chair suggests that the gentleman from Philadelphia defer his interrogation until the order of business of Reports from Committee is completed, in order that the work of the desk not be delayed.

Mr. JASPAN. The work of the desk is not being delayed; here are letters addressed to the gentleman from Montgomery—

The PRESIDING OFFICER. Does the gentleman from Philadelphia desire to be recognized or does he yield?

Mr. JASPAN. Mr. President, I put a question to the gentleman from Northumberland, Senator Troutman, and he said he would be glad to answer the question, and he went back to his desk to answer this question.

The PRESIDING OFFICER. The gentleman from Northumberland will proceed.

Mr. TROUTMAN. Mr. President, the letters are addressed to Honorable Franklin Spencer Edmonds, Chairman, Committee on Welfare, Public Assistance and Pensions, Senate of Pennsylvania, Harrisburg, Pennsylvania.

Mr. JASPAN. Mr. President, I desire to further interrogate the gentleman from Northumberland

The PRESIDING OFFICER. Will the gentleman from Northumberland permit himself to be further interrogated?

Mr. TROUTMAN. I will, Mr. President.

Mr. JASPAN. Was this matter taken up by Senator Edmonds with the Committee on Welfare, Public Assistance and Pensions?

Mr. TROUTMAN. It was, Mr. President.

Mr. JASPAN. When?

Mr. TROUTMAN. About two weeks ago I believe, Mr. President; it was the last meeting of the committee, but I do not recall the date.

Mr. JASPAN. Mr. President, I was present at that meeting and the gentleman had no such letters and no such questions were put before us. The only thing I knew was that Senator Edmonds was to see or talk with our Secretary of Welfare and report back to the committee, but not to the Senate body first, so that we could act on any recommendations or any answers to resolutions or letters addressed to Miss O'Hara. Is that correct

Senator Troutman?

Mr. TROUTMAN. I do not think that is quite correct. As I recall the meeting of the committee, the resolutions were placed in the hands of the chairman, to write or communicate with the Secretary of Welfare, and to receive from her reports on the conditions as outlined in those resolutions.

Mr. JASPAN. Therefore, Mr. President, I think the whole thing is out of order and improper, because the question was presented to our committee and, as the gentleman from Montgomery, Senator Edmonds, said only a minute ago, he was to take it up with the Secretary of Welfare, Miss O'Hara, and report back to the committee for further action.

This is the first time I ever heard of this, and Senator Troutman will bear me out on this proposition, not having seen it, not knowing much about it, we are not in a position to answer. However, if it had been presented to the proper committee, instead of being read on the floor, the committee would have been in a better position to act on these matters and answer accordingly.

Mr. COX. In deference to the desire of the Chair, I would like, after all committee reports are submitted, to have the opportunity to say what I have to say relative to the report of Miss O'Hara on the resolution which I introduced, asking for a Senatorial investigation of Woodville and Mayview state mental institutions of Allegheny county.

The PRESIDING OFFICER. At the proper time the request of the gentleman from Allegheny will be complied with.

REPORTS FROM COMMITTEES

Mr. CARR, from the Committee on Public Health, reported as committed, Senate Bill No. 749, entitled:

An Act making an appropriation to the Department of Health for the purpose of organizing projects for the adequate prevention, diagnosis, care and treatment of rheumatic fever and rheumatic heart disease.

Which was re-committed to the Committee on Appropriations.

Mr. CROWE, from the Committee on Education, reported as committed, Senate Bill No. 757, entitled:

An Act to further reenact and amend the act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 563), entitled "An act to add section two thousand two and one tenth to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L., 309), entitled, 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith,' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities," extending the effective period thereof; substituting the Department of Public Instruction and the Governor for the State Council of Education; and placing additional duties and powers upon the trustees of State Teachers Colleges

Mr. HOMSHER, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 536, entitled:

An Act authorizing the Department of Forests and Waters, with the approval of the Governor to acquire certain tracts of land for the use of said department, and making an appropriation therefor.

He also, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 726, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor.

Mr. WADE, from the Committee on State Government, reported as committed, Senate Bill No. 719, entitled:

An Act to reenact and further amend the title and the act, approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. fifty-three) entitled, as amended, "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer of such institutions to the Commonwealth; providing for the management and operation or closing and abandonment thereof, and the maintenance of mental patients therein, including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws", providing for the transfer to the Commonwealth of all grounds, lands, buildings and personal property used for the care and maintenance of indigent persons in conjunction with institutions for the care of mental patients heretofore transferred to the Commonwealth, and for payment therefor by the Commonwealth to the political subdivisions; and further regulating the procedure relating to property of such institutions abandoned by the Commonwealth, and to institutions closed.

Mr. BOWERS on behalf of Mr. Walker, from the Committee on Appropriations, reported as amended, Senate Bill No. 642, entitled:

An Act making an appropriation to the Pennsylvania Post-War Planning Commission for the purpose of making a survey of the Port of Pittsburgh, and providing for the same as a post-war project.

He also, on behalf of Mr. Walker, from the Committee on Appropriations, reported as committed, Senate Bill No. 166, entitled:

An Act making an appropriation to the Nursing School of the University of Pittsburgh, Pittsburgh, Pennsylvania.

Mr. STEVENSON, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 73, entitled:

An Act making an appropriation to the Department of Military Affairs for construction of armories and the repair and improvement of present armory buildings; for the acquisition by purchase or condemnation of additional lands for the Military Reservation at Indiantown Gap; for post-war repairs to monuments in France and Belgium; and for construction of new buildings and repairs and improvements to existing buildings at the Indiantown Gap Military Reservation.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 448, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of California State Teachers' College to acquire a tract of land for the use of California State Teachers' College and making an appropriation therefor

Mr. EALY, from the Committee on Municipal Government, reported as committed, House Bill No. 283, entitled:

An Act to add clause XLVIII to section one thousand five hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," authorizing purchase of real property; and construction of garbage disposal plants.

Mr. MALLERY, from the Committee on Municipal Government, reported as amended, Senate Bill No. 643, entitled:

An Act validating certain borough ordinances which were inadvertently recorded beyond the statutory period.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 746, entitled:

An Act making an appropriation for the preparation of the Eightieth Division History; and creating a commission for such purposes.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 543, entitled:

An Act relating to, establishing and regulating the Port of Chester; creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters, and prescribing its powers and duties; regulating the acquisition, transfer, construction and use of navigation facilities; providing for regulating services and fixing rates for wharfage, cranage and dockage; authorizing the abatement of nuisance and the correcting of improper conditions, and collecting the cost thereof from the owner or occupant of harbor structures; prescribing penalties; and making an appropriation.

Mr. BARR, from the Committee on Appropriations, reported as committed, Senate Bill No. 165, entitled:

An Act making an appropriation to the Medical School of the University of Pittsburgh, Pittsburgh, Pennsylvania.

Mr. STIEFEL, from the Committee on Appropriations, reported as committed, Senate Bill No. 480, entitled:

An Act making an appropriation to the Pennsylvania Historical Commisssion for the furnishing of "Pennsbury Memorial."

Mr. COLEMAN, from the Committee on Municipal Government, reported as committed, House Bill No. 1012, entitled:

An Act to further amend section one thousand and three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by further regulating the newspaper publication of the auditor report

Mr. WOODRING, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 672, entitled:

An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto.

Mr. FARRELL, from the Committee on Municipal Government, reported as committed, House Bill No. 763, entitled:

An Act to amend section one of the act approved the twentieth day of May, one thousand nine hundred twenty-one (P. L. 936), entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate, and fixing the fees for such services" by providing for the appointment of a custodian of delinquent tax records elimination of fees and relieving the receiver of taxes of the liability for the accuracy of tax memoranda.

Mr. McGINNIS, from the Committee on Municipal Government, reported as committed, House Bill No. 176, entitled:

An Act to add sections eight point one and eight point two to the act approved the thirtieth day of March one thousand nine hundred three(P. L. 106) entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied are delinquent and remain unpaid" by fixing the interest of the various taxing authorities having taxes or claims against property sold under the provisions of said act by the treasurer of any city of the second class and providing for the distribution of moneys received as income from or resale of any such property purchased by the city at such tax sale.

He also, from the Committee on Municipal Government, reported as committed, House Bill No. 844, entitled:

An Act to amend section ten of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" including the solicitor for delinquent real estate tax and water rate liens and the employes of his office under the provisions of said act

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 745, entitled:

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County; providing for the control and management thereof; authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations; and making an appropriation.

Mr. EALY, from the Committee on Appropriations, reported as committed, Senate Bill No. 646, entitled:

An Act re-appropriating for additional purposes, moneys heretofore appropriated to the Department of Military Affairs for the purpose of erecting, constructing and equipping an auditorium at Indiantown Gap.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. EALY from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency the Governor, which were laid over for one day under the rules.

MEMBERS OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Kutztown State Teachers' College:

Charles A. Bachman, 324 Main Street, Emmaus, Lehigh County, to serve until the third Tuesday of January, 1949, and until his successor is qualified. (Reappointment)

Joseph Kane, 503 North 6th Street, Allentown, Lehigh County, to serve until the third Tuesday of January, 1947, and until his successor is qualified. (Reappointment)

Mrs. Josephine A. Siegfried, 431 Walnut Street, Allentown, Lehigh County, to serve until the third Tuesday of January, 1951, and until her successor is qualified. (Reappointment)

Hanns Gramm, 801 Trent Avenue, Wyomissing, Berks County, to serve until the third Tuesday of January, 1949, and until his successor is qualified. (Reappointment)

Alvin F. Kemp, Mertztown, Berks County, to serve until the third Tuesday of January, 1949, and until his successor is qualified. (Reappointment)

C. Fred Beck, Cressona, Schuylkill County, to serve until the third Tuesday of January, 1947, and until his successor is qualified. (Reappointment)

Paul H. Price, 1305 Cleveland Avenue, Wyomissing, Berks County, to serve until the third Tuesday of January, 1947, and until his successor is qualified, vice Robert Grey Bushong, Sinking Spring, whose term expired.

George W. Giles, 1412 Hampden Boulevard, Reading, Berks County, to serve until the third Tuesday of January, 1951, and until his successor is qualified, vice Robert S. Birch, Reading, whose term expired.

Samuel E. Rager, 102 East Main Street, Kutztown, Berks County, to serve until the third Tuesday of January, 1945, and until his successor is qualified, vice Herman A. Fister, Kutztown, whose term expired.

EDWARD MARTIN.

ALDERMAN, FIRST WARD, CITY OF WILLIAMSPORT, LYCOMING COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman K. Durrwachter, 700 Washington Boulevard, Williamsport, Lycoming County, for appointment as Alderman in and for the First Ward of the City of Williamsport, Lycoming County, until the first Monday in January, 1946, vice Harry C. Coleman, deceased.

EDWARD MARTIN.

MEMBERS OF THE JUNIATA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 5, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Juniata County Board of Assistance.

Mrs. Alida Johnson (Republican) Mifflin, Juniata County, to serve until December 31, 1947.

Mrs. Anna S. Smith (Republican), R. D. No. 1, Thompsontown, Juniata County, to serve until December 31, 1945, and until her successor is duly appointed and qualified.

EDWARD MARTIN.

MEMBERS OF THE BOARD OF TRUSTEES OF SELINSGROVE STATE COLONY FOR EPILEPTICS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Selinsgrove State Colony for Epileptics, for terms of four years, and until their successors are qualified:

Mrs. Matilda M. Portzline, 423 Orange Street, Selinsgrove, Snyder County. (Reappointment)

A. D. Gougler, Middleburg, Snyder County. (Reappointment)

S. H. Bubb, McClure, Snyder County. (Reappointment)

Lester C. Buffington, Hummels Wharf, Snyder County. (Reappointment)

Ralph Gaul, Walnut, Juniata County. (Reappointment)

North Shellenberger, McAlisterville, Juniata County, vice Elmer Bashore, McAlisterville, whose term expired.

Wm. T. MacCreadie, Lewisburg, Union County, vice J. B. Parson, Port Royal, whose term expired.

Andrew C. Long, Shamokin, Northumberland County, vice Dr. Samuel F. Metz, Thompsontown, whose term expired.

Wm. Penn Kemble, Mount Carmel, Northumberland County, to fill a vacancy.

EDWARD MARTIN.

MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Crawford County Board of Assistance:

Mrs. Gladys Harrison Roeder (Republican), 121 West Walnut Street, Titusville, Crawford County, to serve until December 31, 1946, and until her successor is duly appointed and qualified. (Reappointment)

Edward I. Bates (Republican), Meadville, Crawford County, to serve until December 31, 1946. (Reappointment)

John H. Bozic (Republican), Meadville, Crawford County, to serve until December 31, 1947, and until his successor is duly appointed and qualified. (Reappointment)

Joseph Kingsley (Republican), 208 Beach Avenue, Cambridge Springs, Crawford County, to serve until December 31, 1947, and until his successor is duly appointed and qualified, vice R. L. Whipple, Cambridge Springs, whose term expired.

EDWARD MARTIN.

PERMISSION TO ADDRESS SENATE

Mr. COX asked and obtained unanimous consent to address the Senate.

Mr. COX. Mr. President, on March 7, because of widespread publicity given by the Pittsburgh papers about the over-crowded condition of the institutions at Woodville and Mayview, Allegheny County, which caused the insane of our county to be shackled to the bars in the prison cells, I introduced a resolution requesting an immediate Senatorial investigation of these institutions. That was on March 7. On that day the Senate refused to do anything about the matter, and now, on April 24, we finally get an alleged report from the committee to which the resolution was sent.

The amazing part of the whole business to me is this, that the report comes from the very people we were trying to investigate. You can imagine the ridiculousness of sending to the Department of Welfare, which certainly needs investigation, a Senate resolution requesting an investigation. Just as you would expect

under such circumstances, the statement which was read here today is a whitewash by the Department of Welfare of itself. It seems, as far as the Senate is concerned, it makes no difference whether the people of Allegheny county who are insane are still shackled to the prison bars.

I made myself a one-man investigation committee, and I made my report to the Senate of the conditions I found there at that time. I have done everything I knew how to do legislatively to have something done about these serious matters.

In committee today is a bill to set up an investigating committee to properly investigate all the mental institutions in Pennsylvania, but in the dying days of the session that bill, too, will die.

All I have heard from this administration from the very beginning, when we got down to serious business, was this question: "Don't you know there is a war on", and again the Department of Welfare uses the same excuse. It is interesting to note that it was impossible for the Department of Welfare, in the five years it has had those two institutions, to provide more than one bathtub for 150 women, but they were able to get around the law in some peculiar fashion, and I understand today out in our own military reservation there is a twenty thousand dollar summer home being built for the Governor of the Commonwealth.

BILLS INTRODUCED AND COMMITTED

Mr. THOMAS read in his place and presented to the Chair Senate Bill No. 758, entitled:

An Act to provide for the public sale of licenses permitting the removal of sand, coal, silt or other substances from certain streams under certain circumstances.

Which was committed to the Committee on Mines and Mining.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 759, entitled:

An Act making an appropriation to the Warren Volunteer Fire Department of Warren, Pennsylvania for the protection of State Property.

Which was committed to the Committee on Appropriations.

Mr. BOWERS, on behalf of Mr. Walker, read in place and presented to the Chair Senate Bill No. 760, entitled:

An Act to amend sections three, four and five and to repeal sections six, seven, eight, nine and ten of a supplementary act, approved the third day of July, one thousand nine hundred forty-one (P. L. 244), entitled "A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), as amended, entitled 'An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties,'" by extending the time of State employes to rejoin the State employes' retirement association after completion of active military service and removing the requirement for a physical examination in certain cases.

Which was committed to the Committee on State Government.

He also, on behalf of Mr. WALKER, read in place and presented to the Chair Senate Bill No. 761, entitled:

An Act to amend section three and to further amend sections four and five of a supplementary act approved the third day of July, one thousand nine hundred forty-one (P. L. 249) entitled, as amended, "A Supplement to the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2423), as amended, entitled 'An act establishing a Pennsylvania State Police Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employes' Retirement Fund, under the Administration of the State Employes' Retirement Board; providing for contributions by members of the Pennsylvania State Police and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties,'" by extending the time for State employes to rejoin the State Employes' Retirement Association after completion of active military service, and removing the requirement for a physical examination in certain cases.

Which was committed to the Committee on State Government.

Mr. CARR read in his place and presented to the Chair Senate Bill No. 762, entitled:

An Act to further amend sections six hundred seventeen and six hundred twenty-one and to amend sections six hundred eighteen, six hundred nineteen and six hundred twenty of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by making provision for the erection, construction, maintenance and operation of county, joint county and county and municipal contagious disease hospitals and for the erection of buildings, wings and units at general hospitals and for the payment of the same out of county funds including the cost of the care and treatment of indigent and part-pay patients.

Which was committed to the Committee on County Government.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 763, entitled:

An Act to amend section six hundred ninety-six of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by exempting attorneys and licensed real estate brokers from the provisions of article six of the act.

Which was committed to the Committee on Insurance.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 764, entitled:

An Act making an appropriation to the Huntingdon Volunteer Fire Department of Huntingdon, Pennsylvania for the protection of State Property.

Which was committed to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. STEVENSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. STEVENSON. Mr. President, there was a bill assigned to the Committee on Municipal Government which should have been assigned to the Committee on Finance.

Mr. STEVENSON, from the Committee on Municipal Government, reported as committed, House Bill No. 78, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred and thirty-five (P. L. 414), as reenacted and amended, entitled "State Personal Property Tax Act," by excepting and excluding therefrom the obligations of municipal corporations.

Which was recommitted to the Committee on Finance.

Mr. McGINNIS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. McGINNIS from the Committee on Municipal Government, reported as amended, House Bill No. 440, entitled:

An Act to further amend subsection six of section nine hundred five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by increasing the tax rate for fire hydrants and fire hydrant water service and authorizing certain expenditures therefor out of the general township fund.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, about four or five months ago the Moore Institute of Art in Philadelphia celebrated the first century of its existence, and in honor of this occasion, nunc pro tunc, I offer the following resolution and ask for its immediate adoption, in behalf of Senator Rosenfeld and myself.

CONGRATULATIONS EXTENDED TO THE MOORE INSTITUTE OF ART

Messrs. STIEFEL and ROSENFELD offered the following resolution which was twice read, considered and agreed to:

In the Senate of Pennsylvania, April 24, 1945.

Whereas, it has come to the attention of the members of the General Assembly of the Commonwealth of Pennsylvania that the oldest school of applied art in America, the Moore Institute of Art, located in Philadelphia, has recently ended the hundredth year of its existence as a valuable constituent of the educational facilities offered by the Commonwealth of Pennsylvania; and

Whereas, the said Moore Institute of Art has become the largest school of art exclusively for women, known to be in operation anywhere in the world, and the training offered young women in design has supplied to the manufacturers of America trained talent of inestimable value in many fields, be it therefore

Resolved (if the House of Representatives concur), that the General Assembly of Pennsylvania extends its congratulations to the officers, directors and faculty of the Moore Institute of Art, located in Philadelphia, and its wishes for the Institute's continued success in the second century of its existence, and be it further

Resolved, that copies of this resolution, properly authenticated, be forwarded to the Moore Institute of Art, and to the Honorable Edwin O. Lewis, its President, as a token of the General Assembly's appreciation of the excellent work performed by the Institute.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 24, 1945.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates set opposite their names:

WASHINGTON COUNTY

Charles F. Polacci, Charleroi, April 27, 1945.

PHILADELPHIA COUNTY

H. H. Sinnamon, Phila., 2100 E. Cumberland St., April 29, 1945.

CUMBERLAND COUNTY

Mrs. Geraldine Romberger, Carlisle, April 30, 1945.

ALLEGHENY COUNTY

William H. Oakley, Pittsburgh, Room 2400, 535 Smithfield St. (22), May 3, 1945.

CHESTER COUNTY

Thomas B. Worrall, Kennett Square, May 3, 1945.

DELAWARE COUNTY

Frank McClatchy, Upper Darby Twp., 69th and Walnut Sts., Upper Darby, May 3, 1945.

ELK COUNTY

Alfred Straub, St. Marys, May 3, 1945.

FAYETTE COUNTY

Fred J. Chalfant, Brownsville, May 3, 1945.

FRANKLIN COUNTY

Miss Jessie M. McCleary, Chambersburg, May 3, 1945.

MONTGOMERY COUNTY

Mrs. Nellie S. Dayton, Conshohocken, May 3, 1945.

PHILADELPHIA COUNTY

S. Royden Fanning, Phila., 1421 Chestnut St., May 3, 1945.

Stanley Langman, Phila., 19 N. 60th St., May 3, 1945.

SULLIVAN COUNTY

L. T. Connolly, Dushore, May 3, 1945.

YORK COUNTY

Mrs. Esther Doll, York, May 3, 1945.

EDWARD MARTIN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mrs. Alice P. Halfen, Pittsburgh, 300 City County Bldg. (19).

Mrs. Mildred S. Sommer, Pittsburgh, 62d and Butler Sts.

CAMBRIA COUNTY

Miss Harriet Klink, Johnstown.

DAUPHIN COUNTY

Mrs. Elizabeth Soult Wood, Harrisburg.

PHILADELPHIA COUNTY

Niels W. Eich, Phila., Sears, Roebuck & Co., 4640 Roosevelt Blvd.

POTTER COUNTY

Mrs. Beryl E. Burrous, Genesee Twp., Genesee.

WASHINGTON COUNTY

Mrs. Helen H. Barnhouse, Washington.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Walker,
DiSilvestro,			Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 360, on concurrence in House amendments, entitled:

An Act to amend the title and section two of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 340), entitled "An act empowering cities of the third class, boroughs, incorporated towns and townships, to co-operate with each other through joint agreements in the exercise of their governmental powers, duties and functions relating to the public health, recreation, zoning and municipal planning," by extending the power of municipalities to co-operate in the exercise of their powers, duties and functions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 423, as follows:

An Act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing he rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Municipality Authorities Act of 1945"

Section 2 Definitions The following terms whenever used or referred to in this act shall have the following meanings except in those instances where the context clearly indicates otherwise

(a) The term "Authority" shall mean a body politic and corporate created pursuant to this act or pursuant to the "Municipality Authorities Act of 1935" repealed hereby

(b) The term "Board" shall mean the governing body of an Authority

(c) The term "bonds" shall mean and include the notes bonds and other evidence of indebtedness or obligations which each Authority is authorized to issue pursuant to section 4 (i) of this act

(d) The term "municipal authority" shall mean the body or board authorized by law to enact ordinances or adopt resolutions for the particular municipality

(e) The term "construction" shall mean and include acquisition and construction and the term "to construct" shall mean and include to acquire and to construct all

in such manner as may be deemed desirable

(f) The term "municipality" shall mean any county city town borough or township of the Commonwealth of Pennsylvania

(g) The term "Federal agency" shall mean and include the United States of America the President of the United States of America and any department of or corporation agency or instrumentality heretofore or hereafter created designated or established by the United States of America

(h) The term "improvement" shall mean and include extension enlargement and improvement and the term "to improve" shall mean and include to extend to enlarge and to improve all in such manner as may be deemed desirable

(i) The term "persons" shall mean and include natural persons

(j) The term "project" shall mean any structure facility or undertaking which an Authority is authorized to acquire construct improve maintain or operate under the provisions of this act

Section 3 Method of Incorporation A Whenever the municipal authorities of any municipality singly or of one or more municipalities jointly shall desire to organize an Authority under this act they shall adopt a resolution or ordinance signifying their intention to do so

In the event that such resolution or ordinance sets forth the proposed articles of incorporation in full it shall not be required (any law to the contrary notwithstanding) in publishing such resolution or ordinance under the provisions of existing law to publish such proposed articles of incorporation in full but it shall be sufficient compliance with such law in such publication to set forth briefly the substance of such proposed articles of incorporation and to refer to the provisions of this act Thereafter the municipal authorities of such municipality or municipalities shall cause a notice of such resolution or ordinance to be published at least one time in the legal periodical of the county or counties in which such Authority is to be organized and at least one time in a newspaper published and of general circulation in such county or counties Said notice shall contain a brief statement of the substance of said resolution or ordinance including the substance of such articles making reference to this act and shall state that on a day certain not less than three days after publication of said notice articles of incorporation of the proposed Authority will be filed with the Secretary of the Commonwealth of Pennsylvania

B On or before the day specified in said notice the municipal authorities shall file with the Secretary of the Commonwealth articles of incorporation together with proof of publication of the notice as aforesaid Said articles of incorporation shall set forth

(a) The name of the "Authority"

(b) A statement that such Authority is formed under this act

(c) A statement that no other Authority organized under this act or under the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 463) is in existence in or for the incorporating municipality or municipalities except that where any one or more of the municipalities have already joined with other municipalities not composing the same group in organizing a joint Authority the application shall set forth the name of the Authority theretofore created together with the names of the municipalities joining therein

(d) The name of the incorporating municipality or municipalities together with the names and addresses of its municipal authorities and

(e) The names addresses and term of office of the first members of the board of said Authority

All of which matter shall be determined in accordance with the provisions of this act Said articles of incorporation shall be executed by each incorporating municipality by its proper officers and under its municipal seal

C If the Secretary of the Commonwealth finds that the articles of incorporation conform to law he shall forthwith but not prior to the day specified in the aforesaid notice endorse his approval thereon and when all proper fees and charges have been paid shall file the articles and issue a certificate of incorporation to which shall be attached a copy of the approved articles Upon the issuance of such certificate of incorporation by the Secretary of the Commonwealth the corporate existence of said Authority shall begin when such certificate has been recorded in the office for the recording of deeds in the county where the principal office of the Authority is to be located Said certificate of incorporation shall be conclusive evidence of the fact that such Authority has been incorporated but proceedings may be instituted by the Commonwealth to dissolve any Authority which shall have been formed without substantial compliance with the provisions of this section

D When the Authority has been organized and its officers elected the secretary shall certify to the Secretary of the Commonwealth the names and addresses of its officers as well as the principal office of the authority Any change in the location of the principal office shall likewise be certified to the Secretary of the Commonwealth within ten (10) days after such change Any Authority heretofore created under the laws of the Commonwealth of Pennsylvania in addition to powers granted or conferred upon said Authority shall possess all the powers provided in this act

Section 3.1 Municipalities Withdrawing from and Joining in Joint Authorities A Whenever an Authority has been incorporated by two or more municipalities any one or more of such municipalities may withdraw therefrom and any municipality not having joined in the original incorporation may join in the Authority but no municipality shall be permitted to withdraw from any Authority after any obligation has been incurred by the Authority

Any municipality wishing to withdraw from or to become a member of an existing Authority shall signify its desire by resolution or ordinance If the Authority shall by resolution express its consent to such withdrawal or joining the municipal authorities of the withdrawing or joining municipality shall cause a notice of its resolution or ordinance to be published at least one time in the legal periodical of the county or counties in which the Authority is organized and at least one time in a newspaper published and of general circulation in such county or counties Such notice shall contain a brief statement of the substances of the resolution or ordinance making reference to this act and shall state that on a day certain not less than three days after publication of the notice an application to withdraw from or to become a member of the Authority as the case may be will be filed with the Secretary of the Commonwealth

B On or before the day specified in the notice the municipal authorities shall file such application with the Secretary of the Commonwealth together with proof of publication of the notice hereby required In the case of a municipality seeking to become a member of the Authority the application shall set forth all of the information required in the case of original incorporation in so far as it applies to the incoming municipality including the name and address and term of office of the first member of the board of the Authority from the incoming municipality The application in all cases shall be executed by the proper officers of the withdrawing or incoming municipality under its municipal seal and shall be joined in by the proper officers of the governing body of the Authority and in the case of a municipality seeking to become a member of the Authority also by the proper officers of each of the municipalities that are then members of the Authority pursuant to resolutions by the municipal authorities of such municipalities

C If the Secretary of the Commonwealth finds that the application conforms to law he shall forthwith but not prior to the day specified in the notice endorse his approval thereon and when all proper fees and charges have been paid shall file the same and issue a certificate of withdrawal or a certificate of joinder as the case may be to which shall be attached a copy of the approved application The withdrawal or joining shall become effective upon the issuing of such certificate and the recording thereof in the office of the recorder of deeds of the county

Where the project of a joint Authority is located in more than one county the certificate shall be recorded in the county where the principal office is located

Section 4 Purposes and Powers General A Every Authority incorporated under this act shall be a body corporate and politic and shall be for the purpose of acquiring holding constructing improving maintaining and operating owning leasing either in the capacity of lessor or lessee buildings to be devoted wholly or partially for public uses and for revenue-producing purposes transportation marketing shopping terminals bridges tunnels streets highways parkways traffic distribution centers traffic circles parking spaces airports and all facilities necessary or incident thereto parks recreation grounds and facilities sewers sewer systems or parts thereof sewage treatment works steam heating plants and distribution systems incinerator plants waterworks water supply works water distribution systems swimming pools playgrounds lakes low head dams hospitals motor buses for public use when such motor buses are to be used within any municipality and subways The purpose and intent of this act being to benefit the people of the Commonwealth by among other things increasing their commerce and prosperity and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises none of the powers granted by this act shall be exercised in the construction improvement maintenance extension or operation of any project or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes The municipality or municipalities organizing such an Authority may in the resolution or ordinance signifying their intention so to do or from time to time by subsequent resolution or ordinance specify the project or projects to be undertaken by the said Authority and no other projects shall be undertaken by the said Authority than those so specified If the municipal authorities organizing an Authority fail to specify the project or projects to be undertaken then the Authority shall be deemed to have all the powers granted by this act

B Every Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

(a) To have existence for a term of fifty years as a corporation

(b) To sue and be sued implead and be impleaded complain and defend in all courts

(c) To adopt use and alter at will a corporate seal

(d) To acquire purchase hold lease as lessee and use any franchise property real personal or mixed tangible or intangible or any interest therein necessary or desirable for carrying out the purposes of the Authority and to sell lease as lessor transfer and dispose of any property or interest therein at any time acquired by it

(e) To acquire by purchase lease or otherwise and to construct improve maintain repair and operate projects

(f) To make by-laws for the management and regulation of its affairs

(g) To appoint officers agents employes and servants to prescribe their duties and to fix their compensation

(h) To fix alter charge and collect rates and other charges in the area served by its facilities at reasonable and uniform rates to be determined exclusively by it for the purpose of providing for the payment of the expenses of the Authority the construction improvement repair maintenance and operation of its facilities and properties the payment of the principal of and interest on its obligations and to fulfill the terms and provisions of any agreements made with the purchasers or holders of any such obligations or with the municipality incorporating or municipalities which are members of said Authority Provided That if the service area includes more than one municipality the revenues from any project shall not be expended directly or indirectly on any other project unless such expenditures are made for the benefit of the entire service area Any person questioning the reasonableness or uniformity of any rate fixed by any Authority may bring suit against the Authority in the court of common pleas of the county wherein the project is located or if the project is located in more than one county then in the court of common pleas of the county wherein the principal office of the project is located The court of common pleas shall have exclusive jurisdiction to determine the reasonableness and uniformity of rates and other charges fixed altered charged or collected by an Authority Appeals may be taken to the Superior Court within thirty days after the court of common pleas has rendered a final decision

(i) To borrow money make and issue negotiable notes bonds refunding bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority said bonds to have a maturity date not longer than forty years from the date of issue except that no refunding bonds shall have a maturity date later than the life of the Authority and to secure the payment of such bonds or any part thereof by pledge or deed of trust of all or any of its revenues and receipts and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds whether issued or to be issued as the Authority shall deem advisable and in general to provide for the security for said bonds and the rights of the holders thereof and in respect to any project constructed and operated under agreement with any Authority or any public authority of any adjoining state to borrow money and issue such notes bonds and other evidences of indebtedness and obligations jointly with any such Authority

(j) To make contracts of every name and nature and to execute all instruments necessary or convenient for the carrying on of its business

(k) Without limitation of the foregoing to borrow money and accept grants from and to enter into contracts leases or other transactions with any Federal agency Commonwealth of Pennsylvania municipality corporation or Authority

(l) To have the power of eminent domain

(m) To pledge hypothecate or otherwise encumber all or any of the revenues or receipts of the authority as security for all or any of the obligations of the Authority

(n) To do all acts and things necessary or convenient for the promotion of its business and the general welfare of the Authority to carry out the powers granted to it by this act or any other acts

(o) To contract with any municipality corporation or any public Authority of any adjoining state on such terms as the said Authority shall deem proper for the construction and operation of any project which is partly in this Commonwealth and partly in such adjoining state

(p) To enter into contracts with municipalities that are not members of the Authority or with the Commonwealth of Pennsylvania municipalities corporations or authorities for the use of any project of the Authority and fixing the amount to be paid therefor

(q) To enter into contracts of group insurance for the benefit of its employes and to set up a retirement or pension fund for such employes similar to that existing in the municipality where the principal office of the project is located

C The Authority shall have no power at any time or in any manner to pledge the credit or taxing power of the Commonwealth of Pennsylvania or any political subdivision nor shall any of its obligations be deemed to be obligations of the Commonwealth of Pennsylvania or of any of its political subdivisions nor shall the Commonwealth of Pennsylvania or any political subdivision thereof be liable for the payment of principal of or interest on such obligations

Section 5 Purposes and Powers Bonds A The bonds of any Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board thereof and shall be of such series bear such date or dates mature at such time or times not exceeding forty years from their respective dates bear interest at such rate or rates not exceeding six per cent per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of

payment and at such place or places be subject to such terms of redemption not exceeding one hundred five per cent of the principal amount thereof and be entitled to such priorities in the revenues or receipts of such Authority as such resolution or resolutions may provide The bonds shall be signed by such officers as the Authority shall determine and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions Any such bonds may be issued and delivered notwithstanding that one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupon or any thereof shall have ceased to be such officer or officers at the time when such bonds shall actually be delivered

Said bonds may be sold at public or private sale for such price or prices as the Authority shall determine provided that the interest cost to maturity of the money received for any issue of said bonds shall not exceed six per centum per annum Pending the preparation of the definitive bonds interim receipts may be issued to the purchaser or purchasers of such bonds and may contain such terms and conditions as the Authority may determine

B Any resolution or resolutions authorizing any bonds may contain provisions which shall be part of the contract with the holders thereof as to (a) pledging the full faith and credit of the Authority (but not of the Commonwealth of Pennsylvania or any political subdivision thereof) for such obligations or restricting the same to all or any of the revenues of the Authority from all or any projects or properties (b) the construction improvement operation extension enlargement maintenance and repair of the project and the duties of the Authority with reference thereto (c) the terms and provisions of the bonds (d) limitations on the purposes to which the proceeds of the bonds then or thereafter to be issued or of any loan or grant by the United States may be applied (e) the rate of tolls and other charges for use of the facilities of or for the services rendered by the Authority (f) the setting aside of reserves or sinking funds and the regulation and disposition thereof (g) limitations on the issuance of additional bonds (h) the terms and provisions of any deed of trust or indenture securing the bonds or under which the same may be issued and (i) any other or additional agreements with the holders of the bonds

C Any Authority may enter into any deeds of trust indentures or other agreements with any bank or trust company or other person or persons in the United States having power to enter into the same including any Federal agency as security for such bonds and may assign and pledge all or any of the revenues or receipts of the Authority thereunder Such deed of trust indenture or other agreement may contain such provisions as may be customary in such instruments or as the Authority may authorize including (but without limitation) provisions as to (1) the construction improvement operation maintenance and repair of any project and the duties of the Authority with reference thereto (2) the application of funds and the safeguarding of funds on hand or on deposit (3) the rights and remedies of said trustee and the holders of the bonds (which may include restrictions upon the individual right of action of such bondholders) and (4) the terms and provisions of the bonds or the resolutions authorizing the issuance of the same

Said bonds shall have all the qualities of negotiable instruments under the law merchant and the negotiable instruments laws of the Commonwealth of Pennsylvania

Section 6 Remedies of Bondholders A The rights and the remedies herein conferred upon or granted to the bondholders shall be in addition to and not in limitation of any rights and remedies lawfully granted to such bondholders by the resolution or resolutions providing for the issuance of bonds or by any deed of trust indenture or other agreement under which the same may be issued In the event that the Authority shall default in the payment of principal of or interest on any of the bonds after the said principal or interest shall become due whether at maturity or upon call for redemption and such default shall continue for a period of thirty days or in the event that the Authority shall fail or refuse to comply with the provisions of this act or shall default in any agreement made with the holders of the bonds the holders of twenty-five per centum in aggregate principal amount of the bonds then outstanding by instrument or instruments filed in the office of the recorder of deeds of the county and proved or acknowledged in the same manner as a deed to be recorded may appoint a trustee to represent the bondholders for the purpose herein provided

B Such trustee and any trustee under any deed of trust indenture or other agreement may and upon written request of the holders of twenty-five per centum (or such other percentages as may be specified in any deed of trust indenture or other agreement aforesaid) in principal amount of the bonds then outstanding shall in his or its own name

(a) By mandamus or other suit action or proceeding at law or in equity enforce all rights of the bondholders including the right to require the Authority to collect rates rentals and other charges adequate to carry out any agreement as to or pledge of the revenues or receipts of the Authority and to require the Authority to carry out any other agreements with or for the benefit of the bondholders and to perform its and their duties under this act

(b) bring suit upon the bonds

(c) by action or suit in equity require the Authority to account as if it were the trustee of an express trust for the bondholders

(d) by action or suit in equity enjoin any acts or things which may be unlawful or in violation of the rights of the bondholders

(e) by notice in writing to the Authority declare all bonds due and payable and if all defaults shall be made good then with the consent of the holders of twenty-five per centum (or such other percentage as many be specified in any deed of trust indenture or other agreement aforesaid) of the principal amount of the bonds then outstanding to annul such declaration and its consequences

C The court of common pleas of the county shall have jurisdiction of any suit action or proceedings by the trustee, on behalf of the bondholders Any trustee when appointed as aforesaid or acting under a deed of trust indenture or other agreement and whether or not all bonds have been declared due and payable shall be entitled as of right to the appointment of a receiver who may enter and take possession of the facilities of the Authority or any part or parts thereof the revenues or receipts from which are or may be applicable to the payment of the bonds so in default and operate and maintain the same and collect and receive all rentals and other revenues thereafter arising therefrom in the same manner as the Authority or the board might do and shall deposit all such moneys in a separate account and apply the same in such manner as the court shall direct In any suit action or proceeding by the trustee the fees counsel fees and expenses of the trustee and of the receiver if any and all costs and disbursements allowed by the court shall be a first charge on any revenues and receipts derived from the facilities of the Authority the revenues or receipts from which are or may be applicable to the payment of the bonds so in default Said trustee shall in addition to the foregoing have and possess all of the powers necessary or appropriate for the exercise of any functions specifically set forth herein or incident to the general representation of the bondholders in the enforcement and protection of their rights

D Nothing in this section or any other section of this act shall authorize any receiver appointed pursuant to this act for the purpose of operating and maintaining any facilities of the Authority to sell assign mortgage or otherwise dispose of any of the assets of whatever kind and character belonging to the Authority It is the intention of this act to limit the powers of such receiver to the operation and maintenance of the facilities of the Authority as the court shall direct and no holder of bonds

of the Authority nor any trustee shall ever have the right in any suit action or proceedings at law or in equity to compel a receiver nor shall any receiver ever be authorized or any court be empowered to direct the receiver to sell assign mortgage or otherwise dispose of any assets of whatever kind or character belonging to the Authority

Section 7 Governing Body A The powers of each Authority shall be exercised by a governing body (herein called the "Board") composed as follows

(a) If the Authority is incorporated by one municipality the board shall consist of five members each of whom shall be a citizen of such municipality the governing body of such municipality shall appoint the members of the board one of whom shall serve for one year one for two years one for three years one for four years and one for five years from the January first next succeeding the date of incorporation Thereafter the said governing body shall at a meeting held not later than one month prior to January first in each year in which a vacancy occurs appoint as a member of the board a citizen of the municipality for which the Authority is created for a term of five years to succeed the member whose term expires on the January first next succeeding

(b) If the Authority is incorporated by two or more municipalities the board shall consist of a number of members at least equal to the number of municipalities incorporating the Authority but in no event less than five When one or more additional municipalities join an existing Authority each of such joining municipalities shall have one member on the board The first of such members shall be appointed immediately upon the admission of the municipality into the Authority for a full term of years equal to that fixed for the other members of the board

The members of the board shall be appointed their terms staggered and vacancies filled and where the number of municipalities joining is less than five shall be apportioned in such manner as the articles of incorporation shall provide No member shall be appointed for a term longer than five years

B Members shall hold office until their successors have been appointed and may succeed themselves and shall receive such salaries as may be determined by the governing body or bodies of the municipality or municipalities but none of such salaries shall be increased or diminished by such governing body or bodies during the term for which the member receiving the same shall have been appointed A member may be removed for cause by the court of quarter sessions of the county in which the Authority is located after having been provided with a copy of the charges against him for at least ten days and full hearing by the court If a vacancy shall occur by reason of the death disqualification resignation or removal of a member the municipal authorities shall appoint a successor to fill his unexpired term In joint Authorities such vacancies shall be filled by the municipal Authorities of the municipality in the representation of which the vacancy occurs Whenever any municipality shall withdraw from a joint Authority the term of any member or members appointed from such municipality shall immediately terminate

C A majority of the members shall constitute a quorum of the board for the purpose of organizing the Authority and conducting the business thereof and for all other purposes and all action may be taken by vote of a majority of the members present unless in any case the by-laws shall require a larger number The board shall have full authority to manage the properties and business of the Authority and to prescribe amend and repeal by-laws rules and regulations governing the manner in which the business of the Authority may be conducted and the powers granted to it may be exercised and embodied The board shall fix and determine the number of officers agents and employes of the Authority and their respective compensation and duties and may delegate to one or more of their number or to one or more of said officers agents or employes such powers and duties as it may deem proper

Section 8 Moneys of the Authority All moneys of any Authority from whatever source derived shall be paid to the treasurer of the Authority Said moneys shall be deposited in the first instance by the treasurer in one or more banks or trust companies in one or more special accounts and each of such special accounts to the extent the same is not insured shall be continuously secured by a pledge of direct obligations of the United States of America of the Commonwealth or of the municipality or municipalities creating the Authority having an aggregate market value exclusive of accrued interest at all times at least equal to the balance on deposit in such account Such securities shall either be deposited with the treasurer or be held by a trustee or agent satisfactory to the Authority All banks and trust companies are authorized to give such security for such deposits The moneys in said accounts shall be paid out on the warrant or other order of the chairman of the Authority or of such other person or persons as the Authority may authorize to execute such warrants or orders Every Authority shall have at least an annual examination of its books accounts and records by a certified public accountant A copy of such audit shall be delivered to the municipality or municipalities creating the Authority A concise financial statement shall be published annually at least once in a newspaper of general circulation in the municipality where the principal office of the Authority is located If such publication is not made by the Authority the muncipality or municipalities shall publish such statement at the expense of the Authority If the Authority fails to make such an audit then the controller auditors or accountant designated by the municipality or municipalities are hereby authorized and empowered from time to time to examine at the expense of the Authority the accounts and books of the Authority including its receipts disbursements contracts leases sinking funds investments and any other matters relating to its finances operation and affairs

The Attorney General of the Commonwealth of Pennsylvania shall have the right to examine the books accounts and records of any Authority

Section 9 Transfer of Existing Facilities to Authority A Any municipality or owner may and they are hereby authorized to sell lease lend grant or convey to any Authority any project or any part or parts thereof or any interest in real or personal property which may be used by the Authority in the construction improvement maintenance or operation of any project Any municipality is also authorized to transfer assign and set over to any Authority any contracts which may have been awarded by said municipality for the construction of projects not begun or if begun not completed The territory being served by any project or the territory within which such project is authorized to render service at the time of the acquisition of such project by an Authority shall constitute the area in which such Authority shall be authorized to render service

B No Authority shall acquire by any device or means whatsoever including a consolidation merger purchase or lease or through the purchase of stock bonds or other securities the title to or the possession or use of all or any substantial portion of any project as defined in this act which said project is subject to the jurisdiction of the Pennsylvania Public Utility Commission without the approval of the commission evidenced by its certificate of public convenience first had and obtained in accordance with ths procedure and investigations as to value as outlined in section two hundred three of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) known as the "Public Utility Law" The Commission shall also consider the earning power of the project in deciding the value thereof The word "acquire" as used in this paragraph shall include only the acquisition of existing facilities

The Authority shall first report to and advise the municipality or municipalities by which it was created of the agreement to acquire including all its terms and conditions

The proposed action of the Authority and the proposed agreement to acquire shall be approved by the governing body of the municipality or municipalities which created or which are members of the Authority and to which the report is made Where there are one or two members municipalities of the Authority such approval shall be by two-thirds vote of all of the members of the governing body or of each of the governing bodies If there are more than two member municipalities of the Authority approval shall be by majority vote of all the members of each governing body of two-thirds of the member municipalities

C This section without reference to any other law shall be deemed complete for the acquisition by agreement of projects as defined in this act located wholly within or partially without the municipality or municipalities causing such Authority to be incorporated any provisions of other laws to the contrary notwithstanding and no proceedings or other action shall be required except as herein prescribed

Section 10 Competition in Award of Contracts A All construction reconstruction repairs or work of any nature made by any Authority where the entire cost value or amount of such construction reconstruction repairs or work including labor and materials shall exceed five hundred dollars ($500.00) except construction reconstruction repairs or work done by employes of said Authority or by labor supplied under agreement with any federal or state agency with supplies and materials purchased as hereinafter provided shall be done only under contract or contracts to be entered into by the Authority with the lowest responsible bidder upon proper terms after due public notice has been given asking for competitive bids as hereinafter provided No contract shall be entered into for construction or improvement or repair of any project or portion thereof unless the contractor shall give an undertaking with a sufficient surety or sureties approved by the Authority and in an amount fixed by the Authority for the faithful performance of the contract All such contracts shall provide among other things that the person or corporation entering into such contract with the Authority will pay for all materials furnished and services rendered for the performance of the contract and that any person or corporation furnishing such materials or rendering such services may maintain an action to recover for the same against the obligor in the undertaking as though such person or corporation was named therein provided the action is brought within one year after the time the cause of action accrued Nothing in this section shall be construed to limit the power of the Authority to construct repair or improve any project or portion thereof or any addition betterment or extension thereto directly by the officers agents and employes of the Authority or otherwise than by contract

B All supplies and materials costing five hundred dollars ($500.00) or more shall be purchased only after due advertisement as hereinafter provided Authority shall accept the lowest bid or bids kind quality and material being equal but the Authority shall have the right to reject any or all bids or select a single item from any bid The provisions as to bidding shall not apply to the purchase of patented and manufactured products offered or sale in a noncompetitive market or solely by a manufacturer's authorized dealer

C The terms advertisement or due public notice wherever used in this section shall mean a notice published at least ten (10) days before the award of any contract in a newspaper of general circulation published in the municipality where the authority has its principal office and if no newspaper is published therein then by publication in a newspaper in the County where the Authority has its principal office Provided That such notice may be waived where the Authority determines an emergency exists and such supplies and materials must be immediately purchased by the said Authority

D No member of the Authority or officer or employe thereof shall either directly or indirectly be a party to or be in any manner interested in any contract or agreement with the Authority for any matter cause or thing whatsoever by reason whereof any liability or indebtedness shall in any way be created against such Authority If any contract or agreement shall be made in violation of the provisions of this section the same shall be null and void and no action shall be maintained thereon against such Authority

E Subject to the aforesaid any Authority may (but without intending by this provision to limit any powers of such Authority) enter into and carry out such contracts or establish or comply with such rules and regulations concerning labor and materials and other related matters in connection with any project or portion thereof as the Authority may deem desirable or as may be requested by any Federal agency that may assist in the financing of such project or any part thereof Provided however That the provisions of this section shall not apply to any case in which the Authority has taken over by transfer or assignment any contract authorized to be assigned to it under the provisions of section nine of this act nor to any contract in connection with the construction of any project which the Authority may have had transferred to it by any person or private corporation

Section 11 Acquisition of Lands Water and Water Rights The Authority shall have the power to acquire by purchase or eminent domain proceedings either the fee or such right title interest or easement in such lands water and water rights as the Authority may deem necessary for any of the purposes mentioned in this act Provided however That water and water rights may not be acquired unless and until approval is obtained from the Water and Power Resources Board in accordance with the law in such cases made and provided And provided further That no property devoted to a public use nor any property of a public service company property used for burial purposes places of public worship shall be taken under the right of eminent domain The right of eminent domain shall be exercised by the Authority in the manner provided by law for the exercise of such right by municipalities of the same class as the municipality by which such Authority was organized

In the case of a joint Authority eminent domain shall be exercised by the Authority in the same manner as is provided by law for the exercise of such right by municipalities of the same class as the municipality in which the right of eminent domain is to be exercised The right of eminent domain herein conferred by this section may be exercised either within or without the municipality or municipalities

Section 12 Use of Projects The use of the facilities of the Authority and the operation of its business shall be subject to the rules and regulations from time to time adopted by the Authority Provided however That the Authority shall not be authorized to do anything which will impair the security of the holders of the obligations of the Authority or violate any agreements with them or for their benefit

Section 13 Limitation of Powers The Commonwealth does hereby pledge to and agree with any person firm or corporation or Federal agency subscribing to or acquiring the bonds to be issued by the authority for the construction extension improvement or enlargement of any project or part thereof that the Commonwealth will not limit or alter the rights hereby vested in the Authority until all bonds at any time issued together with the interest thereon are fully met and discharged The Commonwealth of Pennsylvania does further pledge to and agree with the United States and any other federal agency that in the event that any Federal agency shall construct or contribute any funds for the construction extension improvement or enlargement of any project or any portion thereof the Commonwealth will not alter or limit the rights and powers of the Authority in any manner which would be inconsistent with the continued maintenance and operation of the project or the improvement thereof or which would be inconsistent with the due performance of any agreements between the Authority and any such federal agency and the Authority shall continue to have and may exercise all powers herein granted so long as the same shall be necessary or desirable for the carrying out of

the purposes of this act and the purposes of the United States in the construction or improvement or enlargement of the project or such portion thereof

Section 14 Termination of Authority When any Authority shall have finally paid and discharged all bonds which together with the interest due thereon shall have been secured by a pledge of any of the revenues or receipts of a project it may (subject to any agreements concerning the operation or disposition of such project) convey such project to the municipality or municipalities creating the Authority When any Authority shall have finally paid and discharged all bonds issued and outstanding and the interest due thereon and settled all other claims which may be outstanding against it it may convey all its property to the municipality or municipalities and terminate its existence A certificate requesting the termination of the existence of the Authority shall be filed in the office of the Secretary of the Commonwealth If the certificate is approved by the municipality or municipalities creating the Authority by its ordinance or ordinances the said secretary shall note the termination of existence on the record of incorporation and return the certificate with his approval shown thereon to the board which shall cause the same to be recorded in the office of the recorder of deeds of the county Thereupon the property of said Authority shall pass to the municipality or municipalities and the Authority shall cease to exist

Section 15 Exemption from Taxation The effectuation of the authorized purposes of authorities created under this act shall and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania for the increase of their commerce and prosperity and for the improvement of their health and living conditions and since such authorities will be performing essential governmental functions in effectuating such purposes such authorities shall not be required to pay any taxes or assessments upon any property acquired or used by them for such purposes and the bonds issued by any Authority their transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation within the Commonwealth of Pennsylvania

Section 16 Authorities Formed Under Other Acts Any Authority heretofore or hereafter created or organized under the provisions of an act approved December twenty-seven one thousand nine hundred thirty three (P. L. 114) entitled "An act providing for the creation of public 'Authorities' in counties of the second class authorizing such 'Authorities' to enter into agreements with the Government of the United States particularly as they relate to the National Industrial Recovery Act and any amendment and supplements thereto the Commonwealth of Pennsylvania and political subdivisions and municipalities thereof and with others defining and providing for the organization and dissolution of such 'Authorities' conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions upon which such 'Authorities' may exercise their powers endowing such 'Authorities' with the right of eminent domain and with the power to finance projects by the issuance and sale of bonds authorizing such 'Authorities' to make and receive appropriations repealing certain acts and parts of acts inconsistent herewith and for other purposes" shall have and may exercise in addition to any rights powers or purposes granted or conferred by such act or any amendment thereto all the rights and powers granted to Authorities created under this act and the purposes specified in section four of this act shall be included within the purposes of any Authority created or organized under the provisions of the aforesaid act and the rights powers and purposes herein described and conferred upon Authorities shall be cumulative with and not in limitation of the rights powers and purposes granted to or conferred upon such Authorities by any other act

Section 17 Constitutional Construction The provisions of this act shall be severable and if any of the provisions thereof shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 18 If a project shall have been established under this act by a board appointed by a municipality or municipalities which project is of a character which the municipality or municipalities have power to establish maintain or operate and such municipality or municipalities desire to acquire the same it or they may by appropriate resolution or ordinance adopted by the proper Authorities signify its or their desire to do so and thereupon the Authorities shall convey by appropriate instrument said project to such municipality or municipalities upon the assumption by the latter of all the obligations incurred by the Authorities with respect to that project

Section 19 This act shall apply to all Authorities now existing that were incorporated under the provisions of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 463) known as the "Municipality Authorities Act of one thousand nine hundred and thirty-five" and to those hereafter incorporated under the provisions of this act The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments The repeal by this act of any act of Assembly shall not affect the existence of any Authority heretofore incorporated The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit pending or to be instituted to enforce any right or penalty under the authority of such repealed laws All rules and regulations made pursuant to any act of Assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed

Section 20 The act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 463) entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities counties and townships defining the same prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and for other purposes" and its amendments are hereby repealed absolutely

Section 21 This act shall become effective immediately upon its final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 59, on final passage, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing rest periods, sick leave, hospital and medical expenses, and extra compensation in certain cases for police in counties of the second class

go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON FINAL PASSAGE RECALLED FROM THE HOUSE

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 795, as follows:

An Act to further amend clause (f) of section two hundred one and to add clause (n) to section two hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (f) of section two hundred one of he act approved the twenty-fifth day of May one thouand nine hundred thirty-three (P. L. 1001) entitled as mended "An act providing for the regulation of aeroautics within this Commonwealth conferring powers and mposing duties upon the Pennsylvania Aeronautics Comnission and the Department of Revenue in respect thereto roviding for the licensing and registration of airman nd aircraft establishing the legal status of air navigaion providing for sovereignty in an ownership of space roviding for lawfulness of flights regulating civil causes f action arising out of operation of aircraft fixing the tatus of contracts crimes and torts in by or by means of peration of aircraft imposing duties upon officers buresses magistrates aldermen justices of the peace the courts nd clerks thereof providing for denial or revocation of censes providing for certain penalties and their disposition and repealing certain existing laws" as amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 451) is hereby further amended to read as follows

Section 201 Powers and Duties of Pennsylvania Aeronautics Commission The Pennsylvania Aeronautics Commission shall administer the provisions of this act and for such purpose is authorized and directed to promulgate such regulations as are necessary to execute the powers invested in it by this act and other applicable laws

It shall be the duty of the commission to

* * * * *

(f) Encourage and assist in the establishment and construction of airports civil airways and other air navigation facilities

Section 2 Section two hundred one of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 451) is hereby further amended by adding thereto a new clause to be known as clause (n) and to read as follows

(n) Expend moneys appropriated to it for the use of the commission in the making of surveys and plans and the purchase of lands for and the construction of airports and landing fields and other air navigation facilities to accept and expend moneys received from the Federal Government or any other source for such purposes and to utilize the construction services of other public agencies qualified to perform or supervise the work including other States agencies provided that in the expenditure of such money otherwise than in the performance of work by the Commission's own forces or by the public agencies hereinbefore mentioned the Commission shall conform to and observe all the provisions of Section twenty-four hundred and eight (2408) of the Administrative Code of April ninth nineteen hundred and twenty-nine P. L. 177 its amendments and supplements

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SENATE BILL No. 59 CALLED UP

Mr. BARR. Mr. President, on page 2 of the Calendar, I would like to call up at this time Senate Bill No. 59, Printer's No. 433, for consideration.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 59, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing rest periods sick leave hospital and medical expenses and extra compensation in certain cases for police in counties of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subdivision (q) of article three of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as last amended by the act approved the fourth day of May one thousand nine hundred forty-three (P. L. 159) is hereby further amended by adding after section three hundred thirty point twenty-two the following new sections to read as follows

Section 330.23 Every member of the police force of counties of the second class shall have at least twenty-four consecutive hours of rest in each calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in times of war riot conflagration or public celebration No such member shall be required to work more than eight consecutive hours in any twenty-four hours except in the aforesaid cases of emergency Every such member shall be allowed one day's vacation for each month of service for the first twelve months of service and thereafter an annual vacation of not less than fourteen days and he shall be allowed an annual sick leave of not less than fourteen days all without any deduction or diminution of salary or compensation as fixed by the salary board of the county

Section 330.24 Every member of the police force for counties of the second class who may be injured or become sick through the performance of his duties and by reason thereof is temporarily incapacitated from performing his duties shall be paid by the county by which he is employed his full rate of salary as fixed by the salary board of such county until the disability arising therefrom has ceased All medical and hospital bills incurred in connection with any such injury or sickness shall be paid by such county All benefits under the Workmen's Compensation Law which shall be received or collected by any such member during the period he has received salary for temporary disability shall be paid over to the county and paid into the treasury thereof If any such payment or payments shall not be so made by such member of such police force the amount so directed to be paid to the county shall be deducted from any salary which shall then or thereafter become due and owing to such member

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. GELTZ. Mr. President, I think there is some question in the minds of some of the Senators as to what the amendment was when the bill was recalled from the Governor. The only amendment is to the title, on page 1, where "29" is put in, in place of "21". In other words, there was a typographical error in the way the bill passed and the wrong act would have been amended.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of Senate Bill No. 340, entitled:

An Act to further amend subsection (c) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State Government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishng a procedure for such cases providing for an appeal from the common pleas court to the Supereme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" making further provision for designation and selection of representatives for the purposes of collective bargaining

On the question,

Shall the bill pass finally?

RECONSIDERATION OF SENATE BILL No. 340

Mr. KEPHART. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 340, passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted "aye".

Mr. HEYBURN. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 7, page 4, line 16 by striking out the light faced bracket before the word "be" and after the word "binding"; by inserting after the word "binding" and before the word "constitute" the word "and"; Amend Section 7, page 4, line 17 by striking out the word "unit" and inserting in lieu thereof the word "representatives"; Amend Section 7, page 4, line 25 by striking out the word "six" and inserting in lieu thereof the word "twelve".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 621, as follows:

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity and regulating the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eight of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended by adding thereto after clause six a new clause to read as follows

Section 8 * * * * *

6.1 In addition to the regular contribution required under clause six of this section any contributor who has had service in states territories or areas under the jurisdiction of the United States besides this Commonwealth as an employe in any public school or institution of such other classes as are at present included in the retirement system and who submits proof satisfactory to the Retirement Board of all or part of such service may make a lump sum payment computed to be sufficient with regular interest to procure for him or her on superannuation retirement at age sixty-two an additional employe's annuity equal to one-eightieth (1/80) of his or her earnable salary during the first year of service in this Commonwealth for each of the years of such aforesaid proved service for which he or she shall elect to contribute Such additional contributions shall become a part of his or her accumulated deductions and shall be so treated except in case of disability retirement superannuation retirement or the receipt of an annuity upon resignation or dismissal when they shall be used to produce an additional annuity on the basis of such annuity tables as the Retirement Board shall approve Provided however That the state annuity part of the retirement allowance of any such contributor shall not be increased or affected by reason of said out-of-state service or of such contribution

Section 2 All acts and parts of acts insofar as inconsistent with the provisions of this act are hereby repealed

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate resumed the consideration of House Bill No. 696, as follows:

An Act to further amend sections one two three and four of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 787) entitled as amended "An act authorizing subject to approval of the court of common pleas the compromise or reduction of tax and municipal claims on real property purchased by any county city borough town school district or poor district at any sale for the nonpayment of taxes or municipal claims and the reconveyance or private sale of such property" requiring such reconveyance and private sale to have the approval of the court of common pleas after notice to all municipalities having an interest therein

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one two and three of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 787) entitled as amended

"An act authorizing subject to approval of the court of common pleas the compromise or reduction of tax and municipal claims on real property purchased by any county city borough town school district or poor district at any sale for the nonpayment of taxes or municipal claims and the reconveyance or private sale of such property" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 282) are hereby further amended to read as follows

Section 1 Be it enacted &c That whenever any real property has been heretofore or shall be hereafter purchased by any county city borough incorporated town school district [or] poor district or institution district to be called herein municipality for nonpayment of taxes or municipal claims under any act of Assembly authorizing such sale the municipality purchasing said property or any [taxing authority] municipality having an interest therein may subject to the approval of the court of common pleas upon petition agree with the former owner of such property or his heirs devisees or any one or more of them or with anyone entitled to redeem such property to accept in compromise or reduction of the amount of the taxes and municipal claims penalties interest and costs due any sum less than the whole of such amount so due whereupon [either the said municipality or the taxing authority having an] the municipality or municipalities having an interest therein or the person with whom such agreement is made may petition the common pleas court for confirmation of said agreement

Section 2 After the period for redemption has passed such municipality may sell at private sale any real property purchased at tax sale or sale for municipal claim and may in effecting such sale accept any sum less than the amount of all the taxes municipal claims penalties and interest due subject to the approval [upon petition] of the court of common pleas upon petition as hereinafter provided

Section 3 Upon presentation of any such petition by [any taxing authority having an] any municipality or municipality having an interest therein or by the other party concerned the court shall fix a day not more than thirty days thereafter for a hearing thereon At least five days' notice of such hearing shall be given to all the taxing authorities having tax or municipal claims against such real estate and notice shall also be given by publication in at least one newspaper of general circulation published in the county setting forth a description of the property the total amount of taxes municipal claims penalties and interest due and costs and the amount which it is proposed to accept in compromise or redemption or for the sale of said property

Section 2 Section four of said act as last amended by the act approved the twenty-ninth day of July one thousand nine hundred forty-one (P. L. 600) is hereby further amended to read as follows

Section 4 If after such hearing the court is satisfied that [to] the proposed compromise or private sale is proper and to the advantage of all the [taxing authorities] municipalities interested it shall enter a decree approving such compromise settlement private sale or such other settlement as the court may find to be proper and directing a conveyance of such property to the person or persons with whom the agreement has been made upon the payment of the agreement amount or such amount as the court may approve and all costs of the proceeding The proceeds of such compromise or private sale shall be distributed first to the costs of sale whereat the property was acquired and the balance to the respective [taxing authorities] municipalities in proportion to their tax and municipal claims The title conveyed shall be free and clear of all tax and municipal liens but shall not discharge any other liens not discharged by the tax sale or sale on municipal claim

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 805, on final passage, entitled:

An Act to amend Article VIII of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it unlawful to injure, tap or make unauthorized connections with telegraph and telephone facilities, to receive or send communications by means of such unauthorized connections or to induce such actions by another; and providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection. The Chair hears none.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 1010, as follows:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the organization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commis-

sions shall be determined" by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand three hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding clause (k) to read as follows

Section 1302 Public Schools The Department of Public Instruction shall have the power and its duty shall be

* * * * *

(k) To hold examinations in secondary school subjects at suitable times and places to be designated by the Superintendent of Public Instruction for the determination of the fitness of applicants unable to present satisfactory certificates showing completion of secondary school courses and to issue such certificates to those found proficient provided that admission to such examinations shall be denied any applicant eighteen years of age or under regularly enrolled in an accredited secondary school and no applicant eighteen years of age or under not enrolled in an accredited secondary school shall be allowed to obtain more units of secondary school credits through such examinations during any year than could be carried during any year through enrollment in an accredited secondary school and to authorize accredited secondary schools to hold similar examinations and grant similar certificates under rules regulations and standards issued by the Department of Public Instruction

To establish and publish standards whereby the secondary education of any resident of Pennsylvania who has not fully completed his or her studies in an accredited secondary school but has otherwise completed educational studies of an equivalent standard may be determined and evaluated The department may under rules and regulations issued by it grant credits certificates or diplomas for secondary school education for educational courses offered by

(1) The military naval or merchant marine services

(2) The Armed Forces Institute

(3) Evening or extension courses established by schools and colleges accredited or approved by the State Council of Education or the Department of Public Instruction

(4) Institutions maintained by the Commonwealth

The Department of Public Instruction may under rules and regulations issued by it authorize accredited secondary schools to determine and evaluate secondary school subjects grant credits certificates and diplomas in like manner

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 40, on third reading, entitled:

An Act to amend or further amend the title and sections one, five, seven, nine and ten of the act approved the eighth day of June, one thousand nine hundred seven (P. L. 496), entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributries

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that House Bill No. 58, on third reading entitled:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers; and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further regulating the vacation leave and sick leave to which State employes are entitled with pay

be recommitted to the Committee on State Government.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 61, as follows:

An Act to amend section one thousand two hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by clarifying certain definitions and authorizing reimbursement by the Commonwealth in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand two hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 273) is hereby further amended to read as follows

Section 1201 The board of school directors in every school district in this Commonwealth shall employ the necessary qualified professional employes substitutes and temporary professional employes to keep the public schools open in their respective districts in compliance with the provisions of this act Whenever the secretary of any board of school directors with the approval of the proper district or county superintendent presents to the Superintendent of Public Instruction satisfactory evidence that it is impossible for the board during the present wartime emergency to obtain a suitable qualified teacher for a regular vacancy the board may for a period not longer than one year beyond the cessation of wartime hostilities employ a substitute to fill a bona fide vacancy until an acceptable qualified teacher can be obtained

The term "professional employe" as used in this act shall include teachers supervisors supervising principals principals directors of vocational education dental hygienists visiting teachers school secretaries the selection of whom is on the basis of merit as determined by eligibility lists school nurses who are certified as teachers and any regular full-time employe of a school district who is duly certified as a teacher

The term "substitute" shall mean any individual who has been employed to perform the duties of a regular professional employe during such period of time as the said regular professional employe is absent on sabbatical leave or for other legal cause authorized and approved by the board of school directors or to perform the duties of a temporary professional employe who is absent or who has been employed with the approval of the district or county superintendent and of the Superintendent of Public Instruction during the present wartime emergency and for a period not longer than one year beyond the cessation of hostilities to fill a vacancy until an acceptable qualified teacher can be obtained During the present wartime emergency reimbursement shall be made by the Commonwealth to the school districts for substitutes employed in positions where vacancies exist

The term "temporary professional employe" shall mean any individual who has been employed to perform for a limited time the duties of a newly created position or of a regular professional employe whose services have been terminated by death resignation suspension or removal

It shall be the duty of the county superintendent of schools or the district superintendent as the case may be to notify each temporary professional employe at least twice each year during the period of his or her employment of the professional quality professional progress and rating of his or her services and no temporary professional employe shall be dismissed unless rated unsatisfactory and notification in writing of such unsatisfactory rating shall have been furnished the teacher within ten days following the date of such rating A temporary professional employe whose work has been certified by the county superintendent of schools or the district superintendent to the secretary of the school district during the last four months of the second year of such service as being satisfactory shall thereafter be a "professional employe" within the meaning of this act The attainment of this status shall be recorded in the records of the board and written notification thereof shall be sent also to the said employe The employe shall then be tendered forthwith a regular contract of employment as provided for professional employes in section one thousand two hundred five (1205) of this act and no professional employe who has attained tenure status in any school district of this Commonwealth shall thereafter be required to serve as a temporary professional employe before being tendered such a contract when employed by any other school district of this Commonwealth

Any temporary professional employe who is not tendered a regular contract of employment at the end of two years of service rendered as herein provided shall be given a written statement signed by the president and secretary of the board of school directors and setting forth explicitly the reason for such refusal

Temporary professional employes shall for all purposes except tenure status be viewed in law as full-time employes and shall enjoy all the rights and privileges of regular full-time employes and the Commonwealth shall pay to the school district for each temporary professional employe the same per centum or share of salary provided by law as in the case of professional employes and in cases of temporary professional employes of approved local or joint vocational industrial vocational home economics and vocational agricultural schools or departments the school district shall be reimbursed as provided by law for each of their full-time salaries just as though they were professional employes Such reimbursement from the Commonwealth shall not be made for substitutes except [in cases of sabbatical leave] in cases where a professional employe or a temporary professional employe has been granted a leave of absence

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,

Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 95, as follows:

An Act conferring upon the Councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable but of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries wages or other compensation of officers clerks and employes of the courts which are fixed by law or by the courts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That from and after the first day of January one thousand nine hundred and forty-six the salaries wages and other compensation of all public officers clerks and employes payable out of the treasury of any city of the first class shall be fixed and determined by the council of such city by ordinance except such salaries of elected officers which are or may be fixed by law and the salaries wages and other compensation of officers clerks and employes of the courts which are or may be fixed by law or by the courts

Section 2 All acts or parts of acts inconsistent herewith be and the same are hereby repealed to the extent of such inconsistency it being the intent and purpose of this act to establish a uniform and complete system except as aforesaid of the fixing and determination of all salaries wages or other compensation of public officers clerks and employes payable out of the treasury of such cities thereby unifying and co-ordinating as far as may be practicable that power and duty with the power to raise revenue by taxation and otherwise

And said bill having been read at length the third time.

On the question,

Will the Senate agree to the bill on third reading?

Mr. STIEFEL. Mr. President, may I urge my colleagues to defeat this measure? This bill aims in placing the control of salaries in the city of Philadelphia in the hands of city council.

We are confronted in this bill with the jungle growth of various measures, some emanating from the city council, some from the legislative halls in Harrisburg, and because of considerable and many incongruities I do not see how this measure can stand up.

For instance, Mr. President, the members of the Registration Commission of Philadelphia are appointed by the Governor; that gives them a certain degree of independence. Now the salaries of these commissioners will be controlled by the city council of Philadelphia. The city council of Philadelphia will obtain a strangle-hold on the members of this commission, not that I impute any machinations to city council, but it is possible that such a condition may exist. I can multiply many examples of this kind to show how punative power will be in the hands of the Governor, and the decision on salaries in the hands of city council of Philadelphia.

Second, may I point out, Mr. President, the old axiom that he who seeks equity shall do equity.

Back in the thirties—I believe in 1933 or 1934—the city council of Philadelphia, during the years of depression, decided for economic purposes to reduce salaries of many officials and employes in the city and county of Philadelphia. Those city and county employes gladly accepted the offer, hoping that when the fat years would come they would be compensated.

Now, Mr. President, the old practice of Joseph, to store during the years of prosperity in order to meet the crisis during lean years, has been applied in this case—just in reverse; during the lean years these salaries were cut and now that we are basking in prosperity the city council never felt it necessary to compensate its various employes and officials and restore to them the cuts made in the lean years.

For these reasons, Mr. President and gentlemen of the Senate, I urge you to vote in the negative on this measure.

Mr. JASPAN. Mr. President, following up Dr. Stiefel's arguments and thoughts in the matter—I do not know when he became a doctor or how he acquired the title—it is possible I am disgressing a bit, but perhaps it is because of his contact with Dr. Chapman.

However, Mr. President and members of the Senate, in all seriousness, at the very outset of this session Governor Martin asked for a quick, businesslike session, in view of the fact we were engaged in a war, and that was most important. During the session, on a few occasions, I stated that apparently the war is not very important, because politics would be more or less injected into our affairs.

Such was the case back in 1943 and such is the case today. I have seen bills, many of them, pass—I did not agree with them. I could appreciate that they were motivated by certain interests, probably political. This very bill, in my mind, is politically minded. It is what I term a political grab-bag, an attempt by council to obtain jobs by holding on to the purse-strings, and we know very well when we hold on to the purse-strings we control the jobs.

We in our wisdom, have created certain jobs and have given at the same time to the Governor the power of appointment. We felt that the citizenry of various cities and counties required certain protection, consequently our body fixed the salaries for these various groups.

Very important offices are involved, Mr. President, with respect to this bill. If you know the nature of our city government—I do not find fault with any particular individual or group, but unfortunately the people of the city of Philadelphia have not awakened to a realization of what has happened there during the past fifty years; I blame the city administration for conditions as they exist.

Philadelphia, through its city council, has spent considerable money and, as a result of the expenditure of money, has fallen, if I may use the ordinary vernacular,

into a hole. As a result they were forced many years ago to hock their gas works, their most important asset, the most valuable asset that we have, and our Senate helped them to do it, to help them raise forty some odd million dollars. You may ask "why was it necessary to hock the gas works in order to raise forty million dollars"? The purpose was to pay the indebtedness accumulated by the city. Why was the city indebted to that extent? Well, we have that Arch street subway, on which millions were spent; we have the Locust street subway on which millions were spent; and neither of them in operation today.

We have case after case where millions of dollars were spent by the city fathers, and nothing accomplished for the money. They probably know the reason, and so do I, but not being sure I do not want to accuse or condemn.

Let me go one step further. Many institutions have been put up, more or less legalized, I will say—you take the House of Detention—money appropriated, but we have no House of Detention, Mr. President. Back in 1939 the United States Government offered the city of Philadelphia $60,000,000, but it was refused by the city fathers. The reason for the proposal to advance this money was that the city's water works were in bad shape, the sewage system was in a deplorable condition, but our city fathers refused the money. With that money we could have rehabilitated our water works and today we would not be in a position where we have to drink water that is treated with chlorine, and we would not have to smell the river as we go over the Delaware River bridge, or across the Schuylkill, but nevertheless they refused that help because they were afraid the government might have a few jobs. I attribute it strictly to politics.

As we look over this particular bill and see what offices the city council is interested in—and I dare say that of the twenty-two members, eighteen of them are directly, maybe more, but I am sure eighteen are in politics. Let us take them office by office, and I studied them very closely. If today, before I go ahead or proceed, we had city-county consolidation, it would obviate the necessity of proposing a bill like this because we would have one government in the city of Philadelphia instead of two, one for the city and one for the county. I can appreciate city council providing for city offices, but certainly not for county offices. It originated with the Assembly, and when I say the Assembly I mean our body, as well as the House, and the Governor.

Here is one office here, to begin with, the district attorney's office. The district Attorney, we can appreciate, can not be affected by this bill, becaus he is an elected officer. However, the district attorney in any county prosecutes all criminal cases and certainly should not be subjected to the dictates, whims or caprices of politicians, because we require law enforcement, and when it gets into the hands of politicans it is very dangerous. I may be one—I am a ward leader—but I see to it that the proper thing is done, and others should act as I or others do, to see that there is proper enforcement.

We have one assistant in the district attorney's office at $7,500 a year. Do you think for a moment that he should be subjected to the dictates of a city council composed of twenty-two members, eighteen of whom are politicians? Mr. President, I say it is extremely dangerous.

There is another assistant at $6,500, and down the line, three assistants, eight assistants, at various salaries. Chief county detective, appointed by Mr. Maurer. Our district attorney's salary is fixed by the Legislature. Can you appreciate what would happen, Mr. President, if these salaries were fixed by council? If these gentlemen would not do their bidding, I am safe in saying that their salaries would be reduced to the point where they would resign. Today we have a very capable and able staff prosecuting criminal cases, and it is very dangerous, Mr. President and members of the Senate, to put the district attorney's office in the hands of politicians. The district attorney's office, incidently, is a county office and not a city office.

Recorder of Deeds. All the positions under the Recorder of Deeds are recommended by the Republican leaders. I see not why they want any change, excepting to threaten or blackmail or club the Recorder of Deeds into giving councilmen certain jobs. What else could there be? Let us be honest with one another. They have been in office since 1939. In 1937 there was a Democratic administration. In 1939 nothing was done, in 1941 there was nothing done, or in 1943, but in 1945, while we are prosecuting a war with full vigor, they see fit to introduce this political bill. I warned the Senate time and again that politics would be injected into our scheme of things, and this is a very striking or glaring example of it.

Let us go further. The Board of Revision of Taxes, an office referred to by my colleague, Dr. Stiefel—seven members appointed by the Board of Judges. Very few, if any, of our judges play politics. While it is true there are seven members today, two of whom are politicians, the chairman is Mr. William Mead, and he is opposed to me and he fought against me; in fact, he put his brother up against me for the Senate last year; but I will say this much for him, that he is doing a swell job as chairman of the Board of Revision of Taxes, notwithstanding the fact that he is a Republican.

There is Bill Hamilton, Republican leader of the twenty-first ward, who is doing a swell job. He is a politician. They are two, but the other five, Charles Geuerin, Cornelius Haggerty, Charles A. Hild, Austin Norris, and one other member, are not politically inclined. They were appointed by the judges because they knew something about real estate, they knew what assessments meant, they knew what valuations meant. Therefore, the entire job can be entrusted to these men, and there are only two politicians, but they are doing their best. As a matter of fact, five of the seven are opposed to this particular bill, but they dare not come out openly because their heads may be chopped off by the council, assuming that this bill will go into effect, by cutting their salaries, and it may reach the point where they can not possibly work at the low salary to which they may reduce these jobs.

That is not sufficient in itself, but they want to go beyond that. There is one chief personal property assessor at $7,500 a year. They would like to have that job, it would be a pleasure to them, the many divi-

sion leaders, the ward chairman that want it today, notwithstanding their inability to perform the work required of that office.

Eight personal property assessors at $5,000. Howard Berry, who today is a colonel in the United States Marines, had one of those jobs, and the politicians, particularly our council, objected to it. Howard Berry is a graduate of the University of Pennsylvania, he played football there, he was the pentathlon champion; everybody was out to get him, and if it were left to city council to fix salaries, Howard Berry would be out. Fortunately, Howard Berry today, notwithstanding the fact he is close to fifty, is serving in the United States armed Forces and obtained a leave of absence. But he is no politician; and there are others in the same category as Howard Berry.

Now here comes the rub. Thirty-six real estate assessors at $5,000 per annum each. Of the thirty-six real estate assessors only eight are in politics. The other twenty-eight are not, having been recommended by real estate boards, those interested in real estate, and judges, who certainly would not recommend anybody unless he was well qualified by both ability and temperment to perform the duties of the office. Thirty-six assistant real estate assessors at $2,500 each per year.

Can you appreciate why council wants these big, lucrative jobs, paying big money? So as to perpetuate control, without any thought or regard for valuations of the properties in the city of Philadelphia. Politics plays its part. There are many of us here who play a part in it, but when we do play a part we do not do it without regard for the welfare of our people, but if you leave it to these men in city council you can expect anything. I have reason to believe it, and if I wanted to give you an extended argument I could show you where it has been done, and they have used politics at the sacrifice of the health, welfare and education of our citizenry of the city of Philadelphia.

Let us go one step further. Take the Registration Commission, as mentioned by Senator Stiefel. Here is a body that registers voters. Today we have permanent registration. Frankly, I feel that it amounts to very little. It has been negatived, more or less, by amendments to the act. However, I have high regard for the chairman and the four members of the board. Ken Shoyer is a Republican, and chairman, and a lawyer. He is trying to do an honest job. We have Vic Moore, Mr Kerwick, Mr. Sweeney, and one other member, all paid $6,000 a year. None of them are playing politics; they are trying to do what they believe to be right. But our city council, consisting of eighteen politicians and four who are not, although indirectly they are connected with political organizations, want to control these jobs. If Mr. Shoyer and company do not do their bidding, what happens? Their salaries will be reduced.

We have one chief clerk, not exceeding $4,000, assistant clerks, and down the line. Mr. President, it is very dangerous when you inject politics into the right of franchise, and that is what would happen in this particular case.

Let us go further. There is the Register of Wills—job after job, $4,000, $3,000, $2,000, $2,200 and what not down the line. The Register of Wills, while it may be a county office and not a city office, collects moneys for the state and consequently the state should have some control over those jobs, because considerable money comes into the state treasury as the result of these estates. Whether it be through administration, wills or not, we collect those moneys, and certainly should have some say and not have it controlled by politicians.

Here is the prothonotary's office. The Prothonotary himself is appointed by the judges and may be there for life. Senator Scott, who served in this body back in the eighteen nineties, did an excellent job, and he is doing an excellent job today. I dare say many of those working in his office are politicians, but, frankly, they are doing the job . But when you put it in the hands of our city council it is highly dangerous.

There is a principal deputy at $8,000 a year, a second deputy at $6,000 a year, and other assistants designated as court clerks at $5,000 a year.

I feel that any man serving in the capacity of court clerk should free himself from any tinge or vestige of politics. He can vote as he pleases, and he can express his thoughts and sentiments, but certainly he should not inject politics into his position. It is highly dangerout to put it in the hands of city council.

Clerk of Quarter Sessions court. The clerk is elected and he can not be affected because he is an elected officer. However, there is one deputy clerk at $6,000 per year and eleven court clerks at $5,000 per year.

Do you see what this amounts to and what it means to the Republican organization of the city of Philadelphia? This is a means of clubbing elected officers into doing their bidding, when under the law they are required to perform the duties of their offices, but they can not very well perform them when our city council holds on to the purse-strings and can control their salaries, and if they do not do their bidding they can reduce their salaries. Where are we then? Nowhere.

And so on down the line, Mr. President. But you notice in this particular bill they were very cute and clever. It says it applies to all positions where the money is paid out of the city treasury, excepting clerks of court or any position that comes under a court. They did not want to offend the courts. If your argument is home rule, why not affect everybody in the city and county of Philadelphia and not exempt employes of the court, because there are many employes of the court that are in politics. They are smart. They say "we dare not offend Judge Brown and his Municipal Court, we dare not offend the Judges in the Common Pleas Courts, and there are twenty-one, it is highly dangerous." Pretty smart, pretty clever. It is part of the game, my friends, but if we are to be honorable let us do the job whole-hog or nothing, and not say "you come under city council because you are paid out of the city treasury, but because you are an employe of the court, and even though you may be engaged in politics, you are exempt although the city treasury pays you." Very cute and very clever. They are playing one end and playing the other end. Pretty smart.

Friends, they may argue that Philadelphia is seeking home rule. I wonder whether we realized, when we passed the silt bill, Brunner's bill, and entrusted all the powers with respect to prosecution to the Attorney General, denying the city solicitors and district attorney of

every county the right to prosecute, whether we were not destroying home rule. Yes, some people can blow hot and cold, they can rationalize, but facts are facts. Here we argue that our Attorney General is the only one who has the right to prosecute, although Philadelphia is affected, but that is not home rule, you see. It is a matter of expediency.

There is the authorities bill affecting every authority created by any municipality. They may argue home rule. If that is home rule, why give the Public Utilities Commission, a state administrative body, the right to rule as to purchase and other things, if that is the argument? Mr. President, I say it is very dangerous at the present time.

If Senator Woodward's bill went through, or Senator Kephart's, which I read since last night, I think it is a very fine bill and I can appreciate the need for it. As a matter of fact, there would not be any need, because we would only have one body, if the city and county were consolidated, but in the meanwhile I say it is highly dangerous to put these very important jobs affecting the interests and welfare of the city of Philadelphia, into the hands of twenty-two men, eighteen of whom are politicans, who may club these important officers, or at least their chiefs, into doing things contrary to their better judgment, at the risk of losing many jobs or having salaries decreased.

I say this bill is ill-advised. It comes at a very inopportune time, particularly when we are at war, and particularly in view of what Governor Martin said, that we are here for a quick, business-like session, we want prosecution of the war in the quickest possible way. I predicted, as I did in 1943, that politics would be injected. This is an example of what is being done. I say to my colleagues, forget city council. They have lots to account for. I like them individually, but they have ignored the city of Philadelphia, they spent millions of dollars foolishly, and today the city of Philadelphia is in a rut, requiring the hocking of their best assets in order that they can pay their indebtedness, which arose as a result of foolish expenditures on subway tunnels that we are not even using today.

My friends, either we are politicians or not; either we are interested in the war or not. I say if we are politically minded, honest with ourselves—and I will allow for politicians—I say it is very dangerous to put matters of this character into the hands of cheap petty politicians, and I will ask my colleagues to vote "no".

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. KEPHART. Mr. President, I just want to say a word in reply to the gentleman from Philadelphia, Senator Jaspan. He stated that he was against the bill because it would enable city council to control certain elected officials and certain other officials in the city of Philadelphia, by reducing their salaries. If he had read the bill he would have found that the bill exempts salaries of elected officers which are or may be fixed by law, and that they are not covered by the bill at all. If the gentleman from Philadelphia had read the Constitution he would have found a provision in it which says: "No law shall extend the term of any public officer, or increase or diminish his salary or emoluments after his election or appointment," and that would apply to the Board of Revision of Taxes.

This is purely a home rule bill and does not do all the things the gentleman is talking about.

Mr. JASPAN. I can appreciate the fact, Mr. President, that elected officers are not affected, but this goes beyond elected officers. Let us not kid ourselves. If they did not have in mind the clubbing or the stampeding of certain heads of departments into doing certain things, they would not ask for this bill, there would not be any need for it.

Yes, I agree with the gentleman from Philadelphia as to the constitutional provisions, but that does not affect those who are employed, but only those who are elected by our people, heads of departments, such as the Coroner, Register of Wills and the District Attorney; there are other officers, like the prothonotary and the registration commissioners, who may be affected by this particular bill, but it certainly does not affect all the employes that come under the heads of departments.

I am not being cajoled into the belief that the Constitution applies to stenographers or county detectives or the chief county detective. You can stretch it as you like, when it suits you best, in order to make the worst reason appear the best reason.

Mr. KEPHART. I have nothing more to say except what I said before.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Wilson,
Chapman,	Homsher,	Tallman,	Woodward,
Crider,	Jones,	Taylor,	Walker,
Crowe,	Kephart,	Thomas,	Presiding Officer

NAYS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring,
Gourley,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representativves with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 135, on third reading, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisdiction of the Department of Mines in this Commonwealth and the expenses incident to this office

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 162, on third reading, entitled:

An Act to protect the people from tuberculosis; to provide for the care, treatment, isolation and hospitalization of persons afflicted therewith; to provide for the commitment of certain persons afflicted with tuberculosis; to provide for their care, custody and discharge; and to prescribe penalties for the violation of this act

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 177, as follows:

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public schools employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" extending the retirement provisions relating to former teachers to additional persons who separated from school service prior to the first day of July one thousand nine hundred nineteen

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the thirteenth day of April one thousand nine hundred forty-three (P. L. 37) is hereby further amended to read as follows

Superannuation Retirement

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a wirtten statement duly attested setting forth at what time subsequent to the execution of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained

Allowance on Superannuation Retirement

3 On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) An employe's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of service and

(c) In addition thereto if a present employe a further State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section eleven of this act

4 Any person sixty-two years of age or older who was a class-room teacher principal supervising principal or superintendent in the public schools of Pennsylvania for at least twenty years and who separated from school service for any reason prior to the first day of July one thousand nine hundred and nineteen and who was not thereafter engaged in school service except temporarily for not more than [one whole school year] two whole school years or any person who was a class-room teacher principal supervising principal or superintendent in the pubilc schools of Pennsylvania for at least fourteen years and who separated from school service because of physical or mental disability prior to the first day of July one thousand nine hundred and nineteen and who still is unable to teach because of such disability shall receive a State compensation equal to one-eightieth of his or her final salary for each year of school service but not less than twenty dollars ($20) per month if such former teacher shall agree in writing and hold himself or herself ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teacher when able to examine and report on public school work to visit pupils' homes in the interests of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interests The General Assembly shall from time to time appropriate moneys sufficient to make payments under this subsection Provided That any teacher who is entitled to receive State compensation hereunder and who is receiving a retirement allowance under the provisions of a local teachers retirement system shall receive from the Commonwealth only the difference between the compensation to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher from such local teachers' retirement system

Any employe on retirement for superannuation who returns to active school service during the continuation of World War II shall not upon return to retirement for superannuation receive any smaller retirement allowance than that received prior to such return to active school service

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
arr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,

Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker,
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representativves with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 231, as follows:

An Act to amend section seven of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities person association or corporation to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" providing for and regulating the change of width grade lines or location of state highways in such cities the ascertainment and assessment of damages and benefits to abutting property in connection therewith and the payment of damages by cities and the Commonwealth including the cost of the removal of certain structures and making appropriations from the Motor License Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the asssessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" is hereby amended to read as follows

Section 7 [The Department of Highways shall not change the widths lines or grades of the streets taken over under the provisions of this act or any section thereof without the consent of the city evidenced by an ordinance duly passed in accordance with laws applicable thereto and in the event of any change of width lines or grades in accordance with the provisions of this section the city shall be responsible for the payment of any damages which may be occasioned thereby such damages to be ascertained and paid in accordance with the laws applicable thereto]

Before the Secretary of Highways shall undertake the construction reconstruction or improvement of any State Highway on the plan of the State highway in any such city wherein a change of width grade or of existing lines and location is necessary and damage is likely to result to abutting property he shall notify the proper city in writing of the contemplated change in such existing width grade lines and location

After the city has by ordinance agreed to such changes or refused to agree thereto as hereinafter provided the Secretary of Highways may proceed with the work of construction reconstruction and improvement After the receipt of the notice as above provided the city if it approves such change of width grade or of existing lines and location and agrees thereto by ordinance shall when possible enter into an agreement with the owner or owners of said property as to amount of damage to be paid to the said owner or owners Whenever the amount so agreed upon shall exceed the sum of three hundred dollars ($300.00) the same shall not be paid by the city until the proposed agreement shall have been filed by the city in the office of the prothonotary of the county in which the property damage is situated If no exceptions are filed thereto within ten days after notice given by publication as hereinafter provided the city may pay the amount so agreed upon If exceptions thereto are filed within ten days after such notice the proceedings shall be presented to the court of quarter sessions for its approval The court shall fix a time for hearing the matter at which time the parties to such agreement and any taxpayer interested therein and their witnesses shall be heard and the court shall either approve or disapprove the agreement as it deems proper If the court disapproves the agreement it shall indicate a sum which it would approve for such case if the city and the property owner could agree thereon In such cases if the property owner and the city should agree on the amount of damages indicated by the court as acceptable to it such agreement may be entered into and shall be final and binding on the said parties without any further approval by the court Notice of the filing of such agreement in the office of the prothonotary and of the time and place of hearing in all such cases shall be given by one publication in one or more newspapers of general circulation throughout the county which shall state that any taxpayer may file exceptions to the agreement or may appear at such hearing and be heard together with his witnesses as the case may be Only such payments as to which no exceptions have been filed or as have been approved by the court as above provided shall be paid by the city In case an agreement satisfactory to the city and said owner or owners cannot be made and the approval of the court thereto secured the owner or owners of said property damaged thereby or the city may present their petition to the court of common pleas for the appointment of viewers to ascertain and assess such damages as well as any benefits The proceedings upon said petition and by the viewers shall be governed by existing laws relating to the ascertainment and assessment of damages as well as any benefits in such city The city or any other party to such proceedings may appeal from the award of the viewers to the court of common pleas and shall be entitled to a trial by jury From the judgment of the court of common pleas an appeal may be had to the Supreme or Superior Court as in other cases Such damages when ascertained shall be paid by the city in which the State highway is located

Whenever the city does not consent to or approve any such change of width grade or of existing lines and location and the Secretary of Highways determines such change to be necessary he shall when possible enter into an agreement with the owner or owners of said property damaged thereby or the Commonwealth may present their or its petition to the court of quarter sessions for the appointment of viewers to ascertain and assess such damage as well as any benefits in the manner provided by law for the opening of public highways and with the same right of appeal to the owner or owners and to the Commonwealth as is hereinbefore provided in cases where the city agreed to such but the damages when ascertained shall be paid by the Commonwealth out of moneys in the Motor License Fund

The city shall also be liable for any damages sustained by abutting property owners for a change of the width grade or lines of roads interecting State highways where such damages are made necessary as a result of the changing with their consent and approval of the width grade lines or location for the construction of a State highway Such damages shall be ascertained in the same manner as herein provided for damages occasioned as a result of the change with their consent and approval of width grade or of existing lines and location of State highways In case the city shall not have consented to and approved such change of width grade or of existing lines or location then such damage shall be paid by the Commonwealth and shall be ascertained in the same manner as herein provided for damages for land taken as a result of the change of width or of existing lines and location of State highways without the consent and approval of the city and such damages shall also be paid from the Motor License Fund

The city shall also provide for the removal of all structures within the lines of the highway as thus established unless otherwise provided by agreement between said city and the Secretary of Highways and in case the same is to be done by the Commonwealth the cost thereof shall also be paid out of the Motor License Fund

Any moneys in the Motor License Fund necessary to make the payments required by this section are hereby specifically appropriated to the Department of Highways

If the city refuses to assume all damages in connection with the relocation or widening of any highway as hereinbefore provided the city and the Secretary of Highways may thereafter agree that the city shall pay a portion thereof to either the owners or to the Department of Highways or shall perform specified work for the benefit of the owner in lieu thereof or shall participate in the total damage expense in such other manner as may be agreed upon

Nothing contained in this act shall be construed as placing on the Commonwealth the payment of any damages or costs incident to the change of width grades lines or location of any State highway where such highway was widened or graded or the lines or location changed prior to the date this act takes effect but all such damages and costs shall be paid by the city in the manner provided by this act as if the city had agreed thereto as herein provided

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

arr,	Ealy,	Klein,	Stiefel,
ecker,	Edmonds,	Leader,	Tallman,
erger,	Farrell,	Letzler,	Taylor,
lass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 249, as follows:

An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 323) entitled "An act abating certain tax penalties and interest on unpaid county city borough town township school district poor district and county institution district taxes with certain exceptions prohibiting the sale of real property for the nonpayment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof" by reinstating and extending the benefits of said act to persons having defaulted in the payments due in one thousand nine hundred forty-four and changing the time when the current taxes must be paid during the remainder of the installment period

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 323) entitled "An act abating certain tax penalties and interest on unpaid county city borough town township school district poor district and county institution district taxes with certain exceptions prohibiting the sale of real property for the nonpayment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof" is hereby amended to read as follows

Section 1 All penalties and interest imposed on unpaid delinquent county city borough town township school district poor district and county institution district taxes for the tax year one thousand nine hundred and forty-two and all previous years assessed and levied against any parcel or parcels of real estate are hereby abated if the unpaid delinquent taxes are paid as hereinafter provided if the authority levying the tax shall have notified the county treasurer within thirty days after this act becomes effective that the taxing authority has accepted by a majority vote the provisions of this act

In order to receive the benefits of the installment system of payment provided by this act twenty per centum or more of the unpaid delinquent taxes due for the year one thousand nine hundred and forty-two and for all previous years shall be paid on or before the first day of November one thousand nine hundred and forty-three twenty per centum or more on or before the first day of November one thousand nine hundred and forty-four twenty per centum or more on or before the first day of November one thousand nine hundred and forty-five twenty per centum or more on or before the first day of November one thousand nine hundred and forty-six and the unpaid balance on or before the first day of November one thousand nine hundred and forty-seven Provided That the taxes on such parcel or parcels of real estate levied for the year one thousand nine hundred and forty-three together with any interest and penalties due thereon shall be paid on or before the first day of November one thousand nine hundred and forty-three And provided further That the respective current taxes on such parcel or parcels of real estate assessed and levied

by such taxing authority for the years subsequent to the year one thousand nine hundred and forty three during such installment periods together with any interest and penalties due thereon shall be paid [before they become delinquent For the purposes of this act a tax shall be deemed to become delinquent on the date when a penalty attaches to the tax] before or at the same time the installment for such year is paid If and whenever any of the said current taxes or any of the said installments are not paid when due and payable as herein provided then and in that event the total amount of the abated penalties and interest shall be revived and added to the unpaid taxes with the same force and effect as if such abated penalties and interest or portion thereof had never been abated and the taxpayer shall not thereafter be entitled to any further benefits or privileges under this act Provided however That any person who having made the payments required by the said act in the year one thousand nine hundred forty-three defaulted or failed to make the payments as provided by said act within the time fixed during the year one thousand nine hundred forty-four is hereby given the privilege of paying the one thousand nine hundred forty-four installment and the current taxes for the year one thousand nine hundred forty-four with any penalties and interest due thereon on or before the first day of November one thousand nine hundred forty-five together with payments due in one thousand nine hundred forty-five and by so doing such person shall be entitled to the full benefits and privileges of said act to the same extent as if such default had not been made

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Edmonds,	Leader,	Tallman,
Becker,	Farrell,	Letzler,	Taylor,
Berger,	Geltz,	Mallery,	Thomas,
Blass,	Gourley,	Margie,	Troutman,
Bowers,	Haluska,	McCreesh,	Tyler,
Carr,	Heyburn,	McGinnis,	Wade,
Chapman,	Holland,	Rosenfeld,	Wagner,
Coleman,	Homsher,	Ruth	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker,
Ealy,	Klein,	Stiefel,	Presiding Officer

NAYS—1

Cox,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, in order that the members of the Senate will have time to read this bill, I ask unanimous consent that Senate Bill No. 296, on third reading, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties; and providing for abatement of certain accrued interest and penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE BILL No. 805 CALLED UP

Mr. BARR. Mr. President, I call up from page 4 of the Calendar, House Bill No. 805 for consideration at this time.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 805, entitled:

An Act to amend Article VIII of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties

On the question,

Shall the bill pass finally?

RECONSIDERATION OF HOUSE BILL No. 805

Mr. BARR. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 805, passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. BARR. Mr. President, I voted "aye".

Mr. RUTH. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. RUTH. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. BARR. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Act page 2, Section 860.1, line 5, after the word "Whoever" and before the word "injuries" by inserting the words "wilfully and maliciously"

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 312 on third reading, entitled:

An Act to amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created

for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance Pensions for the blind old age assistance and the State Emergency Relief Board" increasing the pension of a blind person

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 363, as follows:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating requirements for examinations licenses and fees and revising the powers and duties of the department and revising penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" is hereby amended to read as follows

Section 4 Eligibility Requirements for Examination No person shall be permitted by the department to take an examination to receive a certificate as an operator unless such person shall be at least sixteen years of age and has been registered as a student and has had training as hereinafter provided in this act in a beauty school duly registered by the department or unless such person shall have been registered and served as an apprentice at least two years as hereinafter provided in this act provided however That the department may permit a person to take an examination without the prior studentship or apprenticeship herein required if such person shall establish to the satisfaction of the department that he or she has been an operator in the active practice of beauty culture for at least twenty-four months [within the five years next preceding the effective date of this act] prior to the date of filing an application for admission to an examination No person shall be permitted to take an examination for a certificate to teach beauty culture or act as manager of a beauty shop unless such person shall be at least eighteen years of age and has had at least eighteen months' experience as an operator in a beauty shop or has had training in a duly registered school of beauty culture of fifteen hundred hours inclusive of the studies necessary to become an operator

Section 2 Section twelve of said act as last amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 677) is hereby further amended to read as follows

Section 12 Examinations If the department finds that the applicant has submitted the credentials required by this act for admission to examination and has paid the registration fee required by this act the department shall admit such applicant to examination and shall issue a certificate of registration to practice as operator manager or teacher as the case may be to those successfully passing the required examination Provided That if the applicant fails to pass the examination he or she may be eligible to take the next examination without any additional fee Every certificate of registration issued by the department shall have attached securely thereto a photograph of the person to whom the same is issued and where a certificate is issued in the name of a corporation it shall have attached thereto the photograph of the manager thereof Such photographs shall be furnished by the applicant for registration and shall be of such size as the department may require The department shall hold public examinations on the third Tuesday in January April July and October in the cities of Philadelphia Pittsburgh Wilkes-Barre Harrisburg and Erie at such hours as the department shall prescribe The examination for teachers' and managers' licenses shall differ from the examination for operators' licenses in that it shall be of a more exacting nature and require higher standards of knowledge of the practice and theories of beauty culture including ability to teach properly the various practices and theories of beauty culture

Section 3 Section thirteen of said act as last amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 677) is hereby further amended to read as follows

Section 13 Powers and Duties of Department The department shall have the power to refuse revoke or suspend licenses or certificates upon due hearing on proof of violation of any provisions of this act or the rules and regulations established by the department under this act or for gross incompetency or dishonest or unethical practices or for performing beauty culture work on Sunday and shall have the power to require the attendance of witnesses and the production of such books records and papers as it may desire Before any certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representative of the department with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose certificate of registration has been so suspended or revoked may [after the expiration of ninety days] on application to the department have the same reissued to him or her upon satisfactory proof that the disqualification has ceased Before the department may institute any of the above proceedings it shall send a notice in writing to the certificate holder of any alleged violation of this act or rules thereunder together with a notice that if the violation is not abated within fifteen days the proceedings above outlined will be initiated

Section 4 Section sixteen of said act is hereby amended to read as follows

Section 16 Fees The registration fee for the issuance of a license with or without examination shall be as follows Five dollars ($5.00) for beauty shop owners managers and teachers two dollars ($2.00) for operators and manicurists one dollar ($1.00) for students or apprentices and fifty dollars ($50,00) for schools of beauty culture Annual renewal fees shall be five dollars ($5.00) for shop owners and managers and school instructors two dollars ($2.00) for operators and manicurists and twenty-five dollars ($25.00) for schools of beauty culture The above fees for registration examination and certificate shall be paid in advance to the department and by it paid into the State Treasury through the Department of Revenue

In case a beauty shop owner changes the location of his or her shop a new license must be secured No ad-

ditional registration fee shall be required for such new license

Section 5 Clause (a) of section twenty of said act is hereby amended to read as follows

Section 20 Penalties (a) Any person who shall practice or teach beauty culture or act in any capacity wherein registration is required without complying with this act shall [be guilty of a misdemeanor and] upon conviction in a summary proceeding [shall] be sentenced to pay a fine not exceeding [one hundred dollars ($100.00)] fifty dollars ($50.00) [or undergo an imprisonment not exceeding ninety (90) days or both at the discretion of the court Each and every day of violation shall be construed as a separate offense] and in default of the payment of such fine and costs shall be sentenced to imprisonment not exceeding thirty (30) days

Section 6 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 402, on third reading, entitled:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by providing for the appointment of policemen by the supervisors

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 410, on third reading, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties

go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 414, as follows:

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by increasing the minimum amount to be paid to certain persons on retirement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the thirteenth day of April one thousand nine hundred forty-three (P. L. 37) is hereby further amended to read as follows

Superannuation Retirement

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execution of said application he or she desires to be retired. Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for the superannuation forthwith or at the end of the school term in which said age of seventy years is attained

Allowance on Superannuation Retirement

3 On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) An employe's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of service and

(c) In addition thereto if a present employe a further State annuity of one one-hundred sixtieth (1/160 of his or her final salary for each year of prior service as certified to said present employe in the certificate issued him or her by the retirement board under the provisions of section eleven of this act

4 Any person sixty-two years of age or older who as a class-room teacher principal supervising principal r superintendent in the public schools of Pennsylvania r at least twenty years and who separated from school rvice for any reason prior to the first day of July one ousand nine hundred and nineteen and who was not ereafter engaged in school service except temporarily r not more than one whole school year or any person ho was a class-room teacher principal supervising prinpal or superintendent in the public schools of Pennlvania for at least fourteen years and who separated om school service because of physical or mental disbility prior to the first day of July one thousand nine undred and nineteen and who still is unable to teach ecause of such disability shall receive a State compensaon equal to one-eightieth of his or her final salary for ch year of school service but not less than [twenty ollars ($20)] twenty-five dollars ($25) per month if ch former teacher shall agree in writing and hold himlf or herself ready under the direction of the board of hool directors to advise and counsel with school officials visit and counsel with new teachers to act as substitute acher when able to examine and report on public school ork to visit pupil's homes in the interests of child welre to attend educational conferences and addresses and be concerned with other educational work as may be eemed necessary and helpful to community-school interts The General Assembly shall from time to time appropriate moneys sufficient to make payments under this bsection Provided That any teacher who is entitled receive State compensation hereunder and who is reiving a retirement allowance under the provisions of local teachers' retirement system shall receive from the ommonwealth only the difference between the compention to which such teacher would otherwise be entitled nder the provisions of this subsection and the annual mount received by such teacher from such local teachers' tirement system

Any employe on retirement for superannuation who turns to active school service during the continuation World War II shall not upon return to retirement for perannuation receive any smaller retirement allowance tan that received prior to such return to active school rvice

Section 2 The provisions of this act shall become effctive immediately upon final enactment

And said bill having been read at length the third time, d agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provions of the Constitution, and were as follows, viz:

YEAS—48

rr,	Ealy,	Klein,	Stiefel,
cker,	Edmonds,	Leader,	Tallman,
rger,	Farrell,	Letzler,	Taylor,
ass,	Geltz,	Mallery,	Thomas,
wers,	Gourley,	Margie,	Troutman,
rr,	Haluska,	McCreesh,	Tyler,
apman,	Heyburn,	McGinnis,	Wade,
leman,	Holland,	Rosenfeld,	Wagner,
x,	Homsher,	Ruth,	Wilson,
lder,	Jaspan,	Scarlett,	Woodring,
owe,	Jones,	Snowden,	Woodward,
Silvestro,	Kephart,	Stevenson,	Walker,
			Presiding Officer

NAYS—0

a majority of all the Senators having voted "aye" the qestion was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 423, on third reading, entitled:

An Act to add section two thousand three hundred eleven point one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing temporarily for payment of State appropriations where schools are closed on account of impassable roads heavy snow or floods

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 477, as follows:

An Act relating to the recovery of possession by the owner of leased or demised premises from sublesse holding over after termination of the original lease requiring notice to be given and prescribing procedure

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Where any person having leased or demised any lands of tenements to any person for a term of any duration and such lessee subleases all or any part of such leased or demised premises with or without the consent of the owner thereof shall be desirous upon the termination of the lease between the owner and the original lessee to have again and repossess such leased or demised premises such owner his agent or attorney shall give the sublessee ten days notice of his intention to so regain possession of the leased or demised lands or tenements

Section 2 If at the expiration of ten days as provided in the notice required by the provisions of section one such sub-lessee has not left or refuses to leave and surrender up the said premises in compliance with the terms of said notice it shall be lawful for the owner thereof his agent or attorney to present a petition to the court of common pleas of the county wherein such premises are located setting forth the facts whereupon such court shall issue a rule to show cause why a writ of possession should not issue against said sublessee which rule shall be returnable not more than ten days after its issuance

Section 3 Upon the return day of said rule the court shall proceed to hear the cause and if it shall determine that the petition of the owner of such premises is true and just it shall enter judgment against the sublessee and cause to be issued a writ of possession directed to the sheriff commanding him to deliver actual possession of the premises to the owner thereof and also to levy the costs upon the defendant in the same manner that costs are by law levied and collected on other writs of execution If it shall appear to the court that the petition is vexatious and unfounded the court shall dismiss the same with costs to be paid by the petitioner

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Barr,	vestro,	Letzler,	Taylor,
Becker,	[illegible],	Mallery,	Thomas,
Berger,	Edmonds,	Margie,	Troutman,
Blass,	Farrell,	McCreesh,	Tyler,
Bowers,	Geltz,	Rosenfeld,	Wade,
Carr,	Haluska,	Ruth,	Wagner,
Chapman,	Heyburn,	Scarlett,	Wilson,
Coleman,	Holland,	Snowden,	Woodring,
Cox,	Homsher,	Stevenson,	Woodward,
Crider,	Jones,	Stiefel,	Walker,
Crowe,	Kephart,	Tallman,	Presiding Officer

NAYS—2

Jaspan,	McGinnis,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 501, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 6, page 2, line 25 by adding after the word "brokers" the following: "or upon application proof of experience equivalent thereto".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

HOUSE BILL No. 402 CALLED UP

Mr. COLEMAN. Mr. President, I desire to call up on page 10 of the Calendar, House Bill No. 402 for consideration at this time.

BILL ON THIRD READING AND FINAL PASSAGE DEFEATED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 402, entitled:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by providing for the appointment of policemen by the supervisors.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—25

Barr,	Gourley,	Margie,	Stevenson,
Blass,	Haluska,	McCreesh,	Stiefel,
Chapman,	Heyburn,	McGinnis,	Troutman,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Jaspan,	Ruth,	Woodring,
DiSilvestro,	Letzler,	Scarlett,	Woodward,
Geltz,			

NAYS—20

Becker,	Crowe,	Jones,	Taylor,
Berger,	Ealy,	Kephart,	Tyler,
Bowers,	Edmonds,	Mallery,	Wade,
Carr,	Farrell,	Snowden,	Wilson,
Crider,	Homsher,	Tallman,	Walker, Presiding Officer

Less than a constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. JASPAN. Mr. President, I ask unanimous consent that House Bill No. 517, on third reading, entitled:

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 534, as follows:

An act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by making certain provisions now applicable to parks in second class counties only applicable to parks in all classes of counties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subtitle (j) and sections six hundred sixty nd six hundred sixty-one of article eight of the act pproved the second day of May one thousand nine hundred wenty-nine (P. L. 1278) entitled "An act relating to ounties of the second third fourth fifth sixth seventh nd eighth classes and revising amending and consolidatng the laws relating thereto" are hereby amended to ead as follows

(j) Parks in [Second Class] Counties

Section 660 Counties [of Second Class] May Provide 'arks It shall be lawful for and the right and power is ereby conferred upon the counties [of the second class] f this Commonwealth to enter upon take use and appropriate by the right of eminent domain and to acquire y purchase lease gift devise or otherwise private propty for the purpose of establishing making enlarging xtending operating and maintaining public parks within ıe limits of such counties whenever the county commisoners thereof shall by resolution determine thereon

Section 661 Eminent Domain Proceedings In all cases herein counties [of the second class] of this Commonealth shall enter upon take use and appropriate private roperty for the aforesaid purposes by resolution of the ounty commissioners if the compensation and damages rising therefrom cannot be agreed upon by the owners ıereof in such counties such compensation and damages ıall be considered ascertained determined awarded and aid in the manner provided in this act for such proedings

Section 2 This act shall become effective immediately pon its final enactment

And said bill having been read at length the third time, ıd agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prosions of the Constitution, and were as follows, viz:

YEAS—48

arr,	Ealy,	Klein,	Stiefel,
ecker,	Edmonds,	Leader,	Tallman,
erger,	Farrell,	Letzler,	Taylor,
lass,	Geltz,	Mallery,	Thomas,
owers,	Gourley,	Margie,	Troutman,
arr,	Haluska,	McCreesh,	Tyler,
hapman,	Heyburn,	McGinnis,	Wade,
oleman,	Holland,	Rosenfeld,	Wagner,
ox,	Homsher,	Ruth,	Wilson,
rider,	Jaspan,	Scarlett,	Woodring,
rowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the uestion was determined in the affirmative.

Ordered, That the Clerk return said bill to the House (Representatives with information that the Senate has ıssed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consleration of House Bill No. 536, as follows:

An Act to further amend section fifteen hundred one of he act approved the eighteenth day of May one thouand nine hundred eleven (P. L. 309) entitled "An act o establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general pecial or local or any parts thereof that are or may ıe inconsistent therewith" providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 939) is hereby further amended to read as follows

Section 1501 Every school district of the first second or third class in this Commonwealth shall annually provide medical inspection of all the pupils of its public schools by proper medical inspectors to be appointed by the board of school directors of the district in sufficient number to conduct the required inspection in conformity with the standard requirements prescribed by the [Commissioner] Secretary of Health for the medical inspection of schools in such district Such medical inspection shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian All such medical inspectors shall be physicians legally qualified to practice medicine in this Commonwealth who have had at least two years experience in the practice of their profession and where additional inspection of the eyes is recommended by the medical inspectors and desired by the school boards such additional inspection may be made by opthalmologists or optometrists as shall be determined by the medical inspector [and] The physicians opthalmologists and optometrists making such inspections shall be paid such amounts as the boards of school directors may determine Provided That nothing in this act shall preclude the appointment of health officers of municipalities as medical inspectors in the school districts of this Commonwealth

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Edmonds,	Leader,	Tallman,
Becker,	Farrell,	Letzler,	Taylor,
Berger,	Geltz,	Mallery,	Thomas,
Blass,	Gourley,	Margie,	Troutman,
Bowers,	Haluska,	McCreesh,	Tyler,
Carr,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker,
Ealy,	Klein,	Stiefel,	Presiding Officer

NAYS—1

Chapman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 553, as follows:

An Act to further amend section two hundred twelve of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" changing the retaliatory provisions of law so as to equalize the burdens and prohibitions as herein defined placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred twelve of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" as last amended by the act approved the twenty-fourth day of May one thousand nine hundred thirty-three (P. L. 988) is hereby further amended to read as follows

Section 212 Effect of Additional Restrictions of Other States [If by the laws of any other state any taxes fines penalties licenses fees or other obligations or prohibitions additional to or in excess of those imposed by the laws of this Commonwealth upon insurance agents brokers public adjusters public adjusters' solicitors or insurance companies associations and exchanges of other states are imposed on insurance agents brokers or public adjusters or public adjusters' solicitors or insurance companies associations and exchanges of this Commonwealth doing business in such state like obligations and prohibitions shall be imposed upon all insurance agents brokers public adjusters public adjusters' solicitors and insurance companies associations and exchanges of such state doing business in this Commonwealth so long as such laws remain in force] As used in this section the term

"Insurance Companies" includes insurance companies insurance associations and insurance exchanges

"Agents" includes insurance agents insurance brokers public adjusters and public adjusters' solicitors

"Burdens or Prohibitions" includes taxes fines penalties licenses fees rules regulations obligations and prohibitions including prohibitions against writing particular kinds of insurance by insurance companies and including laws rules or regulations which provide that a particular kind or kinds of insurance may be written only by a state or an agency or instrumentality thereof

If any other state imposes any burdens or prohibitions on insurance companies or agents of this state doing business in such other state which are in addition to or in excess of the burdens or prohibitions imposed by this Commonwealth on insurance companies and agents like burdens and prohibitions shall be imposed on all insurance companies and agents of such other state doing business in this Commonwealth so long as the burdens and prohibitions of such other state remain in force

If any other state requires additional or other insurance covering motorists or motor vehicles that are insured in Pennsylvania insurance companies or in insurance companies of other states that are licensed to do business in this Commonwealth in order to use the highways of such other state like additional or other insurance shall be required to cover all motorists and motor vehicles of such other state using the highways of this Commonwealth so long as the requirement of such other state shall remain in force

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Wilson,
Chapman,	Homsher,	Tallman,	Woodward,
Crider,	Jones,	Taylor,	Walker,
Crowe,	Kephart,	Thomas,	Presiding Officer

NAYS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring,
Gourley,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 558, as follows:

An Act to amend subsection (e) of section three of the act approved the first day of August one thousand nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund reserving all rights and privileges of employes granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" limiting the amount of refund payable to such employes who resign or fail to return to their employment and providing for payments to school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (e) of section three of the act approved the first day of August one thousand nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of di-

rectors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund reserving all rights and privileges of employes granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" is hereby amended to read as follows

Section 3

* * * * *

(e) The school district or vocational school district shall pay into the School Employes' Retirement Fund on behalf of each such employe in addition to the contributions required by law to be made by it the full amount of the contribution required by law to be paid by the employe so that such employe's retirement rights shall in no way be affected by such leave of absence Provided That if any such employe resigns or fails to return to his employment as provided in this act the amount contributed by the school district or vocational school district under this subsection shall be deducted from the refund payable to such employe under existing law and the amount so deducted shall be refunded to the school district by which it was paid In all cases where any part of the salary of any employe is payable to his dependents under the provisions of this act the school district or vocational school district shall deduct from the part of his salary so payable in so far as the same is sufficient therefor all moneys paid by it into the retirement fund on account of the employe's contributions

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker,
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 580, as follows:

An Act to further amend section three of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 912) entitled "An act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulating the manufacture sale and offering for sale of bakery products conferring powers on the Department of Agriculture and providing penalties" by eliminating certain requirements concerning wrappers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 912) entitled "An act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulating the manufacture sale and offering for sale of bakery products conferring powers on the Department of Agriculture and providing penalties" as last amended by the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 575) is hereby further amended to read as follows

Section 3 Annual License and License Fee It shall be the duty of every person whether a resident or nonresident of this Commonwealth operating a bakery to apply to the Department of Agriculture for a license to do so and to register with the department all bakery products baked prepared manufactured or compounded in such bakeries before the first day of January one thousand nine hundred thirty-four and annually thereafter before the first day of January of each succeeding year and pay to the Department of Agriculture at the time said application for registration and license is filed an annual fee as follows •For bakeries less than one hundred barrels of flour per week five dollars ($5.00) for bakeries using one hundred barrels and less than two hundred barrels of flour per week ten dollars ($10.00) and bakeries using two hundred barrels or more per week twenty dollars ($20.00)

The application for a license and registration shall be made on a form to be supplied by the department and shall show trade names of all products and principal address of bakery The application shall have attached thereto the affidavit of the person applying for the license that the facts set forth therein are true and correct

From and after the first day of January one thousand nine hundred and thirty-four it shall be unlawful for any person to operate a bakery for the manufacture of bakery products unless said bakery is duly licensed in accordance with the provisions of this act

Upon approval of application for registration and license and payment of required license fee and also upon approval of sanitary conditions in a bakery and every store or shop connected therewith the Department of Agriculture shall issue to each applicant a license or certificate of registration which shall expire at the end of each calendar year and which will authorize the operation of said bakery and the baking compounding manufacturing and sale of said bakery products for the calendar year or portion thereof for which a license or certificate of registration shall be issued

All wrappers caddies boxes packages or containers of any kind whatsoever in which bakery products shall be wrapped packaged boxed or contained shall be printed or marked in a clear and legible manner with the trade name or kind of bakery product which it purports to be and with the name of the bakery manufacturing such bakery products or with the name and address of the distributor or wholesale dealer distributing such bakery product preceded by the words "distributed by" or followed by the word "distributor" as the case may be [and in all cases the words "Registered with Pennsylvania Department of Agriculture" or any abbreviation thereof approved by the department] Provided That when transparent wrappers are employed such printed or legible statement may be inserted in a conspicuous position between such transparent wrapper and the top of

the loaf or other bakery product or by printed band or wrapper around the top of the loaf or other bakery product

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that House Bill No. 630, on third reading, entitled:

An Act to further amend section four hundred thirty-nine of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," changing the name of the veterans' grave registrar to director of veterans' affairs; and prescribing his duties

be recommitted to the Committee on Military Affairs inasmuch as this bill is identical with a bill which has already been passed by the Legislature and which has been signed by the Governor.

Mr. CRIDER. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 634 on third reading, entitled:

An Act providing that war orphans shall not be charged tuition or matriculation fees for attending secondary schools within this Commonwealth

go over it its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 645, as follows:

An Act to amend section five of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entiled "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Board of Housing and certain other State officers and departments" by providing for the appointment of members of an authority

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Board of Housing and certain other State officers and departments" is hereby amended to read as follows

Section 5 Appointment of Members of an Authority

(a) The board of county commissioners for any county upon issuing a certificate declaring the need for an Authority to operate in such county or upon receiving notice of the issuance of such certificate by the Governor [shall appoint five citizens residents of the county to be members of the housing authority which is to operate within such county except that in counties of the third class the governing body of the county] shall appoint two members of the housing authority of such county and the Governor shall appoint three members of the housing authority of such county Such members shall be citizens residing within the county for which the Authority is created

(b) The governing body of any city upon issuing a certificate declaring the need for an Authority to operate in such city or upon receiving notice of the issuance of such certificate by the Governor shall promptly notify the mayor of such certification Upon receiving such notice the mayor shall appoint [five citizens resident of the city

to be members of the housing authority of such city (1)] two persons to be members of the housing authority of such city and the Governor shall appoint three persons of the housing authority of such city such members shall be citizens residing within the city for which the Authority is created that in cities of the first class the mayor shall appoint two members the city controller shall appoint two members and the four members thus appointed shall select a fifth member of such Authority [;(2) that in cities of the third class the mayor shall appoint two persons to be members of the housing authority of such city and the Governor shall appoint three persons of the housing authority of such city such members shall be citizens residing within the city for which the Authority is created]

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

MOTION TO RECOMMIT BILL

Mr. BARR. Mr. President, I move that Senate Bill No. 645, the bill just read, be recommitted to the Committee on State Government.

Mr. HOLLAND. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. BARR. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. BARR and were as follows, viz:

YEAS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring,
Gourley,			

NAYS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Wilson,
Chapman,	Homsher,	Tallman,	Woodward,
Crider,	Jones,	Taylor,	Walker,
Crowe,	Kephart,	Thomas,	Presiding Officer

So the question was determined in the negative.

And the question recurring,

Shall the bill pass finally?

Mr. BARR. Mr. President, I desire to interrogate the ponsor of this bill, the gentleman from Mercer, Senator 'homas.

The PRESIDING OFFICER. Will the gentleman from Mercer permit himself to be interrogated?

Mr. THOMAS. I will, Mr. President.

Mr. BARR. Will the gentleman from Mercer tell me ne need for this bill, when these housing authorities ave been established in practically every city in the 'ommonwealth.

Mr. THOMAS. Mr. President, this is an administrative leasure for better efficiency.

Mr. BARR. Mr. President, I wonder if the gentleman :om Mercer, Senator Thomas, is familiar with a bill that ook quite a bit of the time of the Senate, House Bill lo. 395 introduced by Mr. Salus, where they wanted to give us home rule. Does the gentleman from Mercer think this bill will give home rule?

Mr. THOMAS. Well, as our leader said, this is a streamlining of the housing authority.

Mr. BARR. I am not asking about your leader; I am asking the gentleman from Mercer what he has to say about it.

Mr. THOMAS. About which?

Mr. BARR. Does the gentleman from Mercer think this bill gives home rule?

Mr. THOMAS. Mr. President, third class cities have this same provision.

Mr. BARR. I still press for an answer to my question. Does the gentleman from Mercer think that this bill provides for home rule, such as the majority side passed in House Bill No. 395 some fifteen or twenty minutes ago?

Mr. THOMAS. Whether it is home rule or not, I think it ought to be passed because this is an administration measure and is a good measure.

Mr. BARR. Mr. President, if it is an administration bill, the administration ought to be criticized for the way the bill is drawn. First of all, if any one tries to read the bill, the bill is not even in seventh grade English; it does not make sense. The bill takes away the thing that we hear about so often from the other side—home rule. In the city of Pittsburgh we have a housing authority. I think the people of Pittsburgh think they have done the greatest job that has been done in any city, not only in the Commonwealth but in the country. They were one of the first to organize a housing authority under the bill passed in 1937. They went right to work. They have done a great job, not only in the war effort, providing homes for war workers, but also in slum clearance.

Perhaps the reason for this bill is that they have done too good a job, and maybe the Republican administration at Harrisburg wants to ham-string the Pittsburgh Housing Authority. That is the only reason I can see for passing a bill such as this. The bill as it is written, as it appears before us today, if and when it is passed, will naturally have to be recalled from the Governor, but notwithstanding that I will ask my colleagues and those on the other side who believe in home rule to vote "no" on this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Wilson,
Chapman,	Homsher,	Tallman,	Woodward,
Crider,	Jones,	Taylor,	Walker,
Crowe,	Kephart,	Thomas,	Presiding Officer

NAYS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring,
Gourley,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SENATE BILL No. 410 CALLED UP

Mr. MALLERY. Mr. President, I call up on page 10 of today's Calendar Senate Bill No. 410, which was passed over in its order temporarily.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 410, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes; imposing duties and conferring powers upon the Department of Welfare; imposing duties upon juvenile courts; prohibiting certain advertising and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, page 2, line 8, by inserting after the word "board": "Child Welfare Organization" shall not include any child caring agency which has been legally incorporated under the laws of Pennsylvania before the effective date of this act; Amend Sec. 1, page 2, line 12, by inserting after the word "blood": "adoption"; Amend Sec. 1, page 2, line 19, by inserting after the word "Blood": "Adoption"; Amend Sec. 2, page 2, line 25, by striking out the word "No", and inserting in lieu thereof: "Any"; Amend Sec. 2, page 2, line 26, by striking out the word "except"; Amend Sec. 2, page 3, line 3, by inserting after the word "blood": "adoption"; Amend Sec. 2, page 3, lines 4 to 7, both inclusive, by striking out all of said lines, and inserting in lieu thereof: "(f) persons receiving and maintaining a child or children for the purpose of adoption, (g) a child caring agency which has been legally incorporated under the laws of Pennsylvania before the effective date of this act. No child under sixteen (16) years of age may be received or cared for away from its parents by any other person, organization, agency, institution or home".

Mr. McCREESH. Mr. President, I desire to interrogate the gentleman from Blair, Mr. Mallery.

The PRESIDING OFFICER. Will the gentleman from Blair permit himself to be interrogated?

Mr. MALLERY. I will, Mr. President.

Mr. McCREESH. Mr. President, I would like to ask the author of the bill how much appropriation this bill carries with it.

Mr. MALLERY. $18,000.

Mr. McCREESH. Mr. President, we have school teachers here from all over the state and we have been told that there is no money to give them the increase that they are asking for. I can not see why we are so quick to appropriate money for social workers to do this kind of work, when it is not necessary, when there are no complaints, and when the foster homes in Philadelphia are getting along all right.

So, Mr. President, I am going to vote present on this bill, until I have a chance to look over the amendments and find out if they suit my party, and if not I am going to vote "no" on the bill.

The Clerk continued to read the amendments as follows:

Amend Sec. 3, page 3, lines 9, 10 and 11, by striking out all of said lines; Amend Sec. 5, page 5, line 11, by striking out the words "in a summary proceeding"; Amend Sec. 6, page 5, line 16, by striking out the figure "16", and inserting in lieu thereof: "sixteen (16)"; Amend Sec. 6, page 5, line 26, by striking out the figure "30", and inserting in lieu thereof: "thirty (30)"; Amend Sec. 6, page 5, line 27, by striking out the word "care", and inserting in lieu thereof: "cares"; Amend Sec. 6, page 5, line 27, by striking out the figure "16", and inserting in lieu thereof: "sixteen (16)"; Amend Sec. 6, page 6, line 2, by striking out the figure "16", and inserting in lieu thereof: "sixteen (16)"; Amend Sec. 7, page 6, lines 10, 11 and 12, by striking out the words "and which meets the standards of child placing established by rules and regulations of the department"; Amend Sec. 8, page 7, line 12, by inserting after the word "license": "where a license is required by this act"; Amend Sec. 8, page 7, line 25, by inserting after the word "purpose": "From any decision of the secretary rendered thereon, the person or agency aggrieved may appeal to the court of common pleas of the County wherein the person or agency aggrieved is located, the decision of which shall be final"; Amend Sec. 10, page 8, lines 13 and 14, by striking out the words "and summary proceeding"; Amend Sec. 11, page 8, line 25, by inserting after the word "upon": "summary"; Amend the bill, page 9, by inserting between lines 3 and 4: "Section 13. The provisions of this act shall not apply to bona fide boarding schools receiving only children of compulsory school age and meeting the requirements of existing laws relating to such schools"; Amend Sec. 13, page 9, line 4, by striking out the figure "13", and inserting in lieu thereof: "14"; Amend Sec. 14, page 9, line 13, by striking out the figure "14", and inserting in lieu thereof: "15"; Amend Sec. 15, page 9, line 20, by striking out the figure "15", and inserting in lieu thereof: "16".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 410, on third reading, as amended, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 652, as follows:

An Act to amend the title and further amend section one of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 662) entitled "An act relating to retirement from the Pennsylvania National Guard" extending the provisions thereof to the Pennsylvania State Guard and making changes with respect to advance in grade of retiring Officers and enlisted men

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 662) entitled "An act relating to retirement from the Pennsylvania National Guard" is hereby amended to read as follows

An Act relating to retirement from the Pennsylvania National Guard and the Pennsylvania State Guard

Section 2 Section one of said act as last amended by the act approved the third day of June one thousand nine hundred forty-three (P. L. 837) is hereby further amended to read as follows

Section 1 Grade of Retired Officer or Enlisted Man (a) When any person now retired or who may hereafter be retired from the Pennsylvania National Guard [has served in the Pennsylvania National Guard whether as an enlisted man or officer or both for a period of more than forty years] or from Pennsylvania State Guard shall have served more than forty years either as an officer or an enlisted man or both in the Pennsylvania National Guard or in the Pennsylvania State Guard or in both he shall upon application made to the Adjutant General be placed upon the retired list as of the next higher grade [but not higher than Major-General] and if he shall have served in the Pennsylvania National Guard or in the Pennsylvania State Guard or in both for more than [thirty] twenty years whether as an enlisted man or officer or both he shall upon application made to the Adjutant General be placed upon the retired list as of the next higher grade but not higher than Colonel Provided however That [in considering the period of service aforesaid the military service by such enlisted man or officer whether in the Pennsylvania National Guard engaged in the Federal Service or in the United States Army Navy or Marine Corps in any war or military service in which the United States has participated including the Spanish-American War the Philippine Insurrection the Mexican Border service or the World War or other United States foreign military service shall be included and counted double in calculating the period of service for retirement with increased grade under the provisions of this act Provided further That for the purpose of retirement an officer who has served for more than thirty-nine years and five months shall be deemed to have had more than forty years of service Provided further that] any person who has served as a Colonel in the Pennsylvania National Guard or in the Pennsylvania State Guard for a period of [at least] five or more years [who] and has commanded a regiment for at least one year and served at least twenty years as a commissioned officer in the National Guard of any state territory or the District of Columbia or in the United States Army Navy or Marine Corps or any two or more of them shall upon application [made] to the Adjutant General be placed upon the retired list as of the grade of Brigadier General and if he shall have served in the Pennsylvania National Guard or in the Pennsylvania State Guard or in both as a commissioned officer for a period of at least ten (10) years he may upon application made to the Adjutant General be placed upon the retired list as of the highest grade he held in the Service Service in the Pennsylvania National Guard in Federal Service or in the Volunteer Forces of the United States or in the Army Navy or Marine Corps during any of the wars of the United States or during any other Federal military service may be included and counted double its actual length in calculating the period of service for retirement All retired officers shall be entitled to wear the uniform of their grade as retired officers of the Pennsylvania National Guard or of the Pennsylvania State Guard on all proper military and semi-military occasions [This act shall be construed to include deceased officers and enlisted men heretofore retired who had more than forty years of service if application is made to the Adjutant General by some society post or camp of honorably discharged soldiers that the name of such officer or enlisted man be placed upon the retired list as of the next higher grade but not higher than Major-General]

(b) When a commissioned officer is sixty-four years of age he shall be retired from active service and placed upon the retired list The commission of any officer placed upon the retired list shall be considered terminated and the office held by him vacated

(c) When an officer has become incapable from any cause of performing the duties of his office he may be ordered before an efficiency board created as herein provided and sitting as a retiring board If said officer is found disqualified he shall be retired as of the highest grade he held in the service The action of any such board shall be subject to the approval of the Governor as Commander-in-Chief

(d) Enlisted men who shall have served thirty (30) years in the Pennsylvania National Guard or the Pennsylvania State Guard or both or who have been disqualified by reason of physical disability incurred in the line of duty shall upon application made to the Adjutant General be retired from active service and placed upon the enlisted men's retired list Service in the Pennsylvania National Guard in Federal Service Service in Volunteer Forces of the United States in any war or in any other Federal Military Service may be included or counted double its actual length in calculating the period of service for retirement

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 653, as follows:

An Act to amend the act approved the sixteenth day of March one thousand nine hundred thirty-seven (P. L. 100) entitled "An act directing the Department of

Military Affairs to select procure furnish and award certain decorations medals and badges" providing for additional decorations medals and badges and changing the procedure for awarding the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the sixteenth day of March one thousand nine hundred thirty-seven (P. L. 100) entitled "An act directing the Department of Military Affairs to select procure furnish and award certain decorations medals and badges" is hereby amended to read as follows

Section 1 Be it enacted &c That the Department of Military Affairs of the Commonwealth shall select procure furnish and award the following decorations medals and badges The detailed specifications and design shall be selected by the Department of Military Affairs and they shall be awarded and distributed in accordance with rules and regulations to be adopted by said department

(a) [A] Pennsylvania Cross for Valor [a decoration] to be awarded to members of the Pennsylvania National Guard or of the Pennsylvania State Guard or of the Military or Naval Forces of the United States [or of the Organized Reserves or Regular Army attached thereto] for acts of bravery courage or valor [or heroism] above [illegible] of other members of the [Military] Service The Pennsylvania Cross for Valor will ordinarily [illegible] on the recommendation of the commanding officer of a regiment or similar unit but such recommendation may be initiated by an officer of lower rank

(a.1) Pennsylvania Distinguished Service Medal to be awarded to commissioned officers of the Pennsylvania National Guard or of the Pennsylvania State Guard or of the Military or Naval Forces of the United States in recognition of meritorious service rendered to the Commonwealth of Pennsylvania The Distinguished Service Medal will ordinarily be awarded on the recommendation of the Governor or a general officer specifically showing that at the time of the rendition of such service the person recommended was on a duty of great responsibility

(b) A Service Medal to be awarded to members of the Pennsylvania National Guard or of the [Organized Reserves or Regular Army attached thereto] Pennsylvania State Guard for any period of active service in an emergency within the Commonwealth

(c) [A Meritorious Service Medal to be awarded to either a member of the military or naval forces of the United States not necessarily in the Pennsylvania National Guard or to deserving civilians in recognition of meritorious service rendered to the Commonwealth] Laurel Leaf Not more than one Pennsylvania Cross for Valor Pennsylvania Distinguished Service Medal or Meritorious Service Medal shall be issued to any one person but for each succeeding deed act or achievement sufficient to justify any of these awards a silver laurel leaf shall be awarded in lieu thereof The laurel leaf is worn on the ribbon of medals or corresponding ribbon bar

(d) A Marksmanship Badge to be awarded to civilians or to members of the Pennsylvania National Guard or of the Pennsylvania State Guard or of the military or naval forces of the United States not necessarily in the Pennsylvania National Guard or Pennsylvania State Guard who as individual competitors or as members of a team in rifle or pistol matches win first second or third place in any State Interstate National or International Matches

Section 2 Said act is hereby amended by adding at the end thereof two new sections to read as follows

Section 2 The Adjutant General shall appoint a Board of three (3) commissioned officers consisting of (1) a general of the line (2) a regimental commander and (3) a colonel or lieutenant-colonel for the purpose of considering recommendations for the Pennsylvania Cross for Valor the Pennsylvania Distinguished Service Medal and the Laurel Leaf

Section 3 A commissioned officer of the Pennsylvania National Guard who has heretofore been awarded the Meritorious Service Medal shall be authorized to receive in lieu thereof the Pennsylvania Distinguished Service Medal

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative,

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 656, as follows:

An Act to amend clause (a) of section three hundred one clauses (a) (b) (c) and (f) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" changing maximum and minimum rates total amounts and aggregate of compensation changing employers' rights of subrogation adding provision relative to parties held to be bound by act and changing provisions relative to entry of judgment on agreement award and claim petition

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of section three hundred one clauses (a) (b) (c) and (f) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective sched-

ule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" are hereby amended to read as follows

Section 301 (a) When employer and employe shall by agreement either express or implied as hereinafter provided accept the provisions of article three of this act compensation for disability or death of such employe caused by occupational disease arising out of and in the course of his employment shall be paid by the employer without regard to negligence according to the schedule contained in sections three hundred and six and three hundred and seven of this article but

1 No compensation shall be paid when the disability or death is caused by the employe's violation of law but the burden of proof of such fact shall be upon the employer

2 The maximum compensation payable under this article for disability and death resulting from silicosis anthracosilicosis or asbestosis shall not exceed the sum of [thirty-six hundred dollars ($3600)] four thousand dollars ($4000) which shall be full and complete payment for all disability present or future or for death from such occupational diseases arising out of employment by any and all employers in this Commonwealth

Section 306 The following schedule of compensation is hereby established for total disability resulting from occupational disease subject to the limitations of section 301

(a) For the first five hundred weeks after the seventh day of total disability sixty-six and two-thirds per centum of the wages of the disabled employe as defined in section three hundred and nine but the compensation shall not be more than [eighteen] twenty dollars per week nor less than [nine] ten dollars per week and shall not exceed in the aggregate the sum of [seventy-five hundred] ten thousand dollars Provided That if at the date when disability begins the employe receives wages of less than [nine] ten dollars per week then he shall receive the full amount of such wages per week as compensation but in no event less than five dollars per week Nothing in this clause shall require payment of compensation after disability shall cease Should partial disability be followed by total disability the period of five hundred weeks mentioned in this clause of this section shall be reduced by the number of weeks during which compensation was paid for such partial disability

(b) For disability partial in character (except the particular cases mentioned in clause (c)) sixty-six and two-thirds per centum of the difference between the wages of the disabled employe as defined in section three hundred and nine and the earning power of the employe thereafter but such compensation shall not be more than [fifteen] seventeen dollars per week This compensation shall be paid during the period of such partial disability not however beyond three hundred weeks after the seventh day of disability Should total disability be followed by partial disability the period of three hundred weeks mentioned in this clause shall be reduced by the number of weeks during which compensation was paid for total disability The term "earning power" as used in this section shall in no case be less than the weekly amount which the employe receives after disability begins

(c) For all disability resulting from loss or loss of the use of members resulting from occupational disease the compensation shall be exclusively as follows

For the loss of a hand sixty-six and two-thirds per centum of wages during one hundred and seventy-five weeks

For the loss of a forearm sixty-six and two-thirds per centum of wages during one hundred and ninety-five weeks

For the loss of a forearm sixty-six and two-thirds per centum of wages during one hundred and ninety-five weeks

For the loss of an arm sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks

For the loss of a foot sixty-six and two-thirds per centum of wages during one hundred and fifty weeks

For the loss of a lower leg sixty-six and two-thirds per centum of wages during one hundred and eighty weeks

For the loss of a leg sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks

For the loss of an eye sixty-six and two-thirds per centum of wages during one hundred and twenty-five weeks

For the complete loss of hearing in both ears sixty-six and two-thirds per centum of wages during one hundred and fifty weeks

For the loss of a thumb sixty-six and two-thirds per centum of wages during sixty weeks

For the loss of a first finger commonly called index finger sixty-six and two-thirds per centum of wages during thirty-five weeks

For the loss of a second finger sixty-six and two-thirds per centum of wages during thirty weeks

For the loss of a third finger sixty-six and two-thirds per centum of wages during twenty weeks

For the loss of a fourth finger commonly called little finger sixty-six and two-thirds per centum of wages during fifteen weeks

The loss of the first phalange of the thumb or of any finger shall be considered equivalent to the loss of one-half of such thumb or finger and shall be compensated at the same rate as for the loss of a thumb or finger but for one-half of the period provided for the loss of a thumb or finger

The loss of more than one phalange of a thumb or finger shall be considered equivalent to the loss of the entire thumb or finger

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-two and two-thirds per centum of wages during the aggregate of the periods specified for each

For the loss of a great toe sixty-six and two-thirds per centum of wages during forty weeks

For the loss of any other toe sixty-six and two-thirds per centum of wages during sixteen weeks

The loss of the first phalange of the great toe or of any toe shall be considered equivalent to the loss of one-half of such great toe or other toe and shall be compensated at the same rate as for the loss of a great toe or other toe but for one-half of the period provided for the loss of a great toe or other toe

The loss of more than one phalange of a great toe or any toe shall be considered equivalent to the loss of the entire great toe or other toe

The loss of more than one phalange of a great toe or any toe shall be considered equivalent to the loss of the entire great toe or other toe

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each

Unless the board shall otherwise determine the loss of both hands or both arms or both feet or both legs or both eyes shall constitute total disability to be compensated accordingly to the provisions of clause (a)

Amputation [between the elbow and] at the wrist shall be considered as the equivalent of the loss of a hand and amputation [between the knee and] at the ankle shall be considered as the equivalent of the loss of a foot Amputation between the wrist and the elbow shall be considered as the loss of a forearm and amputation between the ankle and the knee shall be considered as the loss of a lower leg Amputation [at or] above the elbow shall be considered as the loss of an arm and amputation

[at or] above the knee shall be considered as the loss of a leg Permanent loss of the use of a hand arm foot leg eye finger or thumb great toe or other toe shall be considered as the equivalent of the loss of such hand arm foot leg eye finger or thumb great toe or other toe

This compensation shall not be more than [eighteen] twenty dollars per week nor less than [nine] ten dollars per week Provided That if at the time of disability the employe receives wages of less than [nine] ten dollars per week then he shall receive the full amount of such wages per week as compensation but in no event less than five dollars per week

* * *

(f) During the first sixty days after disability begins the employer shall furnish reasonable surgical and medical services medicines and supplies as and when needed unless the employe refuses to allow them to be furnished by the employer The cost of such services medicines and supplies shall not exceed one hundred and fifty dollars except that the board upon petition of the claimant may grant extra medical services for an additional thirty days not to exceed seventy-five dollars If the employer shall upon application made to him refuse to furnish such services medicines and supplies the employe may procure same and shall receive from the employer the reasonable cost thereof within the above limitations In addition to the above service medicines and supplies hospital treatment services and supplies shall be furnished by the employer for the said period of sixty days except that the board upon petition of the claimant may grant an additional thirty days The cost for such hospital treatment service and supplies shall not in any case exceed the prevailing charge in the hospital for like services to other individuals If the employe shall refuse reasonable surgical medical and hospital services medicines and supplies tendered to him by his employer he shall forfeit all rights to compensation for disability or any increase in his disability shown to have resulted from such refusal

Section 307 In case of death resulting from occupational disease compensation shall be computed on the following basis and distributed to the following persons subject to the limitations of section 301

1 If there be no widow nor widower entitled to compensation compensation shall be paid to the guardian or the child or children or if there be no guardian to such other persons as may be designated by the board as hereinafter provided as follows

(a) If there be one child twenty-five per centum of wages of deceased but not in excess of [six] seven dollars per week

(b) If there be two children thirty-five per centum of wages of deceased but not in excess of [nine] ten dollars per week

(c) If there be three children forty-five per centum of wages of deceased but not in excess of [eleven and a half] thirteen dollars per week

(d) If there be four children fifty-five per centum of wages of deceased but not in excess of [fourteen] sixteen dollars per week

(e) If there be five children sixty-two and one-half per centum of wages of deceased but not in excess of [sixteen and a half] eighteen dollars per week

(f) If there be six or more children sixty-six and two-thirds per centum of wages of deceased but not in excess of [eighteen] twenty dollars per week

2 To the widow or widower if there be no children sixty-four per centum of wages but not in excess of [eleven] twelve dollars per week

3 To the widow or widower if there be one child fifty-three per centum of wages but not in excess of [thirteen and a half] fifteen dollars per week

4 To the widow or widower if there be two children sixty-two and one-half per centum of wages but not in excess of [sixteen] eighteen dollars per week

5 To the widow or widower if there be three or more children sixty-six and two-thirds per centum of wages but not in excess of [eighteen] twenty dollars per week

6 If there be neither widow widower nor children entitled to compensation then to the father or mother if dependent to any extent upon the employe at the time of his death twenty-five per centum of wages but not in excess of [five] six dollars per week Provided however That in the case of a minor child who has been contributing to his parents the dependency of said parents shall be presumed And provided further That if the father or mother was totally dependent upon the deceased employe at the time of his death the compensation payable to such father or mother shall be forty-five per centum of wages but not in excess of [ten] eleven dollars per week

7 If there be neither widow widower children nor dependent parent entitled to compensation then to the brothers and sisters if actually dependent upon the decedent for support at the time of his death fifteen per centum of wages for one brother or sister and five per centum additional for each additional brother or sister with a maximum of twenty-five per centum such compensation to be paid to their guardian or if there be no guardian to such other person as may be designated by the board as hereinafter provided

8 Whether or not there be dependents as aforesaid the reasonable expense of burial not exceeding two hundred dollars which shall be paid by the employer or insurer directly to the undertaker (without deduction of any amounts theretofore paid for compensation or for medical expenses)

Compensation shall be payable under this section to or on account of any child brother or sister only if and while such child brother or sister is under the age of sixteen No compensation shall be payable under this section to a widow unless she was living with her deceased husband at the time of his death or was then actually dependent upon him and receiving from him a substantial portion of her support No compensation shall be payable under this section to a widower unless he be incapable of self-support at the time of his wife's death and be at such time dependent upon her for support If members of decedent's household at the time of his death the terms "child" and "children" shall include stepchildren adopted children and children to whom he stood in loco parentis and shall include posthumous children Should any dependent of a deceased employe die or remarry or should the widower become capable of self-support the right of such dependent or widower to compensation under this section shall cease Provided however That upon remarriage of any widow the compensation of such widow shall continue as hereinbefore provided for one-third of the period during which compensation then remains payable to her Provided further That if upon investigation and hearing it shall be ascertained that the widow or widower is living with a man or woman as the case may be in meretricious relationship and not married or the widow living a life of prostitution the board may order the termination of compensation payable to such widow or widower If the compensation payable under this section to any person shall for any cause cease the compensation to the remaining persons entitled thereunder shall thereafter be the same as would have been payable to them had they been the only persons entitled to compensation at the time of the death of the deceased

The wages upon which death compensation shall be based shall not in any case be taken to exceed [twenty-seven] thirty dollars per week nor be less than [fifteen] seventeen dollars per week

This compensation shall be paid during three hundred weeks and in the case of children entitled to compensation under this section the compensation of each child shall continue after said period of three hundred weeks until such child reaches the age of sixteen at the rate of seventeen and one-half per centum of wages but not in excess of four and a half dollars per week if there is one child twenty-seven and one-half per centum of wages but not in excess of [six and a half] seven dollars per week if there are two children thirty-eight and one-

half per centum of wages but not in excess of [nine] ten dollars per week if there are three children fifty per centum of wages but not in excess of [eleven and a half] thirteen dollars per week if there are four children fifty-five per centum of wages but not in excess of [twelve dollars and twenty-five cents] fourteen dollars per week if there be five children and sixty per centum of wages but not in excess of [fourteen] sixteen dollars per week if there be six children or more

The board may if the best interests of a child or children shall so require at any time order and direct the compensation payable to a child or children or to a widow or a widower on account of any child or children to be paid to the guardian of such child or children or if there be no guardian to such other person as the board as hereinafter provided may direct If there be no guardian or committee of any minor dependent or insane employe or dependent on whose account compensation is payable the amount payable on account of such minor dependent or insane employe or dependent may be paid to any surviving parent or to such other person as the board may order and direct and the board may require any person other than a guardian or committee to whom it has directed compensation for a minor dependent or insane employe or dependent to be paid to render as and when it shall so order accounts of the receipts and disbursement of such person and to file with it a satisfactory bond in a sum sufficient to secure the proper application of the moneys received by such person

Section 319 [Where a third person is liable to the employe or the dependents for the disability or death the employer shall be subrogated to the right of the employe or the dependent against such third person less reasonable attorney's fees and other proper disbursements] Where the compensable injury is caused in whole or in part by the act or omission of a third party the employer shall be subrogated to the right of the employe his personal representative his estate or his dependents against such third party for the balance of any sum recovered in litigation or paid in compromise settlement after subtraction of reasonable attorney's fees and other proper disbursements but only to the extent of the compensation payable under this article by the employer Any recovery against such third person in excess of the compensation theretofore paid by the employer shall be paid forthwith to the employe or to the dependents and shall be treated as an advance payment by the employer on account of any future instalments of compensation

Section 320 * * * * *

(g) If either party has elected not to be bound by the provisions of article three of the act to which this act is an amendment in the manner prescribed by section three hundred and two of said act they shall be held to have agreed to be bound by the provisions of this act and to have waived any other right or remedy at law or in equity for the recovery of damages for injuries occurring under the circumstances herein described

Section 428 [At any time after the approval of a compensation agreement or after an award or order has been made by the board or referee] Whenever the employer who has accepted and complied with the provisions of section three hundred five shall be in default in compensation payments for thirty days or more the employe or dependents entitled to compensation thereunder may file a certified copy of the agreement and the order of the board approving the same or of the award or order with the prothonotary of the court of common pleas of any county and the prothonotary shall enter the [total amount of compensation stated in] entire balance payable under the agreement award or order to be payable to the employe or his dependents [whether then due and accrued or payable in future instalments] as a judgment against the employer or other party liable under such agreement or award Such judgment shall be a lien against property of the employer or other party liable under such agreement or award and execution may issue thereon forthwith

Wherever after disability or death any employe or his dependents shall have entered into a compensation agreement with [the] an employer liable for compensation under this act who has not accepted or complied with the provisions of section three hundred five or shall file a claim petition with the board against such employer he may file a certified copy thereof with the prothonotary of the court of common pleas of any county The prothonotary shall enter the amount stipulated in any such agreement or claimed in any such petition as a judgment against the employer If the agreement be approved by the department or compensation awarded as claimed in the petition the amount of compensation stipulated in the agreement or claimed in the petition shall be a lien as of the date when the agreement or petition was filed with the prothonotary Pending the approval of the agreement or the award of compensation no other lien which may be attached to the employer's property during such time shall gain priority over the lien of such agreement or award but no execution shall issue on any compensation judgment before the approval of the agreement or the award of compensation on the said petition

If the agreement be disapproved or after hearing compensation shall be disallowed the employer may file with the prothonotary of any county in which the petition or agreement is on record as a judgment a certified copy of the disapproval of the agreement or disallowance of compensation and it shall be the duty of such prothonotary to strike off the judgment

If the amount of compensation claimed be disallowed but another amount awarded the compensation judgment shall be a lien to the extent of the award as of the date of filing the petition with the prothontary with the same effect as to other liens and the same disability to issue execution thereon as if the compensation claimed had been allowed In such cases the prothonotary shall make such modification of the record as shall be appropriate

If the compensation payable under any agreement or award upon which judgment has been entered under the provisions of this section shall be modified suspended reinstated or terminated by a supplemental agreement executed under the provisions of section four hundred and eight or by an award or order made under the provisions of section four hundred and thirteen any party to such judgment at any time after such agreement has been approved by the department or after the expiration of the time allowed for an appeal from the award or order may file with the prothonotary of the court of common pleas of any county in which the judgment is on record a certified copy of such supplemental agreement award or order and it shall thereupon be the duty of the prothonotary to modify suspend reinstate or satisfy such judgment in accordance with the terms of such supplemental agreement award or order

Execution may issue by first filing with the prothonotary an affidavit that there has been a default in payments of compensation due on any judgment for compensation entered prior to the approval of the compensation agreement or an award on petition as soon as such agreement shall have been approved by the department or such award made as evidenced by the approval of the board of the award or by a certified copy thereof

Execution shall in all cases be for the amount of compensation and interest thereon due and payable up to the date of the issuance of said execution with costs and further execution may issue from time to time as further compensation shall become due and payable until full amount of the judgment with costs shall have actually been paid

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred forty-five

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. COLEMAN. Mr. President, the hour is late and there is not much that I can say to augment what was so vigorously said last night on the floor of the Senate by the Minority Leader in connection with this bill, and the two bills which follow, dealing with unemployment compensation and workmen's compensation.

In his presentation of the minority position on these bills, the gentleman from Westmoreland was logical, convincing, powerful. If you examine the budget message of the Governor and the legislative objectives of the minority party, you will find there are some seven or eight items on which both parties seem to be in complete agreement.

At the outset of this session, at the invitation of the Governor of the Commonwealth, we agreed, to borrow the apt phrase of a Democratic leader in the Commonwealth, Mr. Lawrence, to cooperate but not capitulate. We had a series of meetings and at the outset it looked very much as though the legislative millenium had been reached in the state of Pennsylvania, since both parties were committed to increasing unemployment compensation and workmen's compensation benefits in this great state.

The Governor indicated in press conferences on several occasions that he wanted to sit down with the men representing labor in the state and with the men representing industry in the state, who have an essential interest in this piece of legislation. Several meetings were arranged but they failed to be in accord on the matter of increasing workmen's compensation benefits and unemployment compensation benefits. It may or may not be an odd coincidence, Mr. President, but these bills represent industry's point of view on this type of legislation.

The Democratic Party over the years has consistently maintained the position that it was a sad reflection on the moral responsibility of industry in the state that they failed to take care of their victims. When a plant is shut down, the expensive machinery is properly housed and greased and put away, but John Smith, the human element, is tossed out into the streets. In closing, Mr. President, I want to advise the members of the Senate that, while we are voting for these bills, I want to reaffirm the position so vigorously presented last night by the Minority Leader, that we think they do not go far enough in their application to the working men in the Commonwealth of Pennsylvania.

Mr. HOLLAND. Mr. President and members of the Senate, I want to draw the attention of the Senate to the fact that in the first statement made by the Governor he said that if labor, the four groups, the American Federation of Labor, the C.I.O., the United Mine Workers and the Brotherhood of Railway Trainmen could agree among themselves on what they wanted in a bill, he would favor the bill. When the four great labor unions of Pennsylvania got together and, after much discussion, agreed on a bill and presented it to the Governor, the Governor hedged on his previous statement of saying he would agree to a bill that all of labor had agreed to first. He then called in industry and asked industry to sit down with labor. Industry would not accept labor's bill and labor would not accept industry's bill.

Now we find on our Calendar a bill which the Governor said was a compromise and was written by him or suggested by him. This is not true. The bill we are voting upon is the same identical bill that industry offered to the four great labor unions of Pennsylvania and they refused.

I do not want to get in the minds of the people of Pennsylvania that the second statement of Governor Martin was the same as the first statement of Governor Martin. The first statement was, and I want to again emphasize it, that if the four labor unions, the Brotherhood, the C.I.O., the American Federation of Labor and United Mine Workers, agreed on a bill, this bill would be acceptable. He did not live up to his first promises to labor in Pennsylvania.

Mr. TALLMAN. Mr. President, I would like to interrogate the gentleman from Allegheny, Senator Holland.

The PRESIDING OFFICER. Will the gentleman from Allegheny permit himself to be interrogated.

Mr. HOLLAND. I will, Mr. President.

Mr. TALLMAN. Senator Holland, I would like to inquire when, where and to whom the Governor made a statement that he would accept a bill agreeable to the four labor unions.

Mr. HOLLAND. It appeared in all the press of Pennsylvania, Mr. President, and as a member of a labor union, I can say it was discussed on the floor of our union.

Mr. TALLMAN. Mr. President, I would like to further interrogate the gentleman from Allegheny.

The PRESIDING OFFICER. Will the gentleman from Allegheny permit himself to be further interrogated?

Mr. HOLLAND. I will, Mr. President.

Mr. TALLMAN. Senator Holland, would you produce for the members of the Senate the statement to which you refer?

Mr. HOLLAND. Mr. President, it would be necessary to check with the labor leaders of Pennsylvania, and I am positive that the labor leaders of Pennsylvania will reiterate what I have said, that the first statement of the Governor was that if the four great labor unions of Pennsylvania would agree on a bill, he would then support that bill.

Mr. TALLMAN. Mr. President, I think the refusal of the gentleman from Allegheny to produce the statement, and the statement which he makes again, reiterating his former one, indicates that it, like so many other statements that have been made with regard to these bills and the Governor's part in them, are very loosely made on the floor of this Senate.

I would like to suggest, whether we agree or whether we do not agree with what these bills contain, and whether we agree or whether we do not agree with the distances that they go, is one matter, but certainly it seems to me to be an unfair position to take on the floor of this Senate, to indicate that the Governor of this Commonwealth has not kept his faith with the people with whom he dealt in this situation, and with the people of this Commonwealth.

I should like to suggest that certainly it seems to me unfair to take the position on the floor of this Senate that the Governor has failed in keeping faith with the people. I think it is well known that during all this controversy the Governor's position has been one that has been honorable, that has been fair, and one that has attempted with sincerity and with seriousness to bring about an agreement in thinking on this subject, and it

seems to me that there ought not to be hurled this kind of political charge at the Governor, in face of the fact that he has attempted to do something that has not been done for many years in this Commonwealth, that is, to try to at least approach legislation of this kind with fairness to the people who are most interested in its passage.

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Lehigh.

The PRESIDING OFFICER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. TALLMAN. I will, Mr. President.

Mr. HOLLAND. Will the gentleman from Lehigh advise the Senate whether or not the Governor at first had his meetings wholly with labor.

Mr. TALLMAN. Mr. President, I do not know.

Mr. HOLLAND. Mr. President, will the gentleman from Lehigh state before the Senate whether or not he knows that the bill we have was a bill presented by industry after the meetings between the Governor and labor.

Mr. TALLMAN. Mr. President, I can not answer that specifically. I can say however, that I did sit with some of the labor leaders of Pennsylvania, with some of the other members of the Senate, at a conference which was held, and I believe that out of that conference there developed a series of meetings which were held between representatives of industry and representatives of labor. I remember distinctly, sir, that at that time there was brought to the attention of that group the question as to whether or not those people representing labor were in a position to sit down freely and discuss this question and whether or not they were in a position to recede from the positions they had taken prior to that time, and the answer was that they thought that such conferences would be helpful and that they might bring about a happier situation.

Mr. HOLLAND. Mr. President, to inform the gentleman from Lehigh, the first few meetings were held between labor only and the Governor. After they had agreed on the bill, the Governor then asked them to sit down with industry. This was not in the agreement in the beginning. After the bill was agreed upon with labor the Governor made this statement, which appeared in all the press of Pennsylvania, that other people who were interested in labor did not agree with the bill agreed upon by the four labor unions.

I do not know what he meant by other people interested in labor, because organized labor in Pennsylvania is represented by four strong unions, and these were the unions speaking for the members, the hundreds of thousands, millions of members, who belong to these unions in Pennsylvania, they were speaking for the members, and as a staff member of the C.I.O., I might tell the gentleman from Lehigh they had authority to speak for the members because it was given to them.

I regret that at this time I can not give the exact quotations from the Governor, but I will before the session is over. I will try and get it from the papers and show the gentleman from Lehigh the first arrangement which labor accepted. Labor was very glad to hear the Governor state he would agree with them on a bill after labor had agreed among themselves. There was some disagreement between the United Mine Workers, the C.I.O., the brotherhoods and the A. F. of L., because all of them had men belonging to their unions who were engaged in diversified industry, and they wanted to be certain what they asked for would not affect that particular industry, but the United Mine Workers, the A. F. of L., the C.I.O. and the brotherhoods sat down and agreed upon a bill, which, in their estimation, would not affect their industry in competition with other states and would be agreeable to all. When this bill was presented, the Governor then made the statement that other people interested in labor had to be heard from. The next step was to ask them to sit down with industry. The bill brought in by industry is the same bill we are voting upon, exactly. Nothing has been changed.

I might add that on this industrial board a national committeeman of the Republican Party sat in representing the manufacturers.

Mr. BARR Mr. President, I think some of you missed the whole crux of this story. To my mind I think this is what happened with Governor Martin. Governor Martin, as we know, has political ambitions—he would like to be a candidate for the United States Senate next year, notwithstanding—and he knows that there always had been a difference between labor, particularly between the miners and the C.I.O., in regard to workmen's compensation, so when he threw this platitude out "If you men get together I will throw my support behind your bill," he at that time never thought the four main bodies of labor would get together. Then they had a meeting in Harrisburg one evening, with certain political leaders in the state, and they agreed on a bill and that is when the story changed in the Governor's office.

Mr. ROSENFELD. Mr. President, I think it is time to make one more observation and that is, particularly with respect to the workmen's compensation bill, that many of the provisions of the bill on our Calendar today were in an Act of 1937, passed by both the Democratic House and the Senate, taken out in 1939, when the Republicans took control, and here we are back all the way up to 1945, and we find that the Republicans have finally caught up with the Democatic Party and the people.

I think, at the rate of progress indicated by my colleagues on the other side of this Senate, it will not be long before the people will be at least sixteen years ahead of the Republican Party.

Mr. JASPAN. Mr. President and members of the Senate, it is unfortunate that Senator Dent was called away on account of a death in his family. If anybody knows what actually took place at the conference at the Governor's office between capital and labor, and if I am to accept his statement, and I am inclined to think he is sincere and honest about it, the Governor, realizing that capital and labor could not get together, said he would present a program of his own. A program subsequently was submitted to the body. I stated not only in one instance but on many instances last night, on the three bills that came before us, that they definitely represented the capitalists' program. Understand what I say, and I will repeat it, there was no compromise as to his program; it definitely represented the capitalists' program and nothing else.

However, if we were men and I feel that we are, in view of what has taken place in the family of Senator Dent, I feel we ought to hold this over until Monday night, when we expect him here.

Mr. HEYBURN. Mr. President, I do not want to prolong this silly argument as to what the Governor said.

Everybody knows he advocated meetings between employer and employe representatives. To settle the whole thing I want to read from his message, as it appears on page 66 of the Legislative Journal, session of January 2, 1945, as follows:

"I recommend that the Legislature give consideration to a program of liberalization of the workmen's compensation, the unemployment compensation and the occupational disease laws. Such a program should give consideration to existing and prospective conditions confronting the state in competition with similar conditions in other states. I do hope that labor and industry will be able to agree upon fair and equitable amendments to the present laws. If they can not do so I will not shirk the obligation of making specific recommendations to the Legislature."

There is the whole story, Mr. President. This whole argument is simply a matter of taking schedules agreed upon and upping them in order that some political capital may be made. If this bill had a $22 maximum, the argument would be for $24; if it was $24, the argument would be for $26. That is the whole story, Mr. President.

And the question recurring,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 657, as follows:

An Act to further amend clauses (a) (b) (c) (f) and (h) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" changing maximum and minimum rates total amounts and aggregate of compensation changing employers' rights of subrogation adding provision relative to parties held to be bound by act and changing provisions relative to entry of judgment on agreement award and claim petition

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Sections 1 Clauses (a) (b) (c) (f) and (h) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as last reenacted and amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) are hereby further amended to read as follows

Section 306 The following schedule of compensation is hereby established for injuries resulting in total disability

(a) For the first five hundred weeks after the seventh day of total disability sixty-six and two-thirds per centum of the wages of the injured employe as defined in section three hundred and nine but the compensation shall not be more than [eighteen] twenty dollars per week nor less than [nine] ten dollars per week and shall not exceed in the aggregate the sum of [seventy-five hundred] ten thousand dollars Provided That if at the time of the injury the employe receives wages of less than [nine] ten dollars per week then he shall receive the full amount of such wages per week as compensation but in no event less than five dollars per week Nothing in this clause shall require payment of compensation after disability shall cease Should partial disability be followed by total disability the period of five hundred weeks mentioned in this clause of this section shall be reduced by the number of weeks during which compensation was paid for such partial disability

(b) For disability partial in character (except the particular cases mentioned in clause (c)) sixty-six and two thirds per centum of the difference between the wage of the injured employe as defined in section three hundred and nine and the earning power of the employe thereafter but such compensation shall not be more than [fifteen] seventeen dollars per week This compensation shall be paid during the period of such partial disability not however beyond three hundred weeks after the seventh day of disability Should total disability be followed by partial disability the period of three hundred weeks mentioned in this clause shall be reduced by the number of weeks during which compensation was paid for total disability The term "earning power" as used this section shall in no case be less than the weekly amount which the employe receives after the accident

(c) For all disability resulting from permanent injuries of the following classes the compensation shall be exclusively as follows

For the loss of a hand sixty-six and two-thirds per centum of wages during one hundred and seventy-five weeks

For the loss of a forearm sixty-six and two-thirds per centum of wages during one hundred and ninety-five weeks

For the loss of an arm sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks

For the loss of a foot sixty-six and two-thirds per centum of wages during one hundred and fifty weeks

For the loss of a lower leg sixty-six and two-thirds per centum of wages during one hundred and eighty weeks

For the loss of a leg sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks

For the loss of an eye sixty-six and two-thirds per centum of wages during one hundred and twenty-five weeks

For the complete loss of hearing in both ears sixty-six and two-thirds per centum of wages during one hundred and fifty weeks

For the loss of a thumb sixty-six and two-thirds per centum of wages during sixty weeks

For the loss of a first finger commonly called index finger sixty-six and two-thirds per centum of wages during thirty-five weeks

For the loss of a second finger sixty-six and two-thirds per centum of wages during thirty weeks

For the loss of a third finger sixty-six and two-thirds per centum of wages during twenty weeks

For the loss of a fourth finger commonly called little finger sixty-six and two-thirds per centum of wages during fifteen weeks

The loss of the first phalange of the thumb or of any finger shall be considered equivalent to the loss of one-half of such thumb or finger and shall be compensated at the same rate as for the loss of a thumb or finger but for one-half of the period provided for the loss of a thumb or finger

The loss of more than one phalange of a thumb or finger shall be considered equivalent to the loss of the entire thumb or finger

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each

For the loss of a great toe sixty-six and two-thirds per centum of wages during forty weeks

For the loss of any other toe sixty-six and two-thirds per centum of wages during sixteen weeks

The loss of the first phalange of the great toe or of any toe shall be considered equivalent to the loss of one-half of such great toe or other toe and shall be compensated at the same rate as for the loss of a great toe or other toe but for one-half of the period provided for the loss of a great toe or other toe

The loss of more than one phalange of a great toe or any toe shall be considered equivalent to the loss of the entire great toe or other toe

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each

For serious and permanent disfigurement of the head or face of such a character as to produce an unsightly appearance and such as is not usually incident to the employment sixty-six and two-thirds per centum of wages not to exceed one hundred and fifty weeks

Unless the board shall otherwise determine the loss of both hands or both arms or both feet or both legs or both eyes shall constitute total disability to be compensated according to the provisions of clause (a)

Amputation [between the elbow and] at the wrist shall be considered as the equivalent of the loss of a hand and amputation [between the knee and] at the ankle shall be considered as the equivalent of the loss of a foot Amputation between the wrist and the elbow shall be considered as the loss of a forearm and amputation between the ankle and the knee shall be considered as the loss of a lower leg Amputation [at or] above the elbow shall be considered as the loss of an arm and amputation [at or] above the knee shall be considered as the loss of a leg Permanent loss of the use of a hand arm foot leg eye finger or thumb great toe or other toe shall be considered as the equivalent of the loss of such hand arm foot leg eye finger or thumb great toe or other toe

This compensation shall not be more than [eighteen] twenty dollars per week nor less than [nine] ten dollars per week Provided That if at the time of injury the employe receives wages of less than [nine] ten dollars per week then he shall receive the full amount of such wages per week as compensation but in no event less than five dollars per week

* * * * *

(f) During the first sixty days after disability begins the employer shall furnish reasonable surgical and medical services medicines and supplies as and when needed unless the employe refuses to allow them to be furnished by the employer The cost of such services medicines and supplies shall not exceed one hundred and fifty dollars ($150) except that the board upon petition of the claimant may grant extra medical services for an additional thirty days not to exceed seventy-five dollars ($75) If the employer shall upon application made to him refuse to furnish such services medicines and supplies the employe may procure same and shall receive from the employer the reasonable cost thereof within the above limitations In addition to the above service medicines and supplies hospital treatment services and supplies shall be furnished by the employer for the said period of sixty days except that the board upon petition of the claimant may grant an additional thirty days The cost for such hospital treatment service and supplies shall not in any case exceed the prevailing charge in the hospital for like services to other individuals If the employe shall refuse reasonable surgical medical and hospital services treatment medicines and supplies tendered to him by his employer he shall forfeit all rights to compensation for any injury or any increase in his incapacity shown to have resulted from such refusal

* * * * *

(h) [Hernia shall be considered as a physical weakness or ailment which ordinarily develops gradually and shall not be compensable unless incontrovertible proof is offered that the hernia was at once precipitated by sudden effort or severe strain and that first the descent of the hernia followed the cause without intervening time second there was actual pain in the hernial region at the time of descent third the above manifestations were of such severity that the same were noticed at once by the claimant necessitating immediate cessation of work and communicated to] Where claim is made for hernia claimant must notify the employer or a representative of the employer within forty-eight hours after the occurrence of the accident

Section 307 In case of death compensation shall be computed on the following basis and distributed to the following persons

1 If there be no widow nor widower entitled to compensation compensation shall be paid to the guardian of the child or children or if there be no guardian to such other persons as may be designated by the board as hereinafter provided as follows

(a) If there be one child twenty-five per centum of wages of deceased but not in excess of [six] seven dollars per week

(b) If there be two children thirty-five per centum of wages of deceased but not in excess of [nine] ten dollars per week

(c) If there be three children forty-five per centum of wages of deceased but not in excess of [eleven and a half] thirteen dollars per week

(d) If there be four children fifty-five per centum of wages of deceased but not in excess of [fourteen] sixteen dollars per week

(e) If there be five children sixty-two and one-half per centum of wages of deceased but not in excess of [sixteen and a half] eighteen dollars per week

(f) If there be six or more children sixty-six and two-thirds per centum of wages of deceased but not in excess of [eighteen] twenty dollars per week

2 To the widow or widower if there be no children forty-four per centum of wages but not in excess of [eleven] twelve dollars per week

3 To the widow or widower if there be one child fifty-three per centum of wages but not in excess of [thirteen and a half] fifteen dollars per week

4 To the widow or widower if there be two children sixty-two and one-half per centum of wages but not in excess of [sixteen] eighteen dollars per week

4½ To the widow or widower if there be three or more children sixty-six and two-thirds per centum of wages but not in excess of [eighteen] twenty dollars per week

5 If there be neither widow widower nor children entitled to compensation then to the father or mother if

dependent to any extent upon the employe at the time of the accident twenty-five per centum of wages but not in excess of [five] six dollars per week Provided however That in the case of a minor child who has been contributing to his parents the dependency of said parents shall be presumed And provided further That if the father or mother was totally dependent upon the deceased employe at the time of the accident the compensation payable to such father or mother shall be forty-five per centum of wages but not in excess of [ten] eleven dollars per week

6 If there be neither widow widower children nor dependent parent entitled to compensation then to the brothers and sisters if actually dependent upon the decedent for support at the time of his death fifteen per centum of wages for one brother or sister and five per centum additional for each additional brother or sister with a maximum of twenty-five per centum such compensation to be paid to their guardian or if there be no guardian to such other person as may be designated by the board as hereinafter provided

7 Whether or not there be dependents as aforesaid the reasonable expense of burial not exceeding two hundred dollars which shall be paid by the employer or insurer directly to the undertaker (without deduction of any amounts theretofore paid for compensation or for medical expenses)

Compensation shall be payable under this section to or on account of any child brother or sister only if and while such child brother or sister is under the age of sixteen No compensation shall be payable under this section to a widow unless she was living with her deceased husband at the time of his death or was then actually dependent upon him and receiving from him a substantial portion of her support No compensation shall be payable under this section to a widower unless he be incapable of self-support at the time of his wife's death and be at such time dependent upon her for support If members of decedent's household at the time of his death the terms "child" and "children" shall include stepchildren adopted children and children to whom he stood in loco parentis and shall include posthumous children Should any dependent of a deceased employe die or remarry or should the widower become capable of self-support the right of such dependent or widower to compensation under this section shall cease Provided however That upon remarriage of any widow the compensation of such widow shall continue as hereinbefore provided for one-third of the period during which compensation then remains payable to her Provided further That if upon investigation and hearing it shall be ascertained that the widow or widower is living with a man or woman as the case may be in meretricious relationship and not married or the wiodw living a life of prostitution the board may order the termination of compensation payable to such widow or widower If the compensation payable under this section to any person shall for any cause cease the compensation to the remaining persons entitled thereunder shall thereafter be the same as would have been payable to them had they been the only persons entitled to compensation at the time of the death of the deceased

The wages upon which death compensation shall be based shall not in any case be taken to exceed [twenty-seven] thirty dollars per weeks nor be less than [fifteen] seventeen dollars per week

This compensation shall be paid during three hundred weeks and in the case of children entitled to compensation under this section the compensation of each child shall continue after said period of three hundred weeks until such child reaches the age of sixteen at the rate of seventeen and one-half per centum of wages but not in excess of four and a half dollars per week if there is one child twenty-seven and one-half per centum of wages but not in excess of [six and a half] seven dollars per week if there are two children thirty-eight and one-half per centum of wages but not in excess of [nine] ten dollars per week if there are three children fifty per centum of wages but not in excess of [eleven and a half] thirteen dollars per week if there are four children fifty-five per centum of wages but not in excess of [twelve dollars and seventy-five cents] fourteen dollars per week if there are five children and sixty per centum of wages but not in excess of [fourteen] sixteen dollars per week if there are six children or more

The board may if the best interest of a child or children shall so require at any time order and direct the compensation payable to a child or children or to a widow or a widower on account of any child or children to be paid to the guardian of such child or children or if there be no guardian to such other person as the board as hereinafter provided may direct If there be no guardian or committee of any minor dependent or insane employe of dependent on whose account compensation is payable the amount payable on account of such minor dependent or insane employe or dependent may be paid to any surviving parent or to such other person as the board may order and direct and the board may require any person other than a guardian or committee to whom it has directed compensation for a minor dependent or insane employe or dependent to be paid to render as and when it shall so order accounts of the receipts and disbursements of such person and to file with it a satisfactory bond in a sum sufficient to secure the proper application of the moneys received by such person

Section 319 [Where a third person is liable to the employe or the dependents for the injury or death the employer shall be subrogated to the right of the employe or the dependents against such third person less reasonable attorney's fees and other proper disbursements] Where the compensable injury is caused in whole or in part by the act or omission of a third party the employer shall be subrogated to the right of the employe his personal representative his estate or his dependents against such third party for the balance of any sum recovered in litigation or paid in compromise settlement after subtraction of reasonable attorney's fees and other proper disbursements but only to the extent of the compensation payable under this article by the employer Any recovery against such third person in excess of the compensation theretofore paid by the employer shall be paid forthwith to the employe or to the dependents and shall be treated as an advance payment by the employer on account of any future instalments of compensation

Section 320

* * * * *

(g) If neither party has elected not to be bound by the provisions of article three of the act to which this act is an amendment in the manner prescribed by section three hundred and two of said act they shall be held to have agreed to be bound by the provisions of this act and to have waived any other right or remedy at law or in equity for the recovery of damages for injuries occurring under the circumstances herein described

Section 428 [At any time after the approval of a compensation agreement or after an award or order has been made by the board or referee] Whenever the employer who has accepted and complied with the provisions of section three hundred five shall be in default in compensation payments for thirty days or more the employe or dependents entitled to compensation thereunder may file a certified copy of the agreement and the order of the board approving the same or of the award or order with the prothonotary of the court of common pleas of any county and the prothonotary shall enter the [total amount of compensation stated in] entire balance payable under the agreement award or order to be payable to the employe or his dependents [whether then due and accrued or payable in future instalments] as a judgment against the employer or other party liable under such agreement or award Such judgment shall be a lien against property of the employer or other party liable under such agreement or award and execution may issue thereon forthwith

Wherever after an accident any employe or his dependents shall have entered into a compensation agreement with [his] an employer who has not accepted or complied with the provisions of section three hundred

five or shall file a claim petition with the board against such employer he may file a certified copy thereof with the prothonotary of the court of common pleas of any county The prothonotary shall enter the amount stipulated in any such agreement or claimed in any such petition as judgment against the employer If the agreement be approved by the department or compensation awarded as claimed in the petition the amount of compensation stipulated in the agreement or claimed in the petition shall be a lien as of the date when the agreement or petition was filed with the prothonotary Pending the approval of the agreement or the award of compensation no other lien which may be attached to the employer's property during such time shall gain priority over the lien of such agreement or award but no execution shall issue on any compensation judgment before the approval of the agreement or the award of compensation on the said petition

If the agreement be disapproved or after hearing compensation shall be disallowed the employer may file with the prothonotary of any county in which the petition or agreement is on record as a judgment a certified copy of the disapproval of the agreement or disallowance of compensation and it shall be the duty of such prothonotary to strike off the judgment

If the amount of compensation claimed be disallowed but another amount awarded the compensation judgment shall be a lien to the extent of the award as of the date of filing the petition with the prothonotary with the same effect as to other liens and the same disability to issue execution thereon as if the compensation claimed had been allowed In such cases the prothonotary shall make such modification of the record as shall be appropriate

If the compensation payable under any agreement or award upon which judgment has been entered under the provisions of this section shall be modified suspended reinstated or terminated by a supplemental agreement executed under the provisions of section four hundred and eight or by an award or order made under the provisions of section four hundred and thirteen any party to such judgment at any time after such agreement has been approved by the department or after the expiration of the time allowed for an appeal from the award or order may file with the prothonotary of the court of common pleas of any county in which the judgment is on record a certified copy of such supplemental agreement award or order and it shall thereupon be the duty of the prothonotary to modify suspend reinstate or satisfy such judgment in accordance with the terms of such supplemental agreement award or order

Execution may issue by first filing with the prothonotary an affidavit that there has been a default in payments of compensation due on any judgment for compensation entered prior to the approval of the compensation agreement or an award on petition as soon as such agreement shall have been approved by the department or such award made as evidenced by the approval of the board of the award or by a certified copy thereof

Execution shall in all cases be for the amount of compensation and interest thereon due and payable up to the date of the issuance of said execution with costs and further execution may issue from time to time as further compensation shall become due and payable until full amount of the judgment with costs shall have actually been paid

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred forty-five

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 658, as follows:

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as last amended by the act approved the twenty-first day of May one thousand nine hundred and forty-three (P. L. 271) and by the act approved the twenty-seventh day of May one thousand nine hundred and forty-three (P. L. 717) is hereby further amended to read as follows

Section 4 Definitions The following words and phrases as used in this act shall have the following meanings unless the context clearly requires otherwise

(a) ["Base year" with respect to an individual means the period of twelve consecutive months ending the thirty-first day of December immediately preceding the first day of a benefit year Provided however That with respect to an individual who was in a benefit year on the thirty-first day of May one thousand nine hundred and forty-

three the base year of such benefit year shall be the first four of the last five completed calendar quarters immediately preceding the first day of such benefit year]

"Base Year" with respect to each benefit year which begins subsequent to the thirty-first day of May one thousand nine hundred and forty-five and prior to the first day of October one thousand nine hundred and forty-five means the calendar year one thousand nine hundred and forty-four and with respect to each benefit year which begins subsequent to the thirtieth day of September one thousand nine hundred and forty-five means the first four of the last five completed calendar quarters immediately preceding the first day of such benefit year

(b) ["Benefit year" with respect to an individual means the period of twelve consecutive months ending thirty-first day of May Provided however That (for the purpose of this subsection only) a week in which a benefit year begins shall be deemed to be in that benefit year which includes the major part of such week and Provided further That with respect to an individual who was in a benefit year on the thirty-first day of May one thousand nine hundred and forty-three such benefit year shall be the period defined in this subsection prior to the effective date of this amendment and such individual's next benefit year shall extend from the end of such current benefit year to the thirty-first day of May one thousand nine hundred and forty-four]

"Benefit Year" (i) with respect to an individual who files a "Valid Application for Benefits" as of a day subsequent to the thirty-first day of May one thousand nine hundred and forty-five and prior to the first day of October one thousand nine hundred and forty-five means the period beginning with the day for which such "Valid Application for Benefits" is filed and ending the thirty-first day of May one thousand nine hundred and forty-six (ii) with respect to an individual who files a "Valid Application for Benefits" as of a day subsequent to the thirtieth day of September one thousand nine hundred and forty-five means the one-year period beginning with the day as of which such "Valid Application for Benefits" is filed and (iii) thereafter the one-year period beginning with the day as of which such individual next files a "Valid Application for Benefits" after the termination of his last benefit year

[(b.2) A "First Compensable Claim" means a claim for the first week of total unemployment for which compensation is payable in a benefit year]

* * * * *

(e) "Compensated Employe" (i) with respect to each benefit year which begins subsequent to the thirty-first day of May one thousand nine hundred and forty-five means an employe to whom compensation equal to three times his weekly benefit rate was paid with respect to such benefit year Provided That an employe who is paid compensation under the provisions of section four hundred and seven shall not be considered a "compensated employe" with respect to the payment of such compensation and where an employe has been paid compensation to which he was not entitled such payment shall not be considered in determining whether or not the employe has been paid compensation equal to three times his weekly benefit rate and (ii) with respect to each benefit year which begins prior to the first day of June one thousand nine hundred and forty-five means an employe to whom compensation was paid in such benefit year

[(e)] (f) "Compensation" means money payments payable to individuals with respect to their unemployment as provided in this act

[(f)] (g) "Contributions" means the money payments required to be paid into the Unemployment Compensation Fund by employers with respect to employment which payments shall be used for the creation of financial reserves for the payment of compensation as provided in this act

[(g)] (h) "Department" means the Department of Labor and Industry of the Commonwealth of Pennsylvania

[(h)] (i) "Employe" means every individual whether male female citizen alien or minor who is performing or subsequent to the first day of January one thousand nine hundred and thirty-six has performed services for an employer in an employment subject to this act

[(i)] (j) "Employer" means every (1) individual (2) copartnership (3) association (4) corporation (domestic or foreign) (5) the legal representative trustee in bankruptcy receiver or trustee of any individual copartnership association or corporation or (6) the legal representative of a deceased person (I) who or which employed or employs any employe (whether or not the same employe) in employment subject to this act for some portion of each of some twenty (20) days each day being in a different calendar week during the calendar year one thousand nine hundred and thirty-six or during any calendar year thereafter to and including the calendar year one thousand nine hundred and forty-four or who or which employed or employs any employe in employment subject to this act for some portion of a day during the calendar year one thousand nine hundred and forty-five or for some portion of a day during any calendar year thereafter [each day being in a differtnt week] or (II) who or which has elected to become fully subject to this act and whose election remains in force

[Whenever any employer contracts with or has under him any contractor or subcontractor for any work which is part of his usual trade occupation profession or business unless such employer as well as each such contractor or subcontractor is an employer (as defined in the first paragraph of this subsection) the employer shall for all the purposes of this act be deemed to employ each individual in the employ of each such contractor or subcontractor for each day during which said individual is engaged in performing such work except that each such contractor or subcontractor who is an employer (as defined in the first paragraph of this subsection) shall alone be liable for the employer's contributions measured by the wages payable to individuals in his employ and except that any employer who shall become liable for and pay contributions with respect to individuals in the employ of any such contractor or subcontractor who is not an employer (as defined in the first paragraph of this subsection) may recover the same from such contractor or subcontractor] Each individual employed to perform or to assist in performing work of any agent or employe of an employer shall be deemed to be employed by such employer for all the purposes of this act whether such individual was hired or paid directly by such employer or by such agent or employe provided the employer had actual or constructive knowledge of the work

[Wherever a change of ownership or transfer of interest of the assets or substantially all the assets of an organization trade or business occurs within a calendar year the successor in interest is deemed to be an employer within the meaning of this section if and when (1) the predecessor and successor in interest within the same calendar year have together employed one or more employes (whether or not the same employe) for some part of twenty (20) different weeks in employment subject to this act (2) the predecessor was an employer under this act]

Where an employer maintains more than one place of employment within the Commonwealth all of the employes at the several places of employment shall be treated for the purposes of this act as if employed by a single employer

Any individual copartnership association or corporation who or which is not subject to this act may elect to become subject thereto by filing with the department his or its written application and if such application is approved by the department the election shall become binding for not less than two calendar years

An employer subject to this act may elect to include within the term "employment" subject to this act services performed by his or its employes with respect to which no contributions are required and paid under an unemployment compensation law of any other state (1) if the employe or employes included in such election maintain a domicile within this Commonwealth and the services

of such employe or employes are performed entirely without this Commonwealth or (2) if the employe or employes included in the election maintains no domicile within this Commonwealth but the services of such employe or employes are (A) performed without this Commonwealth and (B) are directed from this Commonwealth

Such election shall be subject to the approval of the department [the election] and shall become binding for not less than two calendar years [or until the department on its own motion cancels the election]

An employer subject to this act may elect to include within the term "employment" subject to this act services performed by his or its employes which are exempt under the provisions of subsection [(j)] (l) of section four of this act Such election shall be subject to the approval of the department and if such election is approved by the department the election shall become binding for not less than two calendar years

Any services performed for an employer covered by an election pursuant to this subsection shall during the effective period of such election be deemed to be employment for all the purposes of this act Any election approved by the department pursuant to this subsection shall cease to be effective only as of the first day of January [first] of any calendar year subsequent to the initial two calendar years thereof and only if at least thirty (30) days prior to such first day of January the employer has filed with the department a notice of termination of his election Notwithstanding any provisions of this subsection to the contrary the department may at any time on its own motion cancel an election approved under the provisions of this subsection

(k) "Employer's Experience" means a percentage obtained by dividing the total wages of all compensated employes of an employer as defined in subsection (y) of this section during the last three calendar years less any credit for reemployment with respect to benefit years ending prior to the first day of June one thousand nine hundred and forty-five which was credited to the employer during such three calendar years by the total wages paid by the employer to all his employes during such three calendar years

[(j)] (l) (1) "Employment" means (i) all service performed prior to the first day of January one thousand nine hundred [forty-two] forty-five which was employment as defined in this section prior to [such date and subject to the provisions of this subsection as amended] the effective date of this amendment and (ii) all service performed after the thirty-first day of December one thousand nine hundred [forty-one] forty-four which is employment as defined in this section as hereby amended including service in interestate commerce and service as an officer of a corporation performed for remuneration or under any contract of hire express or implied written or oral

* * * * *

(3) "Employment" shall also include

(A) Services covered by an election pursuant to section 4 [(i)] (j) of this act and

* * * * *

(4) The word "employment" shall not include

* * * * *

(2) Domestic service [in] or casual labor in connection with a private home local college club or local chapter of a college fraternity or sorority

[(2.1) Casual labor not in course of employer's trade or business]

* * * * *

(10) Service performed in the employ of [a labor] an agricultural or horticultural organization exempt from income tax under Section [101] one hundred and one (1) of the Federal Internal Revenue Code as amended

* * * * *

(18) Service performed by an individual under the age of eighteen in the delivery or distribution of newspapers or shopping news not including delivery or distribution to any point for subsequent delivery or distribution

[If the services performed during one-half or more of any pay period by an employe for the person employing him constitute employment all the services of such employe for such period shall be deemed to be employment but if the services performed during more than one-half of any such pay period by an employe for the person employing him do not constitute employment then none of the services of such employe for such period shall be deemed to be employment As used in this paragraph the term "pay period" means a period (of not more than thirty-one consecutive days) for which a payment of remuneration is ordinarily made to the employe by the person employing him This subsection shall not be applicable with respect to services performed in a pay period by an employe for the person employing him where any of such service is excepted by paragraph (8) hereof]

* * * * *

(5) If the services performed during one-half or more of any pay period by an employe for the person employing him constitute employment all the services of such employe for such period shall be deemed to be employment but if the services performed during more than one-half of any such pay period by an employe for the person employing him do not constitute employment then none of the services of such employe for such period shall be deemed to be employment As used in this paragraph the term "pay period" means a period (of not more than thirty-one consecutive days) for which a payment of remuneration is ordinarily made to the employe by the person employing him This subsection shall not be applicable with respect to services performed in a pay period by an employe for the person employing him where any of such service is excepted by paragraph (8) of subsection (l) (4) of this section

(6) Notwithstanding any of the other provisions of this subsection services shall be deemed to be in employment if with respect to such services a tax is required to be paid under any Federal law imposing a tax against which credit may be taken for contributions required to be paid into a State Unemployment Compensation Fund

[(k)] (m) "Employment Office" means a public employment office or branch thereof operated by the department or by any other state or by the Federal Government under agreement with the department

[(m)] (n) "Referee" means a referee appointed [by the Governor] to hear appeals under this act

[(n)] (o) "Secretary" means the Secretary of Labor and Industry of this Commonwealth or his duly authorized representative

[(o)] (p) "Social Security Act" means the act enacted by the Congress of the United States approved the fourteenth day of August one thousand nine hundred and thirty-five entitled "An act to provide for the general welfare by establishing a system of Federal old-age benefits and by enabling the several States to make more adequate provision for aged persons blind persons dependent and crippled children maternal and child welfare public health and the administration of their unemployment compensation laws to establish a Social Security Board to raise revenue and for other purposes" as amended

[(p)] (q) "Social Security Board" means the Social Security Board established by the Social Security Act

[(q)] (r) "State" includes Alaska Hawaii and the District of Columbia

(s) "State Experience" means a percentage obtained by dividing the total amount of compensation paid from the Unemployment Compensation Fund less any refunds made to such Fund during the last three completed calendar years by the total wages of all compensated employes as defined in subsection (y) of this section for such three calendar years such percentage to be adjusted to the nearest multiple of one percentum

[(r)] (t) "Suitable Work" means all work which the employe is capable of performing [except work in which] In determining whether or not any work is suitable for an individual the department shall consider the degree

of risk involved to his health safety and morals his physical fitness prior training and experience and the distance of the available work from his residence The department shall also consider among other factors the length of time he has been unemployed the prospect of obtaining local work in his customary occupation his previous earnings the prevailing condition of the labor market generally and particularly in his usual trade or occupation prevailing wage rates in his usual trade or occupation and the permanency of his residence However notwithstanding any other provisions of this subsection no work shall be deemed suitable in which (1) the position offered is vacant due directly to a strike lockout or other labor dispute or (2) the remuneration hours or other conditions of the work offered are sustantially less favorable to the employe than those prevailing for similar work in the locality or (3) as a condition of being employed the employe would be required by the employer to join a company union or to resign from or refrain from joining any bona fide labor organization

[(s)] (u) "[Total] Unemployment" An individual shall be deemed [totally] unemployed with respect [(1)] to any week during which he performs no services [for which] and with respect to which no remuneration is paid or payable to him or [(2) to any week or less than fulltime work if the remuneration paid or payable to him does not exceed three dollars ($3.00)] with respect to any week of less than his full-time work if the remuneration paid or payable to him with respect to such week is less than his weekly benefit rate Provided That for the purposes of this subsection (i) vacation pay and similar payments whether or not legally required to be paid and (ii) wages in lieu of notice separation allowances dismissal wages and similar payments which are legally required to be paid shall be deemed in accordance with rules and regulations of the department remuneration paid or payable with respect to the week or weeks for which such payments are made

[(t)] (v) "Unemployment Trust Fund" means the Unemployment Trust Fund established by the Social Security Act

(w) A "Valid Application for Benefits" means an application for benefits on a form prescribed by the department which is filed by an individual as of a day not included in the benefit year previously established by such individual who (i) is qualified under the provisions of Section four hundred and one (a) (b) and (d) and (ii) is not ineligible under any of the provisions of Section four hundred and two (a) (b) and (e)

[(u)] (x) "Wages" names all remuneration for employment (including the cash value of mediums of payment other than cash) paid with respect to all services performed subsequent to the thirty-first day of December one thousand nine hundred and forty-one and paid or payable with respect to all services performed prior to the first day of January one thousand nine hundred and forty-two except that the term "wages" shall not include

(1) That part of the remuneration which after remuneration equal to three thousand dollars ($3,000) has been paid or becomes payable to an individual by an employer with respect to employment during or for any calendar year is paid or becomes payable to such individual by such employer with respect to employment during the calendar year one thousand nine hundred and forty and during each calendar year thereafter

(2) The amount of any payment made to or on behalf of an employe under a plan or system established by an employer which makes provision for his employes generally or for a class or classes of his employes (including any amount paid by an employer for insurance or ammunities or into a fund to provide for any such payment) on account of (A) retirement or (B) sickness or accident disability or (C) medical and hospitalization expenses in connection with sickness or accident disability or (D) death provided the employe (I) has not the option to receive instead of provision for such death benefit any part of such payment or if such death benefit is insured any part of the premiums (or contributions to premiums) paid by his employer and (II) has not the right under the provisions of the plan or system or policy of insurance providing for such death benefit to assign such benefit or to receive a cash consideration in lieu of such benefit either upon his withdrawal from the plan or system providing for such benefit or upon termination of such plan or system or policy of insurance or of his employment with such employer

(3) The payment by an employer (without deduction from remuneration of the employe) of the tax imposed upon an employe under section one thousand four hundred (1400) of the Federal Internal Revenue Code

(4) Dismissal payments which the employer is not legally required to make

(5) Payments made by an employer to employes while in the military or naval service of the United States and performing no services for the employer

(y) "Wages of a Compensated Employe" with respect to each benefit year which begins prior to the first day of June one thousand nine hundred and forty-five means wages which were paid to a compensated employe in the base year immediately preceding the employe's benefit year and which wages shall be treated as though they had been paid in the calendar year in which the first compensation of the employe's benefit year was paid and with respect to each benefit year which begins subsequent to the thirty-first day of May one thousand nine hundred and forty-five means the first one thousand three hundred and sixty-six dollars ($1,366) in wages which were paid to the compensated employe by each employer of such employe in the base year immediately preceding the employe's benefit year and which wages shall be treated as though they had been paid in the calendar year in which that amount of compensation was paid which together with any amounts of compensation previously paid with respect to such benefit year equals at least three times the employe's weekly benefit rate

[(v)] (z) "Week" means any calendar week ending at midnight Saturday or the equivalent thereof as determined in accordance with general rules adopted by the department

Section 2 Section two hundred and two of said act as amended by the act approved the twentieth day of June one thousand nine hundred and thirty-nine (P. L. 458) is hereby further amended to read as follows

Section 202 Personnel and Employment Offices The secretary shall have power to establish such offices and to appoint and fix the compensation of such employes in such offices and in the department as he may deem necessary to administer this act subject to the provisions of [section two hundred and eight of this act] the act approved the fifth day of August one thousand nine hundred and forty-one (P. L. 752)

The department is authorized to cooperate with or to enter into agreements with the Railroad Retirement Board or any other agency of the United States charged with the administartion of an unemployment compensation law with any political subdivision of this State or with any private nonprofit organization with respect to the establishment maintenance and use of free employment service facilities and free public employment offices and as a part of any such agreement may accept moneys services or quarters as a contribution to the administration fund

Section 3 Clause (e) of section two hundred and three of said act is hereby amended to read as follows

(e) The Governor shall appoint and fix the compensation of such referees as may be deemed necessary with power to take testimony in any appeals coming before the board Such appointment shall be subject to the provisions of the act approved the fifth day of August one thousand nine hundred and forty-one (P. L. 752) Provided That any person who on the first day of April one thousand nine hundred and forty-five was employed as a referee may make application to the Civil Service Commission prior to the first day of July one thousand nine hundred and forty-five for appointment as a referee under the regular classified service and notwithstanding any provisions of said act or any other act to the contrary

upon finding by said Commission that he or she possesses the minimum qualifications therefor shall be so appointed Any other person appointed as referee subsequent to the first day of April one thousand nine hundred and forty-five shall be appointed only in the manner provided in said act for employes in the classified service

Section 4 Section two hundred and six of said act as amended by the act approved the twenty-seventh day of May one thousand nine hundred and forty-three (P. L. 717) is hereby further amended to read as follows

Section 206 Records of and Reports by Employers Each employer (whether or not liable for the payment of contributions under this act) shall keep accurate employment records containing such information as may be prescribed by the rules and regulations adopted by the department Such records shall be open to inspection by the department and its agents at any reasonable time and as often as may be deemed necessary The department may require from such employers such reports as it deems necessary which shall be sworn to if required by the department

Information thus obtained shall not be made public or be open to public inspection other than to the members of the board [and] the officers and employes of the department and [the Social Security Board] other public employes in the performance of their public duties but any [claimant] employe or employer at a hearing on an appeal [of his claim] shall upon request be supplied with information from such records to the extent necessary for the proper presentation and consideration of [his claim] the appeal

Any officer or employe of the department or the board or any other public employe who shall violate any of the provisions of this section shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty nor more than two hundred dollars and in default of the payment of such fine and costs of prosecution shall be sentenced to imprisonment for not longer than thirty days

[Any employer required to file with the department any report necessary to enable the department to determine the amount of any contribution owning by such employer who shall neglect or refuse to do so within five days after the time such report should have been filed shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of five dollars which shall be in addition to all other penalties provided for in this act]

Any employer who has been determined by the department to be subject to the contributing provisions of this act and has been so notified and who neglects or refuses to file either the periodic report required by the department to establish the amount of such contributions or the periodic report required by the department showing the amount of wages paid to each employe or both on or before the date such reports are required to be filed shall pay a penalty of five dollars ($5.00) Such penalty shall apply to the reports for each period with respect to which such reports are required to be filed Provided That such penalty shall not apply to reports for any period with respect to which the last day for filing such reports is prior to a date on which the department has notified the employer that he has been determined an employer subject to the contributing provisions of this act unless the reports for such prior periods are not filed within thirty days after the employer has been so notified The penalties provided by this section shall be in addition to all other penalties provided for in this act

Section 5 Section three hundred and one of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred and forty-three (P. L. 639) is hereby further amended to read as follows

Section 301 Contributions by Employers Experience Rating

(a) Each employer shall pay contributions equal to the following percentages of wages paid or payable by him or it with respect to employment

(1) Nine-tenths per centum with respect to employment occurring during the calendar year 1936

(2) One and eight-tenths per centum with respect to employment occurring during the calendar year 1937

(3) Two and seven-tenths per centum with respect to employment occurring during the calendar years 1938 1939 1940 and 1941 [1942 and 1943]

[(4) A basic rate of two and seven-tenths per centum with respect to employment occurring during the calendar year 1944 and for each calendar year thereafter but the rate of contribution of each employer who has paid contributions under this act for at least four full calendar years whether prior or subsequent to the adoption of this amendment shall be subject to adjustment for each such calendar year beginning with employment occurring during the calendar year 1944 between a minimum rate of one per centum and a maximum rate of two and seven-tenths per centum in accordance with clause (c) hereof and for each calendar quarter in accordance with clause (f) hereof]

(b) [For the purposes of this section

(1) "Compensated Employe" means an employe to whom compensation was paid in a benefit year

(2) "Wages of a compensated employe" means wages which were paid to a compensated employe in the base year immediately preceding the employe's benefit year which wages shall be treated as though they had been paid in the calendar year in which the first compensation of the employe's benefit year was paid

(3) "Credit for reemployment" means for each employer the total of the amounts allowed as herein set forth for any former employes reemployed by him or employes resuming work commencing with the benefit years which begin in the calendar year nineteen hundred forty-one An employer who desires such a "credit for reemployment" shall notify the department in writing within thirty days after the end of the employe's benefit year that he reemployed within such benefit year a compensated employe For benefit years which began in one thousand nine hundred and forty-one or one thousand nine hundred and forty-two such notice may be given within thirty days after the end of the employe's benefit year or within sixty days after the effective date of this act whichever date is later If the department finds that any such employe did not receive benefits within such benefit year in excess of seventy-five per centum of the maximum benefits payable to him in the benefit year then for the determination of the "employer's experience" the total wages paid to such compensated employes shall be reduced by an amount equal to the percentage indicated in the following table

Maximum benefits received by an employe during a benefit year	Credit against wages paid to a compensated employe
Not more than 25%	75%
More than 25% and not more than 50%	50%
More than 50% and not more than 75%	25%

Such credits for benefit years which began in the calendar year nineteen hundred forty-one shall be applicable to nineteen hundred forty-two and credits for benefit years which began in nineteen hundred forty-two or thereafter shall be made for the calendar year in which the finding is made by the department and no attempt shall be made to relate such credits to the period in which the reemployment occurred

(4) "Employer's Experience" means a percentage obtained by dividing the total wages paid by an employer to his compensated employes less any credit for reemployment during the last three completed calendar years by the total wages paid by said employer to all his employes during such three calendar years

(5) "State Experience" means a percentage obtained by dividing the total amount of compensation paid from the Unemployment Compensation Fund during the last three completed calendar years by the total wages of all compensated employes for such three years such percentage to be adjusted to the nearest multiple of one per centum]

Each employer shall pay contributions equal to two and seven-tenths per centum of wages paid by him or it with respect to employment occurring subsequent to

the thirty-first day of December one thousand nine hundred and forty-one Provided That notwithstanding the provisions of this section prior to the effective date of this amendment with respect to wages paid during the calendar year one thousand nine hundred and forty-four for employment occurring subsequent to the thirty-first day of December one thousand nine hundred and forty-one and with respect to wages paid during the calendar year one thousand nine hundred and forty-five for employment occurring subsequent to the thirty-first day of December one thousand nine hundred and forty-one such percentage may be adjusted according to the provisions of this act prior to the effective date of this amendment and provided further that with respect to wages paid during the calendar year one thousand nine hundred and forty-six for employment occurring subsequent to the thirty-first day of December one thousand nine hundred and forty-one and with respect to wages paid during each calendar year thereafter for employment occurring subsequent to the thirty-first day of December one thousand nine hundred and forty-one such percentage may be adjusted between a minimum rate of one per centum and a maximum rate of two and seven-tenths per centum in accordance with the following provisions of this section if the employer has paid contributions under this act for one or more quarters in each of the five calendar years immediately preceding the year for which the rate is applicable Notwithstanding the provisions of section three hundred eleven any employer who prior to the enactment of this amendment may have paid contributions on wages paid during the calendar year one thousand nine hundred forty-four or one thousand nine hundred forty-five for employment occurring prior to the first day of January one thousand nine hundred forty-four at a rate of two and seven-tenths per centum such employer shall not be entitled to a refund of any portion of such contributions paid on the basis that this amendment reduces the amount of contributions required to be paid with respect to such wages but such employer may make application for adjustment in connection with subsequent contribution payments as provided in section three hundred eleven of any amount which he has paid with respect to such wages which is in excess of the amount of contributions required to be paid with respect to such wages under the provisions of this act as amended

(c) The rate of contribution payable by an employer entitled to an adjustment between the minimum rate of one per centum and the maximum rate of two and seven-tenths per centum for each calendar year commencing with the year one thousand nine hundred and forty-four shall be determined prior to the due date of his first contribution for the year in accordance with the following table

Table

State Experience	Employer's Experience			
	Col 1	Col 2	Col 3	Col 4
6% or less	17	25	34	42
7	14	21	29	36
8	13	19	25	31
9	11	16	22	28
10	10	15	20	25
11	9	14	18	23
12	8	13	17	21
13	8	12	15	19
14	7	11	14	18
15	7	10	13	17
16	6	9	12	16
17	6	9	12	15
18	6	8	11	14
19	5	8	11	13
20	5	8	10	13
21	5	7	10	12
22	5	7	9	11
23	4	7	9	11
24	4	6	8	10
Rate of Contribution	1%	1.5%	2%	2.5%

(d) An employer's rate of contribution for each calendar year commencing with [1944] the calendar year one thousand nine hundred and forty-four shall subject to adjustment as provided in clause (f) hereof be that specified at the end of the column in which on the line opposite the State Experience there first appears a percentage equal to or in excess of the Employer's Experience If no percentage equal to or in excess of the Employer's Experience appears on such line his rate of contribution shall be two and seven-tenths per centum

(e) No employer's rate of contribution for any calendar year commencing with [1944] the calendar year one thousand nine hundred and forty-four shall be less than two and seven-tenths per centum unless all his contributions due on wages paid to the end of the third calendar quarter of the preceding calendar year together with interest due thereon have been paid by the thirty-first day of December [31st] of such preceding calendar year and all his contributions on wages paid to the end of the fourth calendar quarter of the preceding calendar year have been paid when due

(f) Safety factor To assure an adequate balance in the fund to meet the benefit payments which may be expected the employer's rate of contribution determined in accordance with paragraph (d) of this section shall be adjusted in accordance with the following table if at the end of any calendar quarter commencing with the calendar quarter ending [March 31 1944] the thirty-first day of March one thousand nine hundred and forty-four the balance in the Unemployment Trust Fund to the credit of the [State] Commonwealth of Pennsylvania is less than eight and one-tenth per centum of the total wages of all employes [for the calendar year immediately preceding the determination] paid during the first four of the last five completed calendar quarters as reported to the department by the end of the last completed calendar quarter immediately preceding the calendar quarter at the end of which such adjustment is to be made

Balance in fund	Employer's Rate of Contribution determined in accordance with paragraph (d)				
	1%	1.5%	2.0%	2.5%	2.7%
	Employer's [final] adjusted rate of contribution on wages paid during the calendar quarter at the end of which the adjusted rate is computed [for employment in the previously completed calendar quarter]				
8.1% or more	1%	1.5%	2.0%	2.5%	2.7%
8.0% and less than 8.1%	1.1	1.6	2.1	2.6	2.7
7.9% and less than 8.0%	1.2	1.7	2.2	2.7	2.7
7.8% and less than 7.9%	1.3	1.8	2.3	2.7	2.7
7.7% and less than 7.8%	1.4	1.9	2.4	2.7	2.7
7.6% and less than 7.7%	1.5	2.0	2.5	2.7	2.7
7.5% and less than 7.6%	1.6	2.1	2.6	2.7	2.7
7.4% and less than 7.5%	1.7	2.2	2.7	2.7	2.7
7.3% and less than 7.4%	1.8	2.3	2.7	2.7	2.7
7.2% and less than 7.3%	1.9	2.4	2.7	2.7	2.7
7.1% and less than 7.2%	2.	2.5	2.7	2.7	2.7
7.0% and less than 7.1%	2.1	2.6	2.7	2.7	2.7
6.9% and less than 7.0%	2.2	2.7	2.7	2.7	2.7
6.8% and less than 6.9%	2.3	2.7	2.7	2.7	2.7
6.7% and less than 6.8%	2.4	2.7	2.7	2.7	2.7
6.6% and less than 6.7%	2.5	2.7	2.7	2.7	2.7
6.5% and less than 6.6%	2.6	2.7	2.7	2.7	2.7
[6.4 or less] Less than 6.5%	2.7	2.7	2.7	2.7	2.7

(g) Successor-in-interest (1) Pursuant to rules adopted by the department an employer who prior to the first day of January one thousand nine hundred and forty-six acquires an organization trade or business in whole or in part from another employer shall immediately notify the department and for the purpose of ascertaining the rate of contribution of the succeeding employer his "Employer's Experience" shall include that of the prior em-

ployer as related to the whole or part of the organization trade or business acquired Such a succeeding employer shall receive full credit for the years during which the former employer made contributions as to the organization trade or business acquired

(2) An employer who subsequent to the thirty-first day of December one thousand nine hundred and forty-five transfers all or substantially all of his or its entire organization trade or business to a successor-in-interest may jointly make application with such successor-in-interest for transfer of the "Employer Experience" of the preceding employer to the succeeding employer including credit for the years during which contributions were paid by the preceding employer The department may allow such transfer of "Employer Experience" only if pursuant to rules and regulation adopted by the department it finds that the "Employer Experience" of the preceding employer may be considered indicative of the future "Employer Experience" of the succeeding employer A transfer of "Employer Experience" having been applied for and approved by the department the entitre "Employer Experience" of the predecessor shall be transferred to the successor as of the date of such transfer and thereafter the predecessor shall not be entitled to consideration for an adjusted rate based upon his experience prior to the date of such transfer

(h) The department shall promptly notify each employer of his rate of contributions for the calendar year determined as provided in this section and for each calendar quarter when modifications in rates are made in accordance with paragraph (f) The department shall [promptly upon written request from him] furnish each employer with a statement showing the base year wages from such employer of each of his compensated employes [the amount of benefits paid each of such employes and the period of unemployment for which they were paid] and the benefit year to which such wages relate The determination of the department shall become conclusive and binding upon the employer unless within thirty days after the mailing of notice thereof to the employer's last known post office address the employer files an application for review and redetermination setting forth his reasons therefor The department may if it deems the reasons set forth by the employer insufficient to change the rate of contribution deny the application otherwise it shall grant the employer a fair hearing The employer shall be promptly notified of the denial of his application or of the department's redetermination both of which shall become final and conclusive within thirty days after the mailing of notice thereof to the employer's last known post office address unless the employer shall appeal by petition from the action of the department to the Court of Common Pleas of Dauphin County within such time

(i) The petition filed in the Court of Common Pleas of Dauphin County shall set forth the reasons why the employer deems the rate of contribution determined by the department is incorrect No question shall be raised in any such petition except such as were set forth in the application for review and redetermination by the department A copy of the petition shall be served on the secretary or his deputy The court shall fix a time for hearing the petition and after hearing shall enter such order affirming or changing the rate of contribution determined by the department as to it appears just and proper From the decision of the court an appeal may be taken by the department or the employer to the Supreme or Superior Court as in other cases

(j) Pending the determination of the correct rate of contribution payable by an employer where an appeal to court has been taken the employer shall be liable to the payment of contributions at the rate as determined by the department But if the rate of contribution is changed by order of court then the department shall without application by the employer make an adjustment thereof in connection with subsequent contribution payments as provided in section three hundred eleven of this act or the employer may apply for a refund in accordance with said section

(k) [The provisions of this act shall become effective immediately upon final enactment and shall remain in effect for the duration of the present war and thereafter until the end of the calendar year in which occurs the beginning of the first regular session of the legislature which meets after the President of the United States declares that the present state of war no longer exists]

Each employer shall be given notice of the filing of applications for benefits by his former employes as provided in section five hundred one Notice having been properly given as provided in such section no employer shall have standing in any proceeding involving his rate of contributions to contest the chargeability to his account of any wages of a compensated employe on the grounds that he was not given sufficient or adequate notice or opportunity to be heard

(1) The provisions of this section shall be effective only for the duration of the present war and thereafter until the end of the calendar year in which occurs the beginning of the first regular session of the Legislature which meets after the President of the United States declares that the present state of war no longer exists

Section 6 Section three hundred and three of said act as last amended by the act approved the twenty-third day of April one thousand nine hundred and forty-two (P. L. 60) is hereby repealed

Section 7 Sections three hundred and eight point one three hundred and eleven and subsection (d) of section three hundred and twelve of said act as amended or added by the act approved the twenty-third day of April one thousand nine hundred and forty-two (P. L. 60) are hereby amended or further amended as the case may be to read as follows

Section 308.1 Contributions to Be Liens Entry Thereof Notice of Judicial Sales All contributions and the interest and penalties thereon due and payable by an employer under the provisions of this act shall be a lien upon the franchises and property both real and personal of the employer liable therefor from the date a lien for such contributions interest and penalties is entered of record in the manner hereinafter provided Whenever the franchises or property of an employer is sold at a judicial sale all contributions and the interest and penalties thereon thus entered of record shall first be allowed and paid out of the proceeds of such sale in the same manner and to the same extent that State taxes are paid Provided however That the lien hereby created shall not be prior to pre-existing duly recorded real estate mortgages [subject nevertheless to the order of distribution prescribed in Section 310 hereof] The department may at any time transmit to the prothonotaries of the respective counties of the Commonwealth to be by them entered of record certified copies of all liens for unpaid contributions interest and penalties which may now exist or hereafter arise upon which record it shall be lawful for writs of scire facias to issue and be prosecuted to judgment and execution in the same manner as such writs are ordinarily employed

No sheriff receiver trustee assignee master or other officer shall sell at judicial sale the property or franchises of any employer without first filing with the department not less than ten (10) days prior to such sale a statement showing the name or names of the plaintiff or party at whose instance or upon whose account the sale is made the name of the employer whose property or franchise is to be sold the time and place of sale the nature of the property to be sold and the location of such property

Section 311 Refunds and Adjustments [If not later than four years from the payment of any contribution or interest thereon an employer shall make application for an adjustment thereof in connection with subsequent contribution payments or if such adjustment cannot be made for a refund thereof and the department shall determine that such contribution or interest or any portion thereof was erroneously collected for any reason whatever the department shall allow such employer to

make an adjustment thereof without interest in connection with subsequent contribution payments by him or if such adjustment cannot be made the department shall refund said amount without interest out of moneys to the credit of the Employers' Contribution Account in the Unemployment Compensation Fund For like cause and within the same period an adjustment or refund may be so made on the initiative of the department]

If any individual or organization shall make application for refund or credit of any amount paid as contribution or interest under this act and the department shall determine that such amount or any portion thereof was erroneously collected the department may at its discretion either allow a credit therefor without interest in connection with subsequent contribution payments or shall refund from the Unemployment Compensation Fund without interest the amount erroneously paid Provided That an amount equal to any refund or credit of interest allowed as provided herein shall be transferred from the Special Administration Fund to the Unemployment Compensation Fund No refund or credit shall be allowed with respect to a payment as contributions or interest unless an application therefor shall be made on or before whichever of the following dates shall be the later (a) one year from the date on which such payment was made or (b) four years from the last day of the period which respect to which such payment was made For a like cause and within the same period a refund may be so made or a credit allowed on the initiative of the department

Section 312 Reciprocal Agreements

* * * * * *

(d) Contributions due under this act with respect to wages for employment shall for the purpose of section three hundred one of this act be deemed to have been paid to the fund as of the date payment was made as contributions therefor under another state or Federal unemployment compensation law but no such arrangement shall be entered into unless it contains provisions for such reimbursement to the fund of such contributions [and the actual earnings thereon] as the department finds will be fair and reasonable as to all affected interests

Reimbursements paid from the fund pursuant to paragraph (c) of this section shall be deemed to be benefits for all the purposes of this act The department is authorized to make to other state or Federal agencies and to receive from such other state or Federal agencies reimbursements from or to the fund in accordance with arrangements entered into pursuant to this section

The administration of this act and of other state and Federal unemployment compensation and public employment service laws will be promoted by cooperation between this State and such other states and the appropriate Federal agencies in exchanging services and making available facilities and information The department is therefore authorized to make such investigations secure and transmit such information make available such services and facilities and exercise such of the other powers provided herein with respect to the administration of this act as it deems necessary or appropriate to facilitate the administration of any such unemployment compensation or public employment service law and in like manner to accept and utilize information services and facilities made available to this State by the agency charged with the administration of any such other unemployment compensation or public employment service law

To the extent permissible under the laws and Constitution of the United States the department is authorized to enter into or cooperate in arrangements whereby facilities and services provided under this act and facilities and services provided under the unemployment compensation law of any foreign government may be utilized for the taking of claims and the payment of benefits under the employment security law of this State or under a similar law of such government

Section 8 Section four hundred and one of said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred and forty-three (P. L. 717) is hereby further amended to read as follows

Section 401 Qualifications Required to Secure Compensation Compensation shall be payable to any employe who is or becomes [totally] unemployed [on or after January first one thousand nine hundred thirty-eight] except that payment with respect to weeks ending subsequent to the sixth day of June one thousand nine hundred and forty-five and prior to the first day of January one thousand nine hundred and forty-six shall be made only for weeks of total unemployment as provided in section four hundred and four (c) and who

(a) Has within his base year been paid wages [of fifty dollars in each of two separate calendar quarters during his base year] for employment equal to not less than thirty (30) times his weekly benefit rate

(b) Has registered for work at [a designated employment office at such times and in such manner as the department may prescribe] and thereafter continued to report at an employment office in accordance with such regulations as the secretary may prescribe except that the secretary may by regulation waive or alter either or both of the requirements of this clause as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that compliance with such requirements would be oppressive or would be inconsistent with the purposes of the act Provided however That no such regulation shall conflict with section four hundred and one (c) of this act

(c) Has made a valid application for benefits with respect to the benefit year for which compensation is claimed and has made a claim for compensation in the proper manner and on the form prescribed by the department

(d) Is able to work and available for suitable work and

(e) Has been [totally] unemployed for a waiting period of [at least two weeks prior to the week for which the first compensable claim is filed The two weeks of total unemployment need not be consecutive] one week

No week shall be counted as a week of [total] unemployment for the purposes of this subsection (1) unless it occurs within the benefit year which includes the week with respect to which such employe claims compensation Provided That [the two weeks immediately preceding a benefit year shall be deemed (for the purpose of this subsection only) to be within such benefit year] this requirement shall not interrupt the payment of compensation for consecutive weeks of unemployment or (2) if compensation has been paid or is payable with respect thereto or (3) unless the [individual] employe was eligible for compensation with respect thereto under all other provisions of this section and was not disqualified with respect thereto under section four hundred and two (a) (b) [and] (d) and (e)

Section 9 Section [402] four hundred and two of said act as last amended by the act approved the twenty-first day of May one thousand nine hundred and forty-three (P. L. 337) is hereby further amended to read as follows

Section 402 Ineligibility for Compensation An employe shall be ineligible for compensation [or waiting period credit] for any week

(a) In which his unemployment is due to failure without good cause either to apply for suitable work at such time and in such manner as the department may prescribe or to accept suitable work when offered to him by the employment office or by [his previous employer In determining whether or not any work is suitable for an individual the department shall consider the degree of risk involved to his health safety and morals his physical fitness and prior training and experience and the distance of the avalaible work from his residence] any employer Provided That such employer simultaneously notifies the employment office of such offer

(b) In which his unemployment is due to voluntarily

leaving work without good cause Provided That no employe shall be deemed to be ineligible under this section where as a condition of continuing in employment such employe would be required to join or remain a member of a company union or to resign from or refrain from joining any bona fide labor organization or to accept wages hours or conditions of employment not desired by a majority of the employes in the establishment or the occupation or would be denied the right of collective bargaining under generally prevailing conditions In determining whether or not an employe has left his work voluntarily without good cause the department shall give consideration to the same factors insofar as they are applicable provided with respect to the determination of suitable work under section four (t)

(c) With respect to which or a part of which he has received or is seeking unemployment benefits under an unemployment compensation law of any other state or of the United States Provided That if the appropriate agency of such other state or of the United States finally determines that he is not entitled to such unemployment benefits the disqualification shall not apply

(d) In which [the employe's total] his unemployment is due to a voluntary suspension of work resulting from an industrial dispute at the factory establishment or other premises at which he is or was last employed [but this disqualification shall apply only to the week in which the suspension occurred and for the three consecutive weeks of total unemployment which immediately follow such week] Provided That this disqualification shall apply only to any week of unemployment which in whole or in part includes any part of a period beginning with the day on which such suspension occurs and ending with (i) the last day of the fourth calendar week immediately following the calendar week in which such suspension occurs or (ii) the day on which such suspension was terminated whichever is the earlier Provided further That this subsection shall not apply if it is shown that (i) he is not participating in or directly interested in the industrial dispute which caused the suspension of work and (ii) he does not belong to a grade or class of workers of which immediately before the commencement of the suspension there were members employed at the premises at which the suspension occurs any of whom are participating in or directly interested in the dispute except That if in any case separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises each such department shall for the purpose of this subsection be deemed to be a separate factory establishment or other premises

(e) In which his unemployment is to his discharge or temporary suspension from work for willful misconduct connected with his work

Section 10 Sections four hundred and four and four hundred and seven of said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred and forty-three (Pamphlet Laws 717) are hereby further amended to read as follows

Section 404 Rate and Amount of Compensation Compensation shall be paid with respect to each eligible employe whose benefit year [began] begin prior to June first one thousand nine hundred [and forty-three] forty-five in accordance with the provisions of this act prior to that date and with respect to each eligible employe whose benefit year begins subsequent to May thirty-first one thousand nine hundred and [forty-three] forty-five [and who is totally unemployed and is not disqualified under any provisions of this act at a weekly rate and for a number of weeks to be determined in accordance with the following provisions by reference to Table I if the balance in the Unemployment Compensation Fund is in excess of one and one-half times the highest amount paid out for compensation during any twelve consecutive months or to Table II if the balance in said fund is equal to or less than one and one-half times the highest amount paid out for compensation during any twelve consecutive months as set forth in the tables in this section] in accordance with the following provisions of this section

(a) The employe's weekly benefit rate shall be that rate which appears in "Part B" and which is on the same horizontal line in "Part A" as the interval which includes his "highest quarterly wage"

[(d)] (b) The "highest quarterly wages" of an employe shall be the total wages (computed to the nearest dollar) which were paid to such employe in that calender quarter in which such total wages were highest during the base year

(c) Each eligible employe who is totally unemployed with respect to any week ending subsequent to the sixth day of June one thousand nine hundred and forty-five and prior to the first day of January one thousand nine hundred and forty-six shall be paid with respect to such week compensation in an amount equal to his weekly benefit rate No payment shall be made for any week ending during such period unless the employe has been totally unemployed with respect to such week and has served one waiting week as required under section four hundred one (e) Provided That with respect to such week the employe has been totally unemployed For purposes of this subsection an employe shall be deemed totally unemployed with respect to any week during which he performs no services and with respect to which no remuneration is paid or payable to him or to any week of less than fulltime work if the remuneration paid or payable to him with respect to such week does not exceed three dollars ($3.00)

(d) Each eligible employe who is unemployed with respect to any week ending the first day of January one thousand nine hundred and forty-six or thereafter shall be paid with respect to such week compensation in an amount equal to his weekly benefit rate less that part of the remuneration if any paid or payable to him with respect to such week which is in excess of three dollars ($3.00) such compensation if not a multiple of one dollar ($1.00) shall be computed to the next higher multiple of one dollar ($1.00) Provided That if at the end of any calendar quarter the balance in the Unemployment Trust Fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation less any refunds during any twelve consecutive months the maximum amount of compensation payable to any employe for a week of unemployment ending during the next calendar quarter shall not be in excess of eighteen dollars ($18)

(e) [The maximum number of weeks for which an employe may receive compensation for total unemployment during a benefit year shall be the number of weeks which appears at the top of a column under "Part C" to be ascertained by locating on the same horizontal line on which his weekly benefit rate appears the interval which includes the total wages paid to him during his base year]

Any otherwise eligible employe shall be entitled during his benefit year to an amount equal to his weekly benefit rate multiplied by the number which appears at the top of a column under "Part C" to be ascertained by locating on the same horizontal line on which his weekly benefit rate appears the interval which includes the total wages paid to him during his base year Provided That if at the end of any calendar quarter the balance in the Unemployment Trust Fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation less any refunds during any twelve consecutive months no employe shall be paid compensation with respect to weeks of unemployment ending during the next calendar quarter in an amount which together with any amounts previously paid with respect to the same benefit year would be in excess of sixteen times the employe's weekly benefit rate or two hundred and eighty-eight dollars ($288) whichever is the lesser

[Tables Specified for the Determination of Amount and Duration of Benefits

(Section 404 Pennsylvania Unemployment Compensation Law)

Table I

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 7 Weeks	8 Weeks
$50-212	$8	$100-209	$210-237
213-237	9	221-235	236-267
238-262	10	247-262	263-297
263-287	11	273-288	289-326
288-312	12	299-314	315-356
313-337	13	325-340	341-385
338-362	14	351-366	367-415
363-387	15	377-393	394-445
388-412	16	403-419	420-475
413-437	17	429-445	446-505
438 or more	18	455-472	473-535

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 9 Weeks	10 Weeks	11 Weeks
$50-212	$8	$238-265	$266-293	$294-321
213-237	9	268-298	299-330	331-361
238-262	10	298-332	333-367	368-402
263-287	11	327-365	366-403	404-442
288-312	12	357-398	399-440	441-482
313-337	13	386-431	432-476	477-522
338-362	14	416-464	465-513	514-562
363-387	15	446-498	499-550	551-603
388-412	16	476-531	532-587	588-643
413-437	17	506-564	565-624	625-683
438 or more	18	536-598	599-661	662-724]

[Tables Specified for the Determination of Amount and Duration of Benefits

(Section 404 Pennsylvania Unemployment Compensation Law)

Table I

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 12 Weeks	13 Weeks
$50-212	$8	$322-349	$350-377
213-237	9	362-393	394-424
238-262	10	403-437	438-472
263-287	11	443-480	481-519
288-312	12	483-524	525-566
313-337	13	523-567	568-613
338-362	14	563-611	612-660
363-387	15	604-655	656-708
388-412	16	644-699	700-755
413-437	17	684-743	744-802
438 or more	18	725-787	788-850

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 14 Weeks	15 Weeks	16 Weeks
$50-212	$8	$378-405	$406-433	$434 or more
213-237	9	425-456	457-487	488 or more
238-262	10	473-507	508-542	543 or more
263-287	11	520-557	558-596	597 or more
288-312	12	567-608	609-650	651 or more
313-337	13	614-658	659-704	705 or more
338-362	14	661-709	710-758	759 or more
363-387	15	709-760	761-813	814 or more
388-412	16	756-811	812-867	868 or more
413-437	17	803-862	863-921	922 or more
438 or more	18	851-913	914-976	977 or more]

[Tables Specified for the Determination of Amount and Duration of Benefits

(Section 404 Pennsylvania Unemployment Compensation Law)

Table II

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 6 Weeks	7 Weeks	8 Weeks
$50-212	$8	$100-207	$208-239	$240-271
213-237	9	221-233	234-269	270-305
238-262	10	247-259	260-299	300-339
263-287	11	273-285	286-329	330-373
288-312	12	299-311	312-359	360-407
313-337	13	325-337	338-389	390-441
338-362	14	351-363	364-419	420-475
363 or more	15	377-389	390-449	450-509

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 9 Weeks	10 Weeks	11 Weeks
$50-212	$8	$272-303	$304-335	$336-367
213-237	9	306-341	342-377	378-413
238-262	10	340-379	380-419	420-459
263-287	11	374-417	418-461	462-505
288-312	12	408-455	456-503	504-551
313-337	13	442-493	494-545	546-597
338-362	14	476-531	532-587	588-643
363 or more	15	510-569	570-629	630-689]

[Tables Specified for the Determination of Amount and Duration of Benefits

(Section 404 Pennsylvania Unemployment Compensation Law)

Table II

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 12 Weeks	13 Weeks
$50-212	$8	$368-399	$400-431
213-237	9	414-449	450-485
238-262	10	460-499	500-539
263-287	11	506-549	550-593
288-312	12	552-599	600-647
313-337	13	598-649	650-701
338-362	14	644-699	700-755
363 or more	15	690-749	750-809

Part A Highest Quarterly Earnings	Part B Weekly Benefit Rate	Part C Number of Benefit Weeks According to Base Year Earnings 14 Weeks	15 Weeks	16 Weeks
$50-212	$8	$432-463	$464-495	$496 or more
213-237	9	486-521	522-557	558 or more
238-262	10	540-579	580-619	620 or more
263-287	11	594-637	638-681	682 or more
288-312	12	648-695	696-743	744 or more
313-337	13	702-753	754-805	806 or more
338-362	14	756-811	812-867	868 or more
363 or more	15	810-869	870-929	930 or more]

Tables Specified for the Determination of Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment Compensation Law)

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	Part C Base Year Wages 9	10	11
$60-212	$8	$240-265	$266-293	$294-321
213-237	9	270-298	299-330	331-361

238-262	10	300-332	333-367	368-402
263-287	11	330-365	366-403	404-442
288-312	12	360-398	399-440	441-482
313-337	13	390-431	432-476	477-522
338-362	14	420-464	465-513	514-562
363-387	15	450-498	499-550	551-603
388-412	16	480-531	532-587	588-643
413-437	17	510-564	565-624	625-683
438-462	18	540-598	599-661	662-724
463-487	19	570-632	633-698	699-765
488 or more	20	600-665	666-735	736-805

Part A	Part B	Part C		
Highest Quarterly Wages	Weekly Benefit Rate	Base Year Wages 12	13	14
$60-212	$8	$322-349	$350-377	$378-405
213-237	9	362-393	394-424	425-456
238-262	10	403-437	438-472	473-507
263-287	11	443-480	481-519	520-557
288-312	12	483-524	525-566	567-608
313-337	13	523-567	568-613	614-658
338-362	14	563-611	612-660	661-709
363-387	15	604-655	656-708	709-760
388-412	16	644-699	700-755	756-811
413-437	17	684-743	744-802	803-862
438-462	18	725-787	788-850	851-913
463-487	19	766-831	832-898	899-964
488 or more	20	806-875	876-945	946-1015

Tables Specified for the Determination of Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment Compensation Law)

Part A	Part B	Part C		
Highest Quarterly Wages	Weekly Benefit Rate	Base Year Wages 15	16	17
$60-212	$8	$406-433	$434-461	$462-489
213-237	9	457-487	488-519	520-550
238-262	10	508-542	543-577	578-612
263-287	11	558-596	597-634	635-673
288-312	12	609-650	651-692	693-734
313-337	13	659-704	705-749	750-795
338-362	14	710-758	759-807	808-856
363-387	15	761-813	814-865	866-918
388-412	16	812-867	868-923	924-979
413-437	17	863-921	922-981	982-1040
438-462	18	914-976	977-1039	1040-1102
463-487	19	965-1031	1032-1097	1098-1164
488 or more	20	1016-1085	1086-1155	1156-1225

Part A	Part B	Part C		
Highest Quarterly Wages	Weekly Benefit Rate	Base Year Wages 18	19	20
$60-212	$8	$490-517	$518-545	$546 or more
213-237	9	551-582	583-613	614 or more
238-262	10	613-647	648-682	683 or more
263-287	11	674-711	712-750	751 or more
288-312	12	735-776	777-818	819 or more
313-337	13	796-840	841-886	887 or more
338-362	14	857-905	906-954	955 or more
363-387	15	919-970	971-1023	1024 or more
388-412	16	980-1035	1036-1091	1092 or more
413-437	17	1041-1100	1101-1159	1160 or more
438-462	18	1103-1165	1166-1228	1229 or more
463-487	19	1165-1230	1231-1297	1298 or more
488 or more	20	1226-1295	1296-1365	1366 or more

Section 407 [Status Preserved During and After Military or Naval Service The secretary is hereby empowered and directed to promulgate such rules and regulations as may be necessary to preserve the compensation rights of any employe who enters the armed forces of the United States subsequent to the thirty-first day of March one thousand nine hundred forty and who is honorably discharged therefrom Such rules and regulations shall provide that the compensation rights of any such employe shall be preserved notwithstanding his entrance into the armed forces of the United States and such compensation rights shall not be adversely affected or prejudiced notwithstanding any inconsistent provisions of this act Provided however That no employe may be granted any right under the provisions of this section unless he shall have filed a claim for compensation within a period of one year from the date of such discharge And provided further That if under an Act of Congress payments with respect to unemployment of individuals who have completed a period of military service are payable by the United States such individuals shall be disqualified under this act for benefits until they have exhausted all their rights to such payments by the United States]

Compensation to Members of the Armed Forces An individual who shall have served in the active military or naval service of the United States at any time after the sixteenth day of September one thousand nine hundred and forty and prior to the termination of the present war and who shall have been discharged or released from active service under conditions other than dishonorable after active service of ninety days or more or by reason of an injury or disability incurred in service or line of duty shall be entitled to payment of compensation as provided in section four hundred and four (c) (d) and (e) with respect to an employe who has been paid wages during his base year of one thousand three hundred and sixty-six dollars ($1366) or more in [illegible]ose highest quarterly wages during such base year [illegible]en four hundred and eighty-eight dollars ($488) [illegible]e Provided That (a) Such individual

(i) was employed in employment as defined in section 4 (1) at some time during the one-year period immediately preceding the date on which he last entered active military or naval service and (ii) makes application for benefits under the provisions of this section in the proper manner and on the form prescribed by the department (iii) makes claim for compensation in the proper manner and on the form prescribed by the department with respect to employes making claim for compensation under the provisions of other sections of this act (iv) is qualified under the provisions of section four hundred and one (b) (d) and (e) (v) is not ineligible under the provisions of section four hundred and two and (vi) has exhausted all rights to which he may be entitled under Title V of the Act of Congress known as the "Servicemen's Readjustment Act of 1944"

(b) All claims for compensation filed pursuant to the provisions of this section shall be with respect to weeks ending within the two year period immediately following the date of such individual's discharge or release from active military or naval service

(c) The maximum amount of compensation payable to an individual under the provisions of this section as amended shall be reduced by the amount of compensation if any which has been paid or is payable to such individual under the provisions of this section prior to the effective date of this amendment

(d) No individual who is entitled to compensation under the provisions of this section shall be entitled to compensation under any other provisions of this act with respect to wages paid prior to the date he entered active military or naval service and

(e) No compensation shall be paid under the provisions of this section with respect to weeks ending on a day more than five years subsequent to the termination of the present war

Section 11 Section five hundred and one of said act as amended by the act approved the twenty-third day of April one thousand nine hundred and forty-two (P. L. 60) is hereby further amended to read as follows

Section 501 [Initial Determination of Compensation Appeals The department shall promptly examine any application for benefits or claim filed and on the basis of the facts found by it shall determine whether or not

the application for benefits or claim is valid The determination of any application for benefits shall include the determination of the first day of the benefit year the weekly benefit rate and the number of benefit weeks payable The claimant and other affected parties shall be promptly notified of the decision and the reason therefor in writing except that no notification shall be necessary when the department shall approve a claim for a week of total unemployment Unless the claimant or other affected parties files an appeal from such decision with the board within ten calendar days after such notification was delivered to him personally or was mailed to his last known post office address and applies for a hearing such decision of the department shall be final and compensation shall be paid or denied in accordance therewith In the event that an appeal is filed with the board the payment of any contested amount of compensation shall be withheld pending determination of the claim but any uncontested amount of compensation allowed in any decision shall be paid notwithstanding any appeal which may thereafter be taken Provided That when a referee or the board affirms a decision of the department allowing compensation such compensation shall be paid notwithstanding any further appeal]

Determination of Compensation Appeals

(a) The department shall promptly examine each application for benefits and on the basis of the facts found by it shall determine whether or not the application is valid Notice shall be given by the department in writing to (i) the last employer of the claimant stating that an application has been filed by the designated employe (ii) the claimant and each base year employer of the claimant stating whether or not the claimant is eligible under section four hundred and one (a) and if declared eligible thereunder the weekly benefit rate and the maximum amount of compensation payable Provided That where the "Employer Experience" of a base year employer has been transferred to a successor-in-interest such notice shall be given to the successor-in-interest and not to the original base year employer and Provided further That no notice need be given to a base year employer who has been released by the department from filing contribution reports If any base year employer or last employer of the claimant notifies the department within ten (10) days after notice has been given as required by this subsection of any fact which might raise a question as to the validity of the application for benefits and the department on the basis of all the facts found by it determines the application for benefits valid such base year employer or last employer shall be further notified by the department in writing of the reason for such determination

(b) The department shall promptly examine each claim for waiting-week credit and each claim for compensation for a week of unemployment and on the basis of the facts found by it shall determine whether or not the claim is valid Notice need not be given if the claim is determined valid but if the claim is determined invalid notice shall be given by the department in writing to the claimant stating that the claim is invalid and the reason therefore

(c) The department shall notify any employer or claimant who has been notified as required under subsections (a) and (b) of this section of any revision made in the determination as contained in the original notice given to such employer or claimant

(d) Unless the claimant or last or base year employer of the claimant files an appeal with the board from the determination contained in any notice as required to be furnished by the department under section five hundred and one (a) (b) and (c) within ten (10) calendar days after such notice was delivered to him personally or was mailed to his last known post office address and applies for a hearing such determination of the department with respect to the particular facts set forth in such notice shall be final and compensation shall be paid or denied in accordance therewith In the event that an appeal is filed with the board the payment of any contested amount of compensation shall be withheld pending determination of the claim but any uncontested amount of compensation allowed in any decision shall be paid notwithstanding any appeal which may thereafter be taken Provided That when a referee or the board affirms a decision of the department allowing compensation such compensation shall be paid notwithstanding any further appeal

Section 12 Section six hundred and one of said act is hereby amended to read as follows

Section 601 Unemployment Compensation Fund There is hereby created a special fund separate and apart from all public moneys or funds of this Commonwealth to be known as the Unemployment Compensation Fund All contributions [together with] exclusive of penalties and interest thereon received or collected by the department from employers under the provisions of this act shall be paid into the Unemployment Compensation Fund and shall be credited by the department to a ledger account to be known as the Employer's Contribution Account All moneys from time to time received and credited to the Employers' Contribution Account (exclusive of refunds made under section three hundred eleven) shall be paid promptly by the department into the Unemployment Trust Fund except as otherwise provided in section six hundred five of this act

As often as may be necessary the department shall requisition from the Unemployment Trust Fund such amounts as shall be necessary to provide adequate funds for the payment of compensation as provided in this act Upon receipt of such requisitioned funds the department shall deposit them into the Unemployment Compensation Fund to the credit of a ledger account to be known as the Compensation Account and shall expend such moneys solely for the payment of compensation as provided by this act All moneys to the credit of the Compensation Account shall be mingled and undivided The department shall pay all compensation authorized by this act out of moneys standing to the credit of the Compensation Account

Section 13 Said act is hereby amended by adding after section six hundred and one a new section to read as follows

Section 601.1 Special Administration Fund There is hereby created a special fund separate and apart from all public moneys or funds of this Commonwealth to be known as the Special Administration Fund All interest and penalties collected from employers under the provisions of this act shall be paid into the Special Administration Fund The moneys in this fund shall be used for the payment of costs of administration which are found not to have been properly and validly chargeable against federal grants or other funds received for or in the Administrative Fund Said moneys shall not be expended or available for expenditure in any manner which would permit their substitution for or a corresponding reduction in federal funds which would in the absence of said moneys be available to finance expenditures for the administration of this act But nothing in this section shall prevent said moneys from being used as a revolving fund to cover expenditures necessary and proper under the law for which federal funds have been duly requested but not yet received subject to the charging of such expenditures against such funds when received The State Treasurer shall make payment of obligations from the Special Administration Fund as herein provided upon requisition of the Secretary and certification by him that no other funds are available or can properly be used to finance such expenditures The moneys in this fund are hereby specifically made available to replace any moneys received pursuant to section three hundred and two of the Federal Social Security Act as amended which because of any action or contingency have been lost or have been expended for purposes other than or in amounts in excess of those necessary for the proper administration of this act and are available for such replacement whether or not such moneys were expended or the obligations covering such expenditures were incurred prior or subse-

quent to the enactment of this amendment The moneys in this fund shall be continuously available for expenditure in accordance with the provisions of this section and shall not lapse at any time or be transferred to any other fund except as herein provided and as provided under section three hundred and eleven wherein an amount equal to any refund or credit of interest shall be transferred from the Special Administration Fund to the Unemployment Compensation Fund

Section 14 Section six hundred and two point one of said act as added by the act approved the fifth day of August one thousand nine hundred and forty-one (P. L. 845) is hereby amended to read as follows

Section 602.1 Reimbursement of Funds The Commonwealth of Pennsylvania hereby recognizes its obligation to replace and hereby pledges the faith of the Commonwealth that funds will be provided in the future and applied to the replacement of any moneys received after July one one thousand nine hundred forty-one from the Social Security Board under Title III of the Social Security Act any unencumbered balances in the Administration Fund as of that date any moneys thereafter granted to the Commonwealth to the provisions of the Wagner-Peyser Act and any moneys made available by the Commonwealth or its political subdivision and matched by such moneys granted to the Commonwealth pursuant to the provisions of the Wagner-Peyser Act which the Social Security Board finds have because of any action or contingency been lost or have been expended for purposes other than or in amounts in excess of those found necessary by the Social Security Board for the proper administration of this act Such moneys shall be promptly replaced by moneys [appropriated for such purpose from the general funds of the Commonwealth to the Administration Fund for expenditure as provided in section six hundred two of this act The secretary shall promptly report to the Governor and the Governor to the legislature the amount required for such replacement] transferred from the Special Administration Fund or by moneys appropriated for such purpose from the general funds of the Commonwealth to the Administration Fund for expenditure as provided in section six hundred and two of this act This section shall not be construed to relieve the Commonwealth of its obligation with respect to funds received prior to July one one thousand nine hundred forty-one pursuant to the provisions of Title III of the Social Security Act

Section 15 Section six hundred and three of said act is hereby amended to read as follows

Section 603 State Treasurer as Custodian The State Treasurer shall be the custodian of the Unemployment Compensation Fund [and] the Administration Fund and the Special Administration Fund He shall give a bond or bonds with corporate sureties conditioned upon the faithful performance of his duties as custodian of such funds in such amount or amounts as shall be determined and fixed by the Executive Board of this Commonwealth Premiums for such bond or bonds shall be paid by the department out of the moneys in the Administration Fund All moneys belonging to such funds (exclusive of moneys on deposit in the Unemployment Trust Fund as provided in section six hundred one) shall be deposited by the State Treasurer in any banks or public depositories in which general funds of the Commonwealth may be deposited but no public deposit insurance charge or premium shall be paid out of moneys in the Unemployment Compensation Fund Any law to the contrary notwitstanding all payments from such funds shall be made under such systems of requisitioning and accounting as the Governor the State Treasurer and Secretary shall determine

Section 16 Said act is hereby amended by adding after section six hundred and six a new section to read as follows

Section 607 Moneys Advanced Under Title XII of the Social Security Act The Secretary is authorized and directed to apply for an advance of moneys and to accept the responsibility for the repayment of such advance in accordance with the conditions specified in Title XII of the Social Security Act as amended in order to secure to this Commonwealth the advantages available under the provisions of such title Notwithstanding the provisions of Section six hundred and two point two all moneys received under Title XII of the Social Security Act as amended shall be credited to the account of the Commonwealth in the Unemployment Trust Fund and shall be mingled and undivided with other moneys in such fund Such moneys thus advanced and placed to the credit of the Commonwealth in the Unemployment Trust Fund shall be subject to requisition for the payment of compensation as provided in Section six hundred and one with respect to all other moneys to the credit of the Commonwealth in such fund

Section 17 Except as otherwise provided herein the provisions of this act shall become effective the first day of June one thousand nine hundred and forty-five except that the provisions of subsections (j) and (l) of section one (section four) shall become effective the first day of January one thousand nine hundred and forty-five and the provisions of section five and of subsections (e) (k) (s) and (y) of section one (section four) shall become effective the first day of January one thousand nine hundred and forty-six

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

Mr. COLEMAN. Mr. President, the Senate has my definite assurance that I shall not talk longer than two minutes on this bill. I simply want to make a general observation. It is axiomatic that you get better treatment in the house of your friends; that is as self-evident as night following day.

Last night I heard the Majority Floor Leader, in answering the gentleman from Westmoreland, Senator Dent, say that this bill resulted from a two year study, which might have created the erroneous impression in the minds of some of the members of the Senate that this bill was born and conceived and nurtured in the Republican Party, and I simply want to remind the members of the Senate that in the May Special Session of 1936 one of the subjects to be considered was the question of an unemployment compensation act. The then Republican controlled Senate killed the bill, notwithstanding the fact that the tax on unemployment compensation, in the event that no bill had been enacted, would have gone to other states which had passed enabling legislation.

Mr. President, when the Democratic Party, for the first time in ninety years, controlled the executive and legislative branches of government, on December 1, 1936, they enacted an unemployment compensation law. That is why I feel, Mr. President, that the recommendations, which were rejected by the Majority Party, if properly put into the bill, would have represented at least the sentiments of friends of the bill, rather than the sentiments of those who, had they had their will in 1936, there would be no unemployment compensation law in this state.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 666, as follows:

An Act to further amend the title and sections one to twelve both inclusive of the act approved the nineteenth day of March one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization government discipline maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania or any part thereof shall be in active service of the United States" by changing the name of the Pennsylvania State Guard to Pennsylvania Guard and increasing the amount of allowances permitted for officers uniforms and equipment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and sections one to twelve both inclusive of the act approved the nineteenth day of March one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization government discipline maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania or any part thereof shall be in active service of the United States" as last amended by the act approved the third day of May one thousand nine hundred forty-three (P. L. 151) are hereby further amended to read as follows

An Act providing for the organization government discipline maintenance and regulation of an additional land force to be known as the Pennsylvania [State] Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania or any part thereof shall be in active service of the United States

Section 1 Organization of Pennsylvania [State] Guard Whenever the Pennsylvania National Guard or any part thereof shall be called or ordered into the service of the United States during any war or other emergency thereupon the Governor shall have the authority and power to organize an armed land force for the defense of the Commonwealth during said war or emergency and for the defense of civil population against aircraft and gas attack which shall be known and designated as the Pennsylvania [State] Guard and shall be available at the discretion of the Governor for active military duty whenever an invasion of or an insurrection in the State shall occur or be threatened or a tumult riot or disaster shall threaten or exist

Section 2 Composition and Strength The Pennsylvania [State] Guard shall consist of such divisions brigades regiments battalions companies and similar organizations as may be prescribed by the Governor

Section 3 Term of Service Whenever the Pennsylvania National Guard shall have been restored to state status and shall be enabled to resume its state organization thereupon the term of service of the Pennsylvania [State] Guard shall cease and determine subject to the discretion of the Governor as to the time and manner in which the same or component parts thereof shall be mustered out

Section 4 Location of Units The Governor shall designate the location of the several units and may change the same at any time Units shall be located so far as practicable in armory buildings owned by the Commonwealth

Section 5 Oath of Commissioned Officers Each commissioned office before entering upon the duties of his appointment shall take and subscribe the following oath "I ..... do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of Pennsylvania against all enemies that I will bear true faith and allegiance to the same that I will obey the orders of the Governor of the State of Pennsylvania that I make this obligation freely without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties of the office .....in the Pennsylvania [State] Guard upon which I am about to enter"

Section 6 Age and Physical Requirements The Governor may by executive order prescribe from time to time the age limitations and physical qualifications which will govern the enlistments and commissions in the Pennsylvania [State] Guard but no person shall be refused enlistment or a commission or in any way be discriminated against in the administration of this act by reason of his race or color

Section 7 Enlistment Contract and Oath Every man enlisting in the Pennsylvania [State] Guard shall sign an enlistment contract and take and subscribe to the following oath of enlistment "I do hereby acknowledge to have voluntarily enlisted this ..... 19..... as a soldier in the Pennsylvania [State] Guard for the period of the present war or other emergency unless sooner discharged by proper authority and I do solmenly swear that I will bear true faith and allegiance to the United States of America and to the State of Pennsylvania and that I will serve them honestly and faithfully against all their enemies whomsoever and that I will obey the order of the Governor of the State of Pennsylvania and of the officers appointed over me according to law and the rules and articles of war"

Section 8 Pay Transportation Annual Encampment There shall be no pay for officers or enlisted men for armory drills In event of a call of any part of the Pennsylvania [State] Guard into active state duty the pay and transportation of officers and enlisted men shall be on the same basis as is provided for the Pennsylvania National Guard when on active state duty The Governor may in his discretion provide for an annual encampment of not to exceed fifteen (15) days training in any one year for the Pennsylvania [State] Guard during which period the pay and transportation of officers and enlisted men shall be on the same basis as is provided for the Pennsylvania National Guard

Section 9 Annual Allowance The Adjutant General shall have power and authority to make such annual allowances to organizations and headquarters of organizations as he may deem necessary Where an organization is in service for a fractional part of the fiscal year the allowance shall be reduced accordingly

Section 10 Uniforms Arms and Equipment The Governor shall have the authority and power to requisition from the War Department of the United States such arms and equipment as may be available for use of the Pennsylvania [State] Guard under the provisions of Public Resolution No. 874 the 76th Congress of the United States approved October 21 1940 and such other uniforms arms and equipment as may hereafter be

authorized by the Congress of the United States to be made available to the Pennsylvania [State] Guard The Governor shall have further authority and power to make available for the use of the Pennsylvania [State] Guard such uniforms arms and equipment as may be owned by the Commonwealth or may be in possession of the Commonwealth for the purpose of such use In the absence of any provision of uniforms arms and equipment by the United States such uniforms arms and equipment may be prescribed by the Governor and provided at the cost of the Commonwealth

Section 11 Uniforms Arms and Equipment of Officers Every commissioned officer shall furnish his own arms uniforms and equipment which shall be as prescribed by the Adjutant General An allowance for this purpose of not to exceed [one hundred dollars ($100.00)] one hundred fifty dollars ($150.00) for each officer may be prescribed by the Governor and in addition thereto if found necessary the Governor may prescribe a further allowance not to exceed [thirty dollars ($30.00)] fifty dollars ($50.00) in any one year for each officer

Section 12 National Guard Laws Generally to Apply All Pennsylvania laws or sections of laws pertaining to the Pennsylvania National Guard shall be applicable and shall govern the Pennsylvania [State] Guard except as modified or changed by the provisions of this act Whenever the term "Pennsylvania Reserve Defense Corps" or "Pennsylvania State Guard" or "State Guard" occurs in any law or whenever in any law reference is made to the same such term or reference shall be deemed to refer to and include the Pennsylvania Guard

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 687, as follows:

An Act to amend sections eleven hundred and five and eleven hundred and fifteen of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by creating a conclusive presumption that roads not used for public travel or maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years have been vacated and by providing a procedure for the vacation of roads not used for public travel and not maintained or kept in repair for a period of ten years

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven hundred and five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 1105 Every road not of record which has been used for public travel and maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years and upwards shall be deemed to be a public road of the width of at least thirty-three feet notwithstanding the fact that there is no public record of the laying out of such road or a dedication thereof for public use In all such cases the lawful laying out and opening or dedication of such roads of the width hereinbefore specified shall be conclusively presumed Every road whether of record or not which has not been used for public travel or has not been maintained or kept in repair by the expenditure of township funds for a period of at least twenty-one years and upwards shall be deemed not to be a public road and in all such cases the lawful vacation of such roads shall be conclusively presumed

Section 2 Section eleven hundred and fifteen of said act is hereby amended to read as follows

Section 1115 Whenever the supervisors of any township deem it advisable to construct change or alter any part of any public road under their supervision within this Commonwealth or to vacate any abandoned portion of a State highway not vacated by the Department of Highways and can agree with the property owners affected by such change alteration or vacation they may change alter or vacate such part of such public road as contemplated in such agreement without the formality of a view

No such change or alteration of any part of any public road shall be made the costs and expenses of which including damages to such township shall exceed five hundred dollars A petition setting forth the facts regarding such change alteration or vacation accompanied by a map or draft of the same shall be presented to the court of quarter sessions for approval before such actual change alteration or vacation is made whereupon the new location approved by the court shall be taken to be the public road and the old location shall be vacated or the abandoned State highway shall be vacated as the case may be

Whenever the supervisors of any township determine by resolution duly adopted at a regular meeting that any public road or portion thereof has not been used for public travel and has not been maintained or kept in repair by the expenditure of township funds for a period of at laest ten years they may present their petition to the court of quarter sessions praying for a decree declaring such road or portion thereof to be vacated The petition shall set forth the fact of adoption and the text of such resolution and shall fully describe the location of the road or portion thereof in question and if no answer is filed within sixty days after the petition is filed the court shall upon proof of publication as hereinafter provided enter a decree as prayed If an answer is filed within such time the court shall hear evidence upon the single issue of whether or not the road or portion thereof in question has been used for public travel or maintained and kept in repair by the expenditure of township funds during the period of ten years last past and upon this issue the respondent shall have the burden of proof If the court determines the issue in favor of the petitioners it shall enter a decree as prayed Notice of filing such petition shall be given by publishing once a week for four successive weeks in a newspaper of general circulation in the township where the road or portion thereof in question is located and

by posting at each end of such road or portion thereof a statement setting forth the date of filing the petition a summary of its contents and the final date for filing an answer thereto written notice served personally or by registered mail shall be given to the owner or owners of a residence abutting the road

Section 3 This act shall be effective immediately upon its enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 689, as follows:

An Act to amend subsection (b) of section sixteen of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" further regulating conveyances of real estate one year after the death of testator

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section sixteen of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" is hereby amended to read as follows

Section 16 * * * * *

(b) The last will of any decedent may be offered for probate at any time Provided That if such will shall not have been offered for probate within [three years] one year from the date of the death of the testator the same shall be void and of no effect against a bona fide conveyance or mortgage of the real estate of said decedent duly recorded before the date of the offering of said will for probate

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 714, as follows:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing additional purposes for which turnpike revenue bonds may be issued regulating the sale and use of the proceeds thereof and regulating the issuance of turnpike revenue refunding bonds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections eight nine and thirteen of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act

providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" are hereby amended to read as follows

Section 8 The commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of turnpike revenue bonds of the Commonwealth for the purpose of paying the cost as hereinabove defined of the turnpike which resolution shall recite an estimate of such cost The principal and interest of such bonds shall be payable solely from the special fund herein provided for such payment The bonds shall be dated shall bear interest at such rate or rates not exceeding six per centum per annum payable semiannually shall mature at such time or times not exceeding forty years from their date or dates as may be determined by the commission and may be made redeemable before maturity at the option of the commission at such price or prices and under such terms and conditions as may be fixed by the commission prior to the issuance of the bonds Provided however That the amount of premium on any bonds shall not cause the yield to be more than six per centum per annum from the date of such bonds to the date of their redemption The bonds may be issued in series with varying provisions as to rates of interest maturity and other provisions not inconsistent with this act but all bonds of whatever series shall share ratably in the tolls hereinafter pledged as security therefor The principal and interest of such bonds may be made payable in any lawful medium The Commission shall determine the form of the bonds including any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereof which may be at any bank or trust company within or without the Commonwealth The bonds shall be signed by the Governor and by the chairman of the commission and the official seal of the commission shall be affixed thereto and attested by the secretary and treasurer of the commission and any coupons attached thereto shall bear the facsimile signature of the chairman of the commission In case any officer whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds such signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery All turnpike revenue bonds issued under the provisions of this act shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the negotiable instruments law of the Commonwealth The bonds may be issued in coupon or in registered form or both as the commission may determine and provision may be made for the registration of any coupon bond as to principal alone and also as to both principal and interest and registered and coupon bonds shall be interchangeable The commission may sell such bonds in such manner and for such price as it may determine to be for the best interests of the Commonwealth but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than six per centum per annum computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values The proceeds of such bonds shall be used solely for the payment of the cost of the turnpike and shall be disbursed upon requisition of the chairman of the commission under such restrictions if any as the resolution authorizing the issuance of the bonds or the trust indenture hereinafter mentioned may provide If the proceeds of such bonds by error of calculation or otherwise shall be less than the cost of the turnpike additional bonds may in like manner be issued to provide the amount of such deficit and unless otherwise provided in the resolution authorizing the issuance of the bonds or in the trust indenture shall be deemed to be of the same issue and shall be entitled to payment from the same fund without preference or priority of the bonds first issued If the proceeds of the bonds shall exceed the cost of the turnpike the surplus shall be paid into the fund hereinafter provided for the payment of principal and interest of such bonds Prior to the preparation of definite bonds the commission may under like restrictions issue temporary bonds with or without coupons exchangeable for definite bonds upon the issuance of the latter The commission may also provide for the replacement of any bond which shall become mutilated or be destroyed or lost Such turnpike revenue bonds may be issued without any other proceedings or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this act

Anything in this act to the contrary notwithstanding the commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of turnpike revenue bonds of the Commonwealth not only for the purpose of paying the cost as hereinbefore defined of the turnpike but for any other purpose including during the existing war emergency the payment of interest and sinking fund requirements on any bonds issued under the provisions of this act Provided however That if any bonds are at any time outstanding under any trust indenture no additional bonds as herein provided shall be issued unless such additional bonds are issued in accordance with the provisions of such trust indenture or of any amendment or supplement to such trust indenture made in accordance with the terms thereof The commission is further authorized to sell such bonds in such manner and for such price as is hereinbefore authorized and the proceeds of such bonds shall be used solely for the purpose for which such bonds are authorized and shall be disbursed upon requisition of the chairman of the commission under such restrictions if any as the resolution authorizing the issuance of the bonds or such trust indenture may provide All bonds so issued and the rights of the holders thereof shall otherwise in every respect be governed by the provisions of this act

Such bonds are hereby made securities in which all State and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings banks trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth may properly and legally invest any funds including capital belonging to them or within their control and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the Commonwealth for any purpose for which the deposit of bonds or other obligations of the Commonwealth is now or may hereafter be authorized by law

Section 9 All moneys received from any bonds issued pursuant to this act shall be applied solely [to the payment of the cost of the turnpike or to the appurtenant fund] to the purpose for which such bonds are issued as provided in the resolution authorizing the issuance thereof and there shall be and hereby is created and granted a lien upon such moneys until so applied in favor of holders of such bonds or the trustee hereinafter provide for in respect of such bonds

Section 13 The commission is hereby authorized to provide by resolution for the issuance of turnpike reve-

nue refunding bonds of the Commonwealth for the purpose of refunding any turnpike revenue bonds issued under the provisions of this act and then outstanding either by voluntary exchange with the holders of such outstanding bonds or to provide funds to redeem and retire such outstanding bonds with accrued interest and any premium payable thereon at maturity or at any call date The issuance of such turnpike revenue refunding bonds the maturities and other details thereof the rights of the holders thereof and the duties of the Commonwealth and of the commission in respect to the same shall be governed by the foregoing provisions of this act insofar as the same may be applicable [and by the following provisions

(a) No turnpike revenue refunding bonds shall be delivered unless delivered in exchange for turnpike revenue bonds to be refunded thereby except in the amount necessary to provide for the payment of matured or redeemable turnpike revenue bonds or turnpike revenue bonds maturing or redeemable within three months including any redemption premium thereon]

[(b) No turnpike revenue refunding bonds shall be issued unless issued to refund turnpike revenue bonds which have matured or will mature within three months or unless the interest rate of the turnpike revenue refunding bonds shall be at least one-fourth of one per centum less than the interest rate borne by the turnpike revenue bonds to be refunded] Provided however That no turnpike revenue refunding bonds shall be issued and delivered under the provisions of this section unless the bonds to be refunded thereby shall mature within three months or unless the interest rate of the turnpike revenue refunding bonds shall be at least one-fourth of one per centum less than the interest rate borne by the turnpike revenue bonds to be refunded

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 717, on third reading, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties; and repealing inconsistent laws

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 727, as follows:

An Act to provide for the sentencing of male persons convicted of certain crimes the commitment of defective delinquents and repealing certain laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the more convenient punishment of criminals and the treatment of defective delinquents this Commonwealth shall constitute one district and every male person who shall be convicted in any court of this Commonwealth of any crime or crimes and who would be sentenced by the court to an indefinite sentence in a penitentiary or to a general sentence in an industrial school shall hereafter be sentenced by the proper court to "a State institution" either on an indefiuite sentence with a maximum and a minimum indicated or on a general sentence as the case may be And every person who has been determined by law to be a defective delinquent shall be committed to "a State institution" by the court ruling such determination

Section 2 Nothing herein contained shall be construed to apply to death sentences

Section 3 All acts and parts of acts in so far as they are inconsistent herewith are hereby repealed

Section 4 This act shall become effective on the date fixed by the Governor in a proclamation declaring the establishment of a classification center for the diagnosis and classification of convicted persons and defective delinquents

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. COX. Mr. President, I would like to interrogate the sponsor of Senate Bill No. 727, Mr. Troutman.

The PRESIDING OFFICER. Will the gentleman from Northumberland consent to be interrogated?

Mr. TROUTMAN. I will, Mr. President.

Mr. COX. Will the gentleman from Northumberland, Senator Troutman, tell me whether he introduced this bill by request?

Mr. TROUTMAN. I did.

Mr. COX. At the request of whom?

Mr. TROUTMAN. The Department of Justice.

Mr. COX. Can the gentleman tell me where the idea was conceived?

Mr. TROUTMAN. The idea was conceived by the Governor, who had received a report from a committee, which he had appointed in 1944, to study the penal and correctional system of the Commonwealth.

Mr. COX. Will the Presiding Officer permit himself to be interrogated?

The PRESIDING OFFICER. The Chair desires to advise the gentleman that the Chair can not be interrogated.

Mr. COX. Will the Chair relinquish the gavel at this time and take the floor and be interrogated.

The PRESIDING OFFICER. The Chair is unable at this time to take the floor. The gentleman represents a

party which has been trying to unseat the Chair for quite some time.

Mr. COX. I know the rest of the members of the Senate admire the persuasiveness of the now Presiding Officer, and we Senators hope you continue to occupy the same position that you now occupy.

The remarks I have to make will be very brief; they are applicable to this entire series of bills that have been introduced by Senator Troutman. It is very gratifying to me to see on this Calendar this series of bills. Ever since I have been in the Senate I have been fighting for reform in the penal system of Pennsylvania, and I think these bills go a long way toward making that reform.

In 1943 a resolution, which I proposed, passed this Senate. As a result of that resolution the Joint State Government Commission set up a subcommittee to investigate penal institutions in Pennsylvania. The now Acting Lieutenant-Governor, or President Pro Tempore of the Senate, or whatever the title might be, is the general chairman of that committee which is making the investigation. When we came here in January, at the beginning of the session, our committee agreed, since our investigation had not been completed, we would present no legislation, as we felt that it was advisable that the investigation continue, and then in 1947, after a careful study had been made and we knew where we were going, legislation could be introduced.

I am glad to see at this time that the specific bills on this Calendar would fit in with any plan which would be introduced in 1947 by this subcommittee. I only have one objection, and that is to the manner in which the bills were introduced. It is true that the Governor set up his own special advisory committee to make an investigation of penal institutions—that, of course, was his prerogative and his right—but at the same time the Legislature had a committee which was making this investigation, and had I been permitted to interrogate the Presiding Officer, I know, in response to my questions, he would have divulged the fact that at no time was he, as chairman of this legislative investigating commission, considered or questioned as to what plans the commission or committee might have.

There is one thing about these bills I do not like, and that is that they do give additional power to the vacillating and impudent Department of Welfare, but I hope by 1947 the Legislature of Pennsylvania will see fit to establish a Department of Corrections, and that the head of that department will have the status of an officer in the cabinet of the Governor. This whole question of penal affairs and parole has become so important and so involved in Pennsylvania that there should be a separate department to handle affairs of that nature.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Hevburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 728, as follows:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents creating in the Department of Welfare the Pennsylvania Correctional Diagnostic and Classification Center providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution" fixing the responsibility for costs of transportation and maintenance of such persons prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the more effective treatment of persons convicted of crime in this Commonwealth and sentenced to "a State institution" and to make possible the more intelligent treatment of persons determined under the law to be defective delinquents a classification center for the diagnosis and classification for assignment to the proper State institution is hereby established It shall be known as the Pennsylvania Correctional Diagnostic and Classification Center hereinafter referred to as the Diagnostic and Classification Center

Section 2 The Secretary of Welfare with the approval of the Governor is hereby authorized and directed to designate set apart and equip so much of the land and buildings of the Pennsylvania Industrial School at Camp Hill as may be requisite for use by the Department of Welfare for the Diagnostic and Classification Center

Section 3 The Diagnostic and Classification Center shall be under the management and control of the Department of Welfare

Section 4 Every person hereafter sentenced by any court in this Commonwealth to "a State institution" except those condemned to death and every person hereafter committed as a defective delinquent shall be sent to and received by the Diagnostic and Classification Center

Section 5 Every person delivered to and received by the Diagnostic and Classification Center in accordance with this act shall be therein confined diagnosed and classified by the Department of Welfare for incarceration or care in the State institution deemed appropriate and transferred to such institution either for service of sentence or for custody as a defective delinquent as the case may be

Section 6 Upon transfer of each person from the Diagnostic and Classification Center the Department of Welfare shall make a written report of its examination and findings which shall include a designation of the institution of transfer and the date of transfer Within forty-eight hours after the transfer this report shall be filed with the clerk of the court from which the person was sentenced or committed A copy of such report shall be sent to the institution to which the person was transferred to the Pennsylvania Board of Parole and to the Bureau of Correction in the Department of Welfare The report in the office of the clerk of court shall be im-

pounded and shall be accessible only upon authorization in writing by a judge of the court from which the person was sentenced or committed

Section 7 The Department of Welfare shall have the power to make such rules and regulations as may be necessary to effectuate the purposes of this act

Section 8 The cost of transporting persons to and from the diagnositc and classification center and the cost of their maintenance therein shall be borne by the Commonwealth and the several counties to the extent and in the manner now provided by law

Section 9 Nothing herein contained shall be construed to limit the authority which the Department of Welfare now has by law to transfer persons from one institution to another

Section 10 All laws civil and criminal not inconsistent herewith which are applicable to penitentiaries and to persons in charge thereof responsible therefor or working or incarcerated therein shall be applicable in the case of the diagnostic and classification center

Section 11 This act shall become effective on the date fixed by the Governor in a proclamation declaring the establishment of the Pennsylvania Correctional Diagnostic and Classification Center

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 729, as follows:

An Act creating certain penal and correctional institutions and boards of trustees to manage them abolishing certain penal and correctional institutions imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 There are hereby created as departmental administrative boards in the Department of Welfare new boards of trustees which shall have general direction and control of the property and management as provided by The Administrative Code the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) as amended of the certain institutions which the Department of Welfare is hereby specifically authorized to establish

(a) The Board of Trustees at Rockview

(b) The Board of Trustees at Graterford

(c) The Board of Trustees at Huntingdon

Section 2 The Board of Trustees at Rockview shall have in its care

(a) A new industrial school to be constructed at Rockview on ground owned by the Commonwealth adjacent to the present penitentiary at that location to be known as the Pennsylvania Industrial School at Rockview

(b) A new institution for delinquent defectives to be constructed at Rockview on ground owned by the Commonwealth adjacent to the present penitentiary at that location to be known as the Pennsylvania Institution for Delinquent Defectives

The Board of Trustees at Graterford shall have in its care

(a) A new maximum security prison to be constructed at Graterford on ground now owned by the Commonwealth on ground adjacent to the present penitentiary at that location to be known as the Maximum Security Prison at Graterford

The Board of Trustees at Huntingdon shall have in its care

(a) The State institution now located at Huntingdon which shall become the Medium Security Prison at Huntingdon

Section 3 The branch of the Eastern State Penitentiary at Graterford shall be known as and shall become the Medium Security Prison at Graterford

Section 4 The branch of the Western State Penitentiary at Rockview shall be known as and shall become the Minimum Security Prison at Rockview

Section 5 The use of the Eastern State Penitentiary at Philadelphia as a penitentiary shall cease

Section 6 Each of the institutions hereby authorized when established shall receive and care for those persons assigned thereto by the Department of Welfare in accordance with the law

Section 7 The cost of transporting persons to and from the institutions hereby authorized and the cost of their maintenance therein shall be borne by the Commonwealth and the several counties to the extent and in the manner now provided by law

Section 8 This act shall become effective as to each institution and its board of trustees herein provided for upon the date fixed by the Governor in a proclamation pertaining to that institution

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 730, as follows:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents creating a board of trustees to supervise and manage such institution regulating the admission and cost of care and maintenance of such juvenile delinquents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies by and with the approval of the Governor is hereby authorized to purchase on behalf of the Commonwealth the Kis-Lyn School located in Luzerne County Pennsylvania including the land building appurtenances and personal property thereof for the use of the Department of Welfare as a State training school for male juvenile delinquents under the age of eighteen years After said school is acquired it shall thereafter be known as the Pennsylvania Training School at Kis-Lyn

Section 2 There is hereby created as a departmental administrative board in the Department of Welfare a new board to be known as the Board of Trustees of the Pennsylvania Training School at Kis-Lyn which board shall have general direction and control of the property and management of such institution as provided by The Administrative Code the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) as amended

Section 3 The board of trustees shall receive into the custody of such institution for care guidance and control any male juvenile under the age of eighteen years who has been found to be delinquent or incorrigible within the meaning of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) known as the Juvenile Court Law as amended by any one of the several courts of the Commonwealth having juvenile jurisdiction Such juveniles may remain committed until attaining the age of twenty-one years

Section 4 Whenever a male juvenile is committed to such institution by a juvenile court under the provisions of this act there shall be attached to such commitment order the names and addresses of the witnesses examined by such court in the proceedings leading to such juvenile's commitment together with a summary of the testimony given by such witnesses on which the court's adjudication was founded

Section 5 All expenses in connection with the care and maintenance of juveniles committed to said institution shall be paid by the Department of Welfare from the appropriations made to the Department of Welfare for such purposes but the Commonwealth shall be reimbursed for such expenditures by the respective counties from which such juveniles were committed in the manner provided by the act approved the eleventh day of April one thousand eight hundred sixty-eight (P. L. 847) entitled "An act relative to the House of Refuge for Western Pennsylvania" as amended or supplemented

Section 6 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 731, as follows:

An Act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Upon the acquisition by the Department of Property and Supplies for the Department of Welfare of suitable ground and buildings in Western Pennsylvania for use as a State training school for female juvenile delinquents such institutions shall thereafter be known as the Pennsylvania Training School for Girls

Section 2 There is hereby created as a departmental administrative board in the Department of Welfare a new board to be known as the Board of Trustees of the Pennsylvania Training School for Girls which board shall have general direction and control of the property and management of such institution as provided by The Administrative Code of April nine one thousand nine hundred twenty-nine (P. L. 177) as amended

Section 3 The Board of Trustees shall receive into the custody of such institution for care guidance and control any female juvenile under the age of eighteen years who has been found to be delinquent or incorrigible within the meaning of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) known as the Juvenile Court Law as amended by any one of the several courts of the Commonwealth having juvenile jurisdiction Such juveniles may remain committed until attaining the age of twenty-one years

Section 4 Whenever a female juvenile is committed to such institution by a juvenile court under the provisions of this act there shall be attached to such commitment order the names and addresses of the witnesses examined by such court in the proceedings leading to such juvenile's commitment together with a summary of the testimony given by such witnesses on which the court's adjudication was founded

Section 5 All expenses in connection with the care and maintenance of juveniles committed to said institution shall be paid by the Department of Welfare from the appropriations made to the Department of Welfare for such purposes but the Commonwealth shall be reimbursed for such expenditures by the respective counties from which such juvenles were committed in the manner provided by the act approved the eleventh day of April one thousand eight hundred sixty-eight (P. L. 847) entitled "An act relative to the House of Refuge for Western Pennsylvania" as amended or supplemented

Section 6 The provisions of this act shall become immediately effective upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 732, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" creating in the Department of Welfare boards of trustees for certain penal correctional and delinquent defective institutions defining their powers and duties and changing the powers and duties of certain other penal correctional and defective delinquent institutions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As much as applies to the Department of Welfare of section two hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-sixth day of March one thousand nine hundred forty-five (Act No 35) is hereby further amended to read as follows

Section 292 Department Administrative Boards Commissions and Officers The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective departments mentioned in the preceding section as follows

* * * * *

In the Department of Welfare

State Council for the Blind

Board of Trustees of Eastern State Penitentiary which upon the establishment of the Medium Security Prison at Graterford shall thereafter be known as the Board of Trustees at Graterford

Board of Trustees of Western State Penitentiary

[Board of Trustees of Pennsylvania Industrial School which upon the completion of the present Pennsylvania Industrial School at Huntingdon for the reception care maintenance detention employment and training of defective delinquents shall thereafter be known as the] Board of Trustees of Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon shall thereafter be known as the Board of Trustees at Huntingdon

Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania

Board of Trustees at Rockview

Board of Trustes of the Pennsylvania Training School for Girls

Board of Trustees of State Industrial Home for Women

Board of Trustees of Pennsylvania Training School at Morganza

Board of Trustees of Pennsylvania Training School at Kis-Lyn Luzerne County Pennsylvania

Board of Trustees of Allentown State Hospital

Board of Trustees of Danville State Hospital

Board of Trustees of Farview State Hospital

Board of Trustees of Harrisburg State Hospital

Board of Trustees of Norristown State Hospital

Board of Trustees of Warren State Hospital

Board of Trustees of Wernersville State Hospital

Board of Trustees of Torrance State Hospital

Board of Trustees of Ashland State Hospital

Board of Trustees of Blossburg State Hospital

Board of Trustees of Coaldale State Hospital

Board of Trustees of Connellsville State Hospital

Board of Trustees of Hazleton State Hospital

Board of Trustees of Locust Mountain State Hospital

Board of Trustees of Nanticoke State Hospital

Board of Trustees of Philipsburg State Hospital

Board of Trustees of Scranton State Hospital

Board of Trustees of Shamokin State Hospital

Board of Trustees of Laurelton State Village

Board of Trustees of Pennhurst State School

Board of Trustees of Polk State School

Board of Trustees of Selinsgrove State Colony for Epileptics

Section 2 Section four hundred one of said act as last amended by the act approved the twenty-sixth day of March one thousand nine hundred forty-five (Act No. 35) is hereby further amended to read as follows

Section 401 Boards of Trustees of State Institutions The boards of trustees of each of the State institutions hereinafter mentioned shall consist of nine members and the head of the department having supervision over the institution ex officio

The terms of the members of each such board shall be four years and until their successors are qualified

Five members of any such board shall constitute a quorum

Each such board shall annually elect a president and

vice-president from among its members and a secretary and treasurer who need not be members of the board The secretary and treasurer may be the same person

This section shall apply to

Board of Trustees of Thaddeus Stevens Industrial School
Board of Trustees of Pennsylvania State Oral School for the Deaf
Board of Trustees of Pennsylvania Soldiers' Orphan School
Board of Trustees of West Chester State Teachers' College
Board of Trustes of Millersville State Teachers' College
Board of Trustees of Kutztown State Teachers' College
Board of Trustees of East Stroudsburg State Teachers' College
Board of Trustees of Mansfield State Teachers' College
Board of Trustees of Bloomsburg State Teachers' College
Board of Trustees of Shippensburg State Teachers' College
Board of Trustees of Lock Haven State Teachers' College
Board of Trustees of Indiana State Teachers' College
Board of Trustees of California State Teachers' College
Board of Trustees of Slippery Rock State Teachers' College
Board of Trustees of Edinboro State Teachers' College
Board of Trustees of Clarion State Teachers' College
Board of Trustees of Cheyney Training School for Teachers
Board of Trustees of Pennsylvania Soldiers' and Sailors' Home
Board of Trustees of Eastern State Penitentiary which upon the establishment of the Medium Security Prison at Graterford shall thereafter be known as the Board of Trustees at Graterford
Board of Trustees of Western State Penitentiary
[Board of Trustees of Pennsylvania Industrial School which upon the completion of the present Pennsylvania Industrial School at Huntingdon for the reception care maintenance detention employment and training of defective delinquents shall thereafter be known as the] Board of Trustees of Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon shall thereafter be known as the Board of Trustees at Huntingdon
Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania
Board of Trustees at Rockview
Board of Trustees of the Pennsylvania Training School for Girls
Board of Trustees of State Industrial Home for Women
Board of Trustees of Pennsylvania Training School at Morganza
Board of Trustees of Pennsylvania Training School at Kis-Lyn Luzerne County Pennsylvania
Board of Trustees of Allentown State Hospital
Board of Trustees of Danville State Hospital
Board of Trustees of Farview State Hospital
Board of Trustees of Harrisburg State Hospital
Board of Trustees of Norristown State Hospital
Board of Trustees of Warren State Hospital
Board of Trustees of Wernersville State Hospital
Board of Trustees of Torrance State Hospital
Board of Trustees of Ashland State Hospital
Board of Trustees of Blossburg State Hospital
Board of Trustees of Coaldale State Hospital
Board of Trustees of Connellsville State Hospital
Board of Trustees of Hazleton State Hospital
Board of Trustees of Locust Mountain State Hospital
Board of Trustees of Nanticoke State Hospital
Board of Trustees of Philipsburg State Hospital
Board of Trustees of Scranton State Hospital
Board of Trustees of Shamokin State Hospital
Board of Trustees of Laurelton State Village
Board of Trustees of Pennhurst State School
Board of Trustees of Polk State School
Board of Trustees of Selinsgrove State Colony for Epileptics
Board of trustees of such institutions as are acquired by the Commonwealth from any county city or institution district and are used as State mental hospitals under the provisions of act number twenty-one approved the twenty-ninth day of September one thousand nine hundred thirty-eight

Provided That from and after the third Tuesday of January one thousand nine hundred and forty-three the terms of the first three members to be appointed by the Governor to each of the following boards of trustees shall expire on the third Tuesday of January one thousand nine hundred and forty-five and the terms of the next three members to be appointed shall expire on the third Tuesday of January one thousand nine hundred and forty-seven and the terms of the next three members shall expire on the third Tuesday of January one thousand nine hundred and forty-nine the successors to each of the above mentioned members shall be appointed for terms of six years and all appointments thereafter shall be for terms of six years except those to fill vacancies created prior to the end of any term which shall be only for the duration of the unexpired term

Board of Trustees of Thaddeus Stevens Industrial School
Board of Trustees of Pennsylvania State Oral School for the Deaf
Board of Trustees of Pennsylvania Soldiers' Orphan School
Board of Trustees of West Chester State Teachers' College
Board of Trustees of Millersville State Teachers' College
Board of Trustees of Kutztown State Teachers' College
Board of Trustees of East Stroudsburg State Teachers' College
Board of Trustees of Mansfield State Teachers' College
Board of Trustees of Bloomsburg State Teachers' College
Board of Trustees of Shippensburg State Teachers' College
Board of Trustees of Lock Haven State Teachers' College
Board of Trustees of Indiana State Teachers' College
Board of Trustees of California State Teachers' College
Board of Trustees of Slippery Rock State Teachers' College
Board of Trustees of Edinboro State Teachers' College
Board of Trustees of Clarion State Teachers' College
Board of Trustees of Cheyney Training School for Teachers

Section 3 Section two thousand three hundred eighteen of said act as last amended by the act approved the twenty-sixth day of March one thousand nine hundred forty-five (Act No. 35) is hereby further amended to read as follows

Section 2318 Boards of Trustees of State Institutions The board of trustees of each State institution within the Department of Welfare shall have general direction and control of the property and management of such institution It shall have the power and its duty shall be

(a) Subject to the approval of the Governor to elect a superintendent or warden of the institution who shall subject to the authority of the board administer the institution in all its departments

(b) On nomination by the superintendent or warden from time to time to appoint such officers and employes as may be necessary

(c) To fix the salaries of its employes in conformity with the standards established by the Executive Board

(d) Subject to the approval of the Secretary of Welfare to make such by-laws rules and regulations for the management of the institution as it may deem wise

The boards of trustees of the several State institutions shall exercise the foregoing powers in the management of the following institutions

Board of Trustees of Eastern State Penitentiary of Eastern State Penitentiary at Philadelphia

Board of Trustees at Graterford of the Maximum Security Prison at Graterford and the Medium Security Prison at Graterford

Board of Trustees of Western State Penitentiary of Western State Penitentiary at Pittsburgh and of the State Penitentiary at Rockview only until the Pennsylvania Industrial School is established at Rockview or until the Pennsylvania Institution for Delinquent Defectives is established at Rockview

Board of Trustees at Rockview of the Minimum Security Prison at Rockview

The Pennsylvania Industrial School at Rockview

The Pennsylvania Institution for Delinquent Defectives at Rockview

Board of Trustees of [Pennsylvania Industrial School of Pennsylvania Industrial Reformatory to be known as Pennsylvania Industrial School at Huntingtdon until its completion as an institution for the reception care maintenance detention employment and training of defective delinquents and thereafter to be known as the] Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon to be known as the Board of Trustees at Huntingdon for the Medium Security Prison at Huntingdon

Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania

Board of Trustees of the Pennsylvania Training School for Girls of the Pennsylvania Training School for Girls

Board of Trustees of State Industrial Home for Women of State Industrial Home for Women at Muncy

Board of Trustees of Pennsylvania Training School at Morganza of Pennsylvania Training School at Morganza

Board of Trustees of Pennsylvania Training School at Kis-Lyn Luzerne County Pennsylvania

Board of Trustees of Allentown State Hospital of Homeopathic State Hospital for the Insane at Allentown

Board of Trustees of Danville State Hospital of State Hospital for the Insane at Danville Pennsylvania

Board of Trustees of Farview State Hospital of State Hospital for the Criminal Insane at Farview

Board of Trustees of Harrisburg State Hospital of Harrisburg State Hospital at Harrisburg

Board of Trustees of Norristown State Hospital of State Hospital for the Insane of the Southeastern District of Pennsylvania at Norristown

Board of Trustees of Warren State Hospital of State Hospital for the Insane at Warren Pennsylvania

Board of Trustees of Wernersville State Hospital of State Asylum for the Chronic Insane of Pennsylvania at South Mountain

Board of Trustees of Torrance State Hospital of Western State Hospital for the Insane at Torrance

Board of Trustees of Ashland State Hospital of State Hospital for Injured Persons of the Anthracite Coal Regions of Pennsylvania at Ashland

Board of Trustees of Blossburg State Hospital at Cottage State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania at Connellsville

Board of Trustees of Coaldale State Hospital of State Hospital of Coaldale Schuylkill County

Board of Trustees of Connellsville State Hospital of Cottage State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania at Connellsville

Board of Trustees of Hazleton State Hospital of State Hospital of the Middle Coal Field of Pennsylvania at Hazleton

Board of Trustees of Nanticoke State Hospital of State Hospital of Luzerne County at Nanticoke

Board of Trustees of Philipsburg State Hospital of Cottage State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania at Philipsburg

Board of Trustees of Scranton State Hospital of State Hospital of the Northern Anthracite Coal Region of Pennsylvania at Scranton

Board of Trustees of Shamokin State Hospital of State Hospital of the Trevorton Shamokin and Mount Carmel Coal Fields of Pennsylvania at Shamokin

Board of Trustees of Locust Mountain State Hospital of Locust Mountain State Hospital at Shenandoah

Board of Trustees of Laurelton State Village of Pennsylvania Village for Feeble-Minded Women at Laurelton

Board of Trustees of Pennhurst State School of State Institution for the Feeble-Minded and Epileptic of Eastern Pennsylvania at Pennhurst

Board of Trustees of Polk State School of State Institution for the Feeble-Minded of Western Pennsylvania at Polk

Board of Trustees of Selinsgrove State Colony for Epileptics of the State Colony for Epileptics at Selinsgrove

The foregoing powers shall also be exercised by the respective boards of trustees of institutions acquired by the Commonwealth from any county city or institution district for use as State mental hospitals under the provisions of act number twenty-one approved the twenty-ninth days of September one thousand nine hundred thirty-eight

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 736, as follows:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever heretofore the county commissioners of any county have fixed the compensation of tax collectors of boroughs and townships of the second class and of treasurers of townships of the first class for collecting county and county institution district taxes at an amount not exceeding five per centum (5%) of the amount collected such action of the county commissioners is hereby validated and made binding and effective upon the county and the county institution district to the same extent as though the action had been taken pursuant to the provisions of preexisting law

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	Jaspan,	Scarlett,	Woodring,
Crowe,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Walker, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 827, entitled:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions and providing for the forfeiture of their office and imposing penalties for certain actions and omissions

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. COLEMAN. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend the title, page 1, two last lines of title, by striking out the words "providing for the forefeiture of their office" and inserting in lieu thereof: "limiting surcharges to the actual financial loss sustained"; Amend the bill, page 1, by inserting after line 12, the following: "Section 3. The provisions of this act shall apply to all cases now pending and not disposed of by payment of the surcharge or by final adjudication of a court of record"; Amend Sec. 3, page 2, line 1, by striking out the figure "3" and inserting in lieu thereof: "4"; Amend Sec. 4, page 2, line 3, by striking out the figure "4" and inserting in lieu thereof: "5".

On the question,

Will the Senate agree to the amendments?

They were agreed to .

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 884, on third reading, entitled:

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh Pittsburgh Pennsylvania providing for the transfer of such institution to the Commonwealth providing for the management and operation of closing and abandonment thereof and maintenance of tuberculosis patients therein including the collection of maintenance in certain cases providing for the retransfer under certain circumstances conferring powers and imposing duties on the Governor and Department of Health

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1081, as follows:

An Act to amend clause twelve of section three of the act approved the tenth day of May one thousand nine hundred thirty-nine (P. L. 111) entitled "An act relating to and providing for the promotion and development of business industry and commerce in the Commonwealth conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth abolishing the Pennsylvania State Publicity Commission terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to the Department of Commerce and repealing certain laws" providing for the inspection of mineral production the gathering and compilation of composite statistics for reports to the General Assembly by agencies administering production control plans and for the termination of such plans under certain circumstances

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause twelve of section three of the act approved the tenth day of May one thousand nine hundred thirty-nine (P. L. 111) entitled "An act relating to and providing for the promotion and development of business industry and commerce in the Commonwealth conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth abolishing the Pennsylvania State Publicity Commission terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to the Department of Commerce and repealing certain laws" as added by the act approved the seventh day of July one thousand nine hundred forty-one (P. L. 275) is hereby amended to read as follows

Section 3 The Department of Commerce shall have the power and its duty shall be

* * * * *

(12) (a) To promulgate a "Production Control" plan or plans or amendments thereof upon written petition and with the approval of Pennsylvania producers of seventy-five per centum of the Pennsylvania output of any United States mineral resource industry located preponderantly within the Commonwealth or to adopt and promulgate any such plan or plans in operation at the time of the enactment of this act with the sanction of Pennsylvania producers of seventy-five per centum of the Pennsylvania output of such industry and to administer or secure the cooperation of others including State officers producers' representatives or employes' representatives in any industry where there are general collective bargaining arrangements in administering such plan or plans or amendments thereof upon a voluntary basis Provided however That no production control plan or rules or regulations relating thereto shall apply to producers who are not petitioning producers or who do not otherwise assent to the production control plan promulgated and adopted

(b) A "Production Control" within the meaning of this act is any system of regulated production in any industry as above defined which currently controls the daily weekly and monthly volume of allowable production of said industry in Pennsylvania for the purpose of adequately supplying market demand avoiding waste of mineral resources or the exploitation thereof without adequate return to the Commonwealth her political subdivisions and people protecting capital invested therein from unwise depletion and dissipation promoting employment and security for the payment of wages and benefits to those employed in such industry and achieving other express purposes of the Commerce Law (1) by allocating or apportioning to each producer in the industry a fair and equitable distributive portion of the total allowable production (2) by providing for the adjustment of inequities in assigned distributive portions and for fair and equitable adjustments of distributive portions whenever transfers of mineral properties or facilities take place between or among producers based upon the position in the industry fairly and equitably attributable to such properties or facilities (3) by providing for the admission under such plan of new operations and for the assignment of a fair and equitable distributive portion of the total allowable production to such operations (4) by providing where applicable for the establishment of fair and equitable standards of preparation to ensure purity and proper sizing and grading of the product in order to protect consumers and to prevent unfair trade practices (5) and also by establishing and providing for reasonable rules and regulations to effectuate such control plan

(c) The department or any other agency administering any production control plan may inspect the production of any producer under such plan and of such other producers as may desire such inspection to determine whether any standards of purity sizing and grading established under any plan are being complied with

(d) The department on its own initiative or at the request of any agency administering a production control plan and in such case at the expense of such agency may through its own staff or through a recognized accounting agency gather and compile composite statistics of volume value and geographical distribution of sales both within and outside the Commonwealth realization on sales production costs employment and wages relating to any industry functioning under a production control plan and such other statistics as may be deemed appropriate by any such administering agency Such statistics shall be available for inspection only in composite form Any other department of the Commonwealth collecting any of such statistics shall make them available to the department

(e) The department or agency administering any such production control plan including the Production Conrol Plan for the Anthracite Industry heretofore promulgated and now functioning under the provisions of this act shall make a report to each regular session of the General Assembly showing inter alia the percentage of the output of the industry under such plan and the experience of the industry thereunder and shall include therein any recommendations such agency may have with respect to further legislation which will be helpful in carrying out the purposes of this act

(f) No production control plan promulgated by the department under the authority of this act shall be continued whenever the department if it administers the plan or the officers of the State or a majority of such officers administering or assisting in the administration of any such plan shall report to the Governor and the Governor shall find that such plan no longer accomplishes the purposes of this act or no longer is in the public interest

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barr,	Edmonds,	Klein,	Stiefel,
Becker,	Farrell,	Leader,	Tallman,
Berger,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Woodring,
Crider,	Jaspan,	Scarlett,	Walker,
Crowe,	Jones,	Snowden,	Presiding Officer
DiSilvestro,	Kephart,	Stevenson,	

NAYS—4

Blass,	Ealy,	Taylor,	Wilson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1082, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the

provisions of said act as to the registration of electors before and after certain elections the preparation of street lists the cancellation of registrations for failure to vote and the destruction of records

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. JASPAN. Mr. President and members of the Senate, I understand that the author of this bill, Mr. Smith, has made some agreement with the members of the Registration Commission, both Republican and Democrat. Apparently some error was made in making some amendments to the bill. This is a House Bill, and I do not think any time would be lost if we held it up until tomorrow. I would like to talk to Mr. Smith. Frankly, I am not opposed to the bill, but I want to be fair about this proposition. It is a House bill. It will be only holding it over twenty-four more hours, until I get an opportunity to talk to the registration commissioners in Philadelphia, both Republican and Democrat, and also the sponsor of the bill. With that in mind I ask that it be held over until tomorrow. After that I will make no further mention of it.

Mr. FARRELL. Once again I am going to say I do not object to this bill going over. Nobody knows any better than Senator Jaspan what this bill does. Senator Jaspan told me that he waited on the Registration Commission of Philadelphia. He said it made a few minor changes to conform with a similar bill. I might say that this bill conforms with some other bills and it only makes a few minor changes, and I am taking that word from the Senator himself.

Mr. JASPAN. That is correct.

Mr. FARRELL. And if the gentleman wants it to go over until tomorrow I have no objection to it going over.

Mr. JASPAN. That is correct.

BILLS OVER IN ORDER

Mr. JASPAN. Mr. President, I ask unanimous consent that House Bill No. 1082, on third reading, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the provisions of said act as to the registration of electors before and after certain elections the preparation of street lists the cancellation of registrations for failure to vote and the destruction of records

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1172, on third reading, entitled:

An Act to further amend the first six paragraphs of section four hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the membership of the Pennsylvania Aeronautics Commission

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that House Bill No. 1211, on third reading, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claim registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further prescribing the time when certain penalties imposed under the said act shall become effective

be recommitted to the Committee on Highways, for the purpose of further study.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

Mr. KEPHART. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. KEPHART and WALKER read in place and presented to the Chair Senate Bill No. 765, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire by condemnation or purchase land or land and buildings within the City of Philadelphia and within the City of Pittsburgh or the County of Allegheny, and to construct, alter, improve and equip such property for use of the Commonwealth, providing for the maintenance thereof, and making an appropriation.

Which was committed to the Committee on State Government.

Mr. HEYBURN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. HEYBURN and KEPHART read in place and presented to the Chair Senate Bill No. 766, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia, Commonwealth of Pennsylvaina, to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by the United Nations and ceding jurisdiction to the United States.

Which was committed to the Committee on State Government.

REPORTS FROM COMMITTEES

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on Appropriations, re-reported as amended, Senate Bill No. 396, entitled:

An Act prescribing the powers and duties of the Department of Forests and Waters in respect to the Brandywine Battlefield, and making an appropriation.

Mr. CARR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CARR, from the Committee on Public Health, reported as amended, Senate Bill No. 623, entitled:

An Act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties.

Mr. COLEMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN, from the Committee on Municipal Government, reported as amended, House Bill No. 211, entitled:

An Act providing for and regulating the appointment, promotion, and reduction in rank, suspension and removal of paid operators of fire apparatus in boroughs incorporated town and townships of the first class; creating a civil service commission in each borough, incorporated town and township of the first class; definin the duties of such civil service commission; imposin certain duties and expenses on boroughs, incorporate town and townships of the first class; imposing penalties and repealing inconsistent laws.

SENATE BILL No. 162 CALLED UP

Mr. JONES. Mr. President, I call up at this time Senate Bill No. 162, on the third reading Calendar, page for consideration at this time.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 162, entitled:

An Act to protect the people from tuberculosis to provide for the care treatment isolation and hospitalizatio of persons afflicted therewith to provide for the commitment of certain persons afflicted with tuberculosis to provide for their care custody and discharge and to prescribe penalties for the violation of this act.

And said bill having been read at length the third time

On the question,

Will the Senate agree to the bill on third reading?

Mr. JONES. Mr. President, I ask unanimous consen to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? Th Chair hears none.

The Clerk read the amendment as follows:

Amended Section 2, page 2, line 27, by striking ou the word "compiled" after the word "are" and befor the word "with" and inserting in lieu thereof the wor "complied".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, a amended?

It was agreed to,

Ordered, That the bill as amended, lie over for printing on final passage.

RESOLUTION

THANKS AND APPRECIATION EXTENDED TO THE UNCOMPENSATED PERSONNEL OF THE SELECTIVE SERVICE SYSTEM OF PENNSYLVANIA

Mr. BOWERS. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? Th Chair hears none.

Mr. BOWERS offered the following resolution which was twice read, considered and agreed to:

Whereas, the Chairmen and members of Local Selective Service Boards, Government Appeal Agents and Associate Government Appeal Agents, Local Board Examining Physicians and Examining Dentists, Legal Advisors and Associate Legal Advisors to registrants, Medical Field Agents, Reemployment Committeemen and Associate Reemployment Committeemen, the Chairmen and members of Boards of Appeal and members and associate mem

bers of Medical Advisory Boards approved by Governor Edward Martin, have given unselfishly of their time, energies and abilities in the performance of the difficult but patriotic duties of inducting residents of the Commonwealth of Pennsylvania into the armed forces of the United States; and

Whereas, upon the discharge of Pennsylvania men and women from the armed services the Local Boards, the Reemployment Committeemen and Associate Reemployment Committeemen render such aid to veterans as is necessary to protect their right of reemployment and other rights and benefits available to veterans and their dependents; and

Whereas, all of these services have been and are being rendered without compensation, with personal sacrifice and often in the face of unwarranted criticism; and

Whereas, it is recognized by all thoughtful people that the Selective Service personnel have rendered outstanding service and performed their duties in a most commendable manner; Therefore be it

Resolved (if the House of Representatives concur), That on behalf of the people of the Commonwealth of Pennsylvania, thanks and appreciation are hereby extended to the aforementioned uncompensated personnel of the Selective Service System of the Commonwealth of Pennsylvania, for their outstanding, unselfish and patriotic services.

Be it further resolved that the State Director of Selective Service for Pennsylvania, be requested to make a copy of this Resolution available to the uncompensated personnel of the Selective Service System, Commonwealth of Pennsylvania.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 548

The PRESIDING OFFICER. The Chair announces that the President pro tempore has appointed Messrs. BECKER, BERGER and GOURLEY as a committee of conference on the part of the Senate to confer with a similar committee of the House (previously appointed) to consider the differences existing between the two houses in relation to House Bill No. 548, entitled:

An Act providing that when the contract of a fiduciary is made by him or approved by court inadequacy of price or an offer to deal on other terms shall not relieve the fiduciary of his obligation or constitute ground for any court to set aside the contract or to refuse to enforce it

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 29, entitled:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further extending the time for present employes as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 175, on second reading, entitled:

An Act to further amend sections four ten twelve sixteen seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by further regulating boxing sparring and wrestling matches and exhibitions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 284, entitled:

An Act to further amend sections four and five of the act, approved the twentieth day of May, one thousand nine hundred and fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions" providing for optional increases in payments by employes and increasing the maximum monthly pension payments in such cases.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 289, entitled:

An Act to further amend section four of the act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" by adding clause (d) providing for future veterans and rehabilitation programs in public schools

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 432, on second reading, entitled:

An Act to amend section nine of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1050,), entitled, "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class, creating a board for the management thereof; providing the mode and manner of payment to beneficiaries; and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," by changing the amount and method of contributions for, and payment of death benefits

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

MOTION TO RECOMMIT BILL

Mr. BARR. Mr. President, I move that Senate Bill No. 443, on second reading, entitled:

An Act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provisions to be misdemeanors and providing penalties for violations thereof

be recommitted to the Committee on Municipal Government.

Mr. HOLLAND. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the negative.)

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 443, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 522, entitled:

An Act to further amend the title and sections one, three, eight, eleven, sixteen, eighteen and nineteen of, and to add section ten point one to the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 587), entitled as amended "An act to protect the public health by regulating the manufacture, preparation, handling, storage, sale, transportation and possession of meat and meat-food products; prescribing the powers and duties of the Department of Agriculture incidental thereto," including poultry within the provisions of the act providing for the licensing of establishments; making possession of unwholesome meat or meat food products prima facie evidence of intention to sell; and prescribing additional penalties.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

And Section 8, page 3 by striking out lines 23 and 24

It was agreed to.

The section was agreed to as amended.

The third, fourth and fifth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT BILL

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 548, on second reading, entitled:

An Act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties

be recommitted to the Committee on Judiciary General solely for the purpose of further study.

Mr. HOMSHER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. HEYBURN and were as follows, viz:

YEAS—18

Becker,	Ealy,	Kephart,	Wade
Berger,	Edmonds,	Scarlett,	Wilson,
Blass,	Farrell,	Tallman,	Walker,
Carr,	Heyburn,	Taylor,	Presiding Officer
Crider,	Homsher,	Thomas,	

NAYS—21

Barr,	Gourley,	Letzler,	Ruth,
Bowers,	Haluska,	Mallery,	Stevenson,
Chapman,	Holland,	McCreesh,	Stiefel,
Coleman,	Jaspan,	McGinnis,	Troutman,
DiSilvestro,	Jones,	Rosenfeld,	Woodring,
Geltz,			

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the bill on second reading?

Mr. WOODRING. Mr. President, I request that this bill go over in its order to permit the sponsor of the bill to prepare amendments.

Mr. COLEMAN. Mr. President, now that the smoulder ing ember of life has been fanned into a luminous flame I also ask that Senate Bill No. 548 go over in its order so that the sponsor can prepare proper amendments.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 548, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 561, entitled:

An Act to amend section one of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as state highways certain highways and requiring their construction repair and maintenance as such" by limiting the highways and structures which may become the responsibility of the Commonwealth thereunder

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 613, on second reading, entitled:

An Act to amend the act, approved the eighth day of April, one thousand nine hundred thirty-seven (P. L. 262), entitled "An act relating to consumer credit in amount of one thousand dollars ($1,000) or less; requiring licenses from the Secretary of Banking; restricting licenses to domestic business corporations; fixing minimum capital requirements; conferring certain powers on the Secretary of Banking; limiting interest and other charges; providing certain exemptions; and imposing penalties," by changing the short title of the act redefining the term "charges"; changing the form of the application; restricting the conduct of business by a licensee; enlarging the authority of the Secretary of Banking; altering the powers of licensees; altering the requirements and limitations applicable to licensees and altering the form of certain statements and excluding certain domestic corporations

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 626, on second reading, entitled:

An Act to add section one point one to the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on certain waters

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 641, on second reading, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitations of such power or interest by virtue of any restriction in the nature of a socalled spendthrift trust provision or similar provision and providing for the execution delivery and recording of such release or disclaimer.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 660, entitled:

An Act to add section thirty-one point one, to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207) entitled, "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates; sewer rates, and lightning rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of assembly," further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens, mortgages, ground rents, estates and claims against such property by such sale and eliminating the right of redemption after such sales

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 660, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection?

Mr. KEPHART. I object. This bill has gone over in order two or three times and I think it ought to be put on third reading at this time.

Mr. JASPAN. I agree with the gentleman and I think it ought to go over on that account. I am heartily in accord with the gentleman's proposition.

I will keep my agreement with Senator Kephart. However, in view of the fact that Senator Wade of Cumberland asked that the bill go over in its order, I will go along with him, but having made an agreement I will stick to my agreement.

Mr. DiSILVESTRO. Mr. President, what right do the Senators from Philadelphia have to have agreements on bills and leave us at their mercy?

Mr. KEPHART. In answer to the Senator from Philadelphia, Mr. DiSilvestro, yesterday when Senator Jaspan asked that this bill go over in order, I agreed and I said would not object, if he would agree not to ask today that it go over in order.

Mr. JASPAN. That is correct.

The PRESIDING OFFICER. The Chair calls attention to the fact that the Senator from Philadelphia, Mr. Jaspan, has not yet made such a request.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 662, on second reading, entitled:

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivisions free of charge, to certain veterans, his agent or representatives of the United States Veterans' Administration.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officers of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 713, entitled:

An Act to amend sections three and five of Article nineteen of an act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," by making provisions for those who have served in the armed forces of the United States who are candidates for mine inspectors and who have been appointed mine inspectors.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 718, entitled:

An Act to add section three hundred six and one-tenth to the act approved the twenty--first day of June one thousand nine hundred thirty-nine (P. L. 520) entitled "An act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes changing practice and rules of evidence defining earning power after accident authorizing the board to terminate compensation in certain cases changing the classes of dependents entitled to compensation in case of death increasing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act" providing for payment in second injury cases.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 752, entitled:

An Act to amend section two of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" by providing for the appointment of additional deputy registers

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 753, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Section 1, Subsection 8(1), page 1, line 5, by striking out the word "the" and by inserting after the word "into" the following: "a single political subdivision"; Amend Section 1, Subsection 8(1), page 1, line 6, by striking out the words "City and County of Philadelphia"; Amend Section 1, Subsection (2), page 2, line 10, by striking out the word "County" before the word "of" and inserting in lieu thereof the word "City"; and by striking out the word "City" after the word "the" and before the word "of" and inserting in lieu thereof the word "County"; Amend Section 1, Subsection (3), page 3, line 2, by striking out the word "County" after the word "the" and inserting in lieu thereof the word "City"; and by striking out the word "City" after the word "the" and before the word "of" and inserting in lieu thereof the word "County"; Amend Section 1, Subsection (4), page 3, line 6, by striking out the words "or of the City of" and inserting after the word "the" and before the word "County" the following "consolidated City and", by striking out the word "Philadelphia" on line 7, the partial word "sec-" on line 8, and the words "tion one or section two of" on line 9; Amend by inserting between lines 9 and 10, page 3, the following "(5) All legislation hereafter enacted applicable to cities of the first class or to counties of the first class shall be applicable to the consolidated city and county of Philadelphia; Amend Section 1, Subsection (5), page 3, line 10 by striking out the figure (5) and inserting in lieu thereof the following "(6)".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 812, entitled:

An Act to further amend the last paragraph of section eight of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" changing the name of the veterans' grave registrar to director of veterans' affairs and prescribing his duties.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 845, on second reading, entitled:

An Act to amend section thirteen of the act approved the twenty-third day of May, one thousand nine hundred seven, (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violations of its provisions to be misdemeanors, and providing penalties for violations thereof," by further regulating the eligibility lists in cities of the second class "A"

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 876, entitled:

An Act to amend section three of, and to add section three point one to the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1019), entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurer's sales of such lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by authorizing the county commissioners to advertise for private offers for such lands and providing for the distribution of the proceeds of such sales.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 877, entitled:

An Act to further amend sections sixteen and seventeen of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and author-

izing the county commissioners to purchase such lands and resell the same under certain circumstances," clarifying the provisions relating to the resale of such property purchased by the county commissioners at county treasurer's sales, eliminating the right of redemption after such sales, and further providing for the reimbursement to the county for moneys spent on such property in certain cases.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 933, entitled:

An Act to add section one thousand six hundred and fifteen to the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the release of pupils from the public schools for religious instruction.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1062, on second reading, entitled:

An Act to further amend section nine of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" by giving trustees the right to hold certain real estates under certain conditions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE BILL No. 402 CALLED UP

Mr. JONES. Mr. President, I call up at this time House Bill No. 402, on third reading, on page 10 of the Calendar.

RECONSIDERATION OF HOUSE BILL No. 402

Mr. JONES. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 402, entitled:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by providing for the appointment of policemen by the supervisors

was defeated.

The PRESIDING OFFICER. How did the Senator vote?

Mr. JONES. Mr. President, I voted "nay".

Mr. CARR. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. CARR. Mr. President, I voted "nay".

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. JONES. Mr. President, I ask unanimous consent that House Bill No. 402, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 165, entitled:

An Act making an appropriation to the Medical School of the University of Pittsburgh, Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 166, entitled:

An Act making an appropriation to the Nursing School of the University of Pittsburgh, Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 176, entitled:

An Act to add sections eight point one and eight point two to the act approved the thirtieth day of March one thousand nine hundred three (P. L. 106) entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied are delinquent and remain unpaid" by fixing the interest of the various taxing authorities having taxes or claims against property sold under the provisions of said act by the treasurer of any city of the second class and providing for the distribution of moneys received as income from or resale of any such property purchased by the city at such tax sale

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 211, entitled:

An Act providing for and regulating the appointment promotion and reduction in rank, suspension and removal of paid operators of fire apparatus in boroughs incorporated town and townships of the first class creating a civil

service commission in each borough incorporated town and township of the first class defining the duties of such civil service commission imposing certain duties and expenses on boroughs incorporated town and townships of the first class imposing penalties and repealing inconsistent laws

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 283, entitled:

An Act to add clause XLVIII to section one thousand five hundred two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing purchase of real property and construction of garbage disposal plants.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 306, entitled:

An Act to authorize cities boroughs incorporated towns townships and school districts to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 440, entitled:

An Act to further amend subsection six of section nine hundred five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by increasing the tax rate for fire hydrants and fire hydrant water service and authorizing certain expenditures therefor out of the general township fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 480, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the furnishing of "Pennsbury Memorial."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 528, entitled:

An Act to further amend section fourteen of the act, approved the thirty-first day of March, one thousand eight hundred seventy-six (P. L. 13), entitled "An act to carry into effect section five, of article fourteen, of the Constitution, relative to the salaries of county officers and the payment of fees received by them into the State or county treasury, in counties containing over one hundred and fifty thousand inhabitants," by eliminating the salary of county surveyors in counties having less than two hundred fifty thousand and more than one hundred fifty thousand inhabitants.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 623, entitled:

An Act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 642, entitled:

An Act making an appropriation to the Pennsylvania Post-War Planning Commission for the purpose of making a survey of the Port of Pittsburgh, and providing for the same as a post-war project.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 643, entitled:

An Act validating certain borough ordinances which were inadvertently recorded beyond the statutory period.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 646, entitled:

An Act re-appropriating for additional purposes, moneys heretofore appropriated to the Department of Military Affairs for the purpose of erecting, constructing and equipping an auditorium at Indiantown Gap.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 672, entitled:

An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 719, entitled:

An Act to reenact and further amend the title and the act, approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53) entitled, as amended, "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer of such institutions to the Commonwealth; providing for the management and operation or closing and abandonment thereof, and the maintenance of mental patients therein, including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws." providing for the transfer to the Commonwealth of all grounds, lands, buildings and personal property used for the care and maintenance of indigent persons in conjunction with institutions for the care of mental patients heretofore transferred to the Commonwealth, and for payment therefor by the Commonwealth to the political subdivisions; and further regulating the procedure relating to property of such institutions abandoned by the Commonwealth, and to institutions closed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 745, entitled:

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County; providing for the control and management thereof; authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 746, entitled:

An Act making an appropriation for the preparation of the Eightieth Division History; and creating a commission for such purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 757, entitled:

An Act to further reenact and amend the act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 563), entitled "An act to add section two thousand two and one tenth to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled, 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith,' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities," extending the effective period thereof; substituting the Department of Public Instruction and the Governor for the State Council of Education; and placing additional duties and powers upon the trustees of State Teachers Colleges.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 763, entitled:

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 936) entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate and fixing the fees for such services" by providing for the appointment of a custodian of delinquent tax records elimination of fees and relieving the receiver of taxes of the liability for the accuracy of tax memoranda.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 844, entitled:

An Act to amend section ten of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" including the solicitor for delinquent real estate tax and water rate liens and the employes of his office under the provisions of said act

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1012, entitled:

An Act to further amend section one thousand and three, of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by further regulating the newspaper publication of the auditor's report.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1017, entitled:

An Act to protect the public health and safety by requiring registration with and the securing of certificates of registration from the State Board of Pharmacy by persons, copartnerships associations and corporations engaged in the manufacture or production of drugs and medical supplies regulating the manufacture of drugs and medical supplies as herein defined prohibiting the manufacture possession or sale of adultered or misbranded drugs and medical supplies prescribing certificates of registration providing for inspections and the suspension and revocation of certificates of registration conferring powers on the State Board of Pharmacy and courts and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1036, entitled:

An Act relating to the rate of pay for policemen firemen and park guards in cities of the first class providing for a system whereby policemen firemen and park guards of cities of the first class who shall enter or who shall have entered the military service during the present hostilities shall be paid upon honorable discharge and re-entry into the police fire or park guard service at the same rate of pay as if they had actually served on the police force fire bureau or park guard force of cities of the first class during the years months or days they were in the military service

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Wednesday, April 25, 1945, at 3:00 o'clock p. m., Eastern War Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 7:23 o'clock p. m., Eastern War Time until Wednesday, April 25, 1945, at 3:00 o'clock p. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

TUESDAY, April 24, 1945.

The House met at 1:30 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the following prayer:

Dear Lord we thank Thee for daily generous provisions for our needs. May the strength derived thereof be used by the Members of the House of Representatives and all other public servants in a life of service to our fellowmen. Help us ever to remember Jesus' words, "And whosoever will be chief among you, let him be your servant, even as the Son of Man came not to be ministered unto but to minister."

Guide all of the statesmen in their deliberations and decisions at the San Francisco Peace Parley. May they find for us and posterity a peace that is not counterfeit. We ask this in the name of the Prince of Peace, Jesus Christ. Amen.

JOURNAL APPROVED

The SPEAKER The Clerk will read the Journal of Monday, April 23, 1945.

The Clerk proceeded to read the Journal of Monday, April 23, 1945, when, on motion of Mr. SWOPE unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. WATERHOUSE and PENTRACK.

HOUSE BILL No. 1284.

An Act to further amend section six hundred three and to further amend clause (c) of section seven hundred three of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating, and changing the law relating thereto," by restricting the use of water sets for trapping raccoons, fur-bearing animals or predators prior to the beginning of the trapping season for muskrats.

Referred to the Committee on Game.

By Mr. JAMES. HOUSE BILL No. 1285.

An Act authorizing the Department of Property and Supplies to acquire, repair, restore and maintain the Caleb Pusey House and the grounds surrounding the same in the borough of Upland, Delaware County, Pennsylvania as an historic shrine; conferring certain powers and duties on the Pennsylvania Historical Commission; and making an appropriation.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 122.

An Act to amend sections one and two, and to further amend section three of the act, approved the eighth day of June, one thousand eight hundred ninety-three (P. L. 344, No. 284), entitled "An act relating to husband and wife, enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will, and enabling them to sue and to testify against each other in certain cases," authorizing a married woman to mortgage or convey her real property to the same extent as a married man; to make contracts as if unmarried,

Referred to the Committee on Judiciary General.

SENATE BILL No. 560.

An Act to amend sections two hundred five, two hundred six, five hundred one, five hundred two, five hundred five, five hundred six and eight hundred seven of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth.

Referred to the Committee on State Government.

SENATE BILL No. 577.

An Act to amend section seven hundred eight and to further amend clause (f) of section seven hundred thirty-

one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the time limitation for tagging big game controlling the removal and transportation of big game requiring report of such killing and providing penalties

Referred to the Committee on Game.

SENATE BILL No. 599.

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by changing and adding provisions relative to corporate names and addresses, advertising, filing of certificates by foreign corporations, revocation of certificates of authority, making certain certificates prima facie evidence in certain cases and by providing penalties.

Referred to the Committee on Judiciary General.

SENATE BILL No. 600.

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to non-profit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for service required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by changing and adding provisions relative to corporate names and addresses, advertising, filing of certificates by foreign non-profit corporations, revocation of certificates of authority, making certain certificates prima facie evidence in certain cases and by providing penalties.

Referred to the Committee on Judiciary General.

SENATE BILL No. 616.

An Act to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," permitting additional hours of service by policemen and firemen for the duration of the present war and providing for overtime pay for such work

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 629.

An Act to amend section six hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled, "An act concerning game and other wild birds and wild animals; amending, revising, consolidating, and changing the law relating thereto"; permitting for purposes of conservation, the designation and posting of beaver colonies; prohibiting the trapping of beavers at any time in such colonies and imposing penalties.

Referred to the Committee on Game.

SENATE BILL No. 679.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America, of approximately three-tenths of an acre of land in the County of Delaware, upon which is erected the Chester Range Front Light, and ceding jurisdiction to the United States.

Referred to the Committee on State Government.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

The Speaker for Mr. HERING because of injury.

Mr. CHUDOFF for himself for tomorrow's session on account of death in the family.

COMMITTEE REPORTS

Mr. TAHL, from the Committee on Elections, reported as committed, House Bill No. 63, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating the necessity of proclaiming the names of persons elected to certain offices.

Mr. TROUT, from the Committee on Education, reported as committed, House Bill No. 300, entitled:

An Act to amend section eight hundred thirteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation therefor; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by allowing members of county board of school directors expenses for attendance at meetings.

Mr. RUDISILL, from the Committee on Counties, reported as committed, House Bill No. 580, entitled:

An Act to further amend the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by further extending the powers and duties of county commissioners or boards of revisions of taxes whenever facts may become known to reassess the personal property of any such taxable for any former year or years.

Mr. WEISS, from the Committee on Counties, reported as committed, House Bill No. 587, entitled:

An Act to amend section one hundred forty-five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by requiring that the cost of county treasurers' bonds in its favor shall be borne by the Commonwealth.

Mr. DAVID P. REESE, Jr., from the Committee on Judiciary General, reported as committed, House Bill No. 864, entitled:

An Act to further amend subsection (a) of section twelve of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by limiting the five hundred dollars ($500) exemption to widows and minor children only.

Mr. REYNOLDS, from the Committee on Banking, reported as committed, House Bill No. 892, entitled:

An Act to further amend section four of the act, approved the twenty-sixth day of May, one thousand nine hundred thirty-three (P. L. 1076), entitled "An act to provide for the organization, incorporation, operation, and supervision of cooperative savings and credit associations to be termed credit unions; designating such credit unions as corporation, and defining their powers and duties; conferring certain powers and duties on the Department of Banking; and providing penalties," by further defining the membership of credit unions.

Mr. BENTZEL from the Committee on Education reported as committed House Bill No. 894, entitled:

An Act to further amend section nine of the act, approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof by the State," further regulating State reimbursements to school districts for vocational education.

Mr. DAGUE from the Committee on Judiciary General reported as committed House Bill No. 1005, entitled:

An Act permitting persons accused of crimes to post bail or enter into a recognizance for appearance and trial in court without waiving defects in their arrest.

Mr. DAVID P. REESE, Jr. from the Committee on Judiciary General reported as committed House Bill No. 1187, entitled:

An Act to further amend subsection (a) of section twelve of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended, "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substituaion of executors and administrators therein, the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor, appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by increasing the widow's or children's exemption.

Mr. TAHL from the Committee on Judiciary General reported as committed House Bill No. 1279, entitled:

An Act to repeal the act, approved the tenth day of April, one thousand eight hundred seventy-three (P. L. 664) entitled "An act relating to the return days of the several courts of Dauphin County."

Mr. GARDNER from the Committee on Education reported as committed House Bill No. 25, entitled:

An Act to assist young men and women of the Commonwealth to obtain a higher education; providing for competitive examinations; placing certain duties upon the Department of Public Instruction; and repealing certain laws.

Mr. FRANK E. SNYDER from the Committee on Agriculture reported as committed Senate Bill No. 194, entitled:

An Act to further amend section twenty of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," by increasing the fee for killing unlicensed dogs.

Mr. MAHANY from the Committee on Building and Loan Associations reported as committed Senate Bill No. 262, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers directors, shareholders, solicitors, and other employes; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," further defining and limiting the rights, powers, duties, liabilities and immunities of building and loan associations and their shareholders and creditors.

Mr. BOORSE from the Committee on Building and Loan Associations reported as committed Senate Bill No. 263, entitled:

An Act to further amend subsection B of section one thousand eleven of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565), entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and banking business corporations acting as fiduciaries and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations or persons; authorizing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," further regulating distribution of the assets of building and loan associations in liquidation by the Secretary of Banking.

Mr. NELSON from the Committee on Judiciary General reported as committed Senate Bill No. 341, entitled:

An Act to repeal, except as to counties of the first class, clause (b) 1 of section one of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom."

Mr. MOSER from the Committee on Judiciary General reported as committed Senate Bill No. 342, entitled:

An Act to amend section two hundred thirty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," requiring each register of wills to give a joint and several bonds, approved by the judges of the orphans' court and by the Governor.

Mr. FLACK from the Committee on Elections reported as committed Senate Bill No. 499, entitled:

An Act to further amend the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices and comparing and correcting the general and district registers

Mr. MADDEN from the Committee on Counties reported as committed Senate Bill No. 493, entitled:

An Act to repeal the special acts, approved the twelfth day of March, one thousand eight hundred sixty-six (P. L. 171), and the fourteenth day of February one thousand eight hundred sixty-seven (P. L. 207), relating to the fees of the sheriff, prothonotary, register, recorder, clerk of courts and district attorney in Washington County.

Mr. BREISCH from the Committee on Elections reported as committed Senate Bill No. 500, entitled:

An Act to further amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices and comparing and correcting the general and district registers

Mr. BREISCH from the Committee on Elections reported as committed Senate Bill No. 501, entitled:

An Act to further amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "Act act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices comparing and correcting general and district registers preparing preliminary street lists and street lists

Mr. BREISCH from the Committee on Elections reported as committed Senate Bill No. 503, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices comparing and correcting general and district registers preparing preliminary street lists and street lists

Mr. TAHL from the Committee on Elections reported as committed Senate Bill No. 538, entitled:

An Act to amend section eight of the act, approved the eighth day of May, one thousand nine hundred forty-four (Act No. 2), entitled "A supplement to the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled 'An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections,'" by further regulating the disposition of military files.

Mr. FLACK from the Committee on Elections reported as committed Senate Bill No. 539, entitled:

An Act to amend Section nine of the Act approved the fifth day of May, one thousand nine hundred forty-four (Act No. 1) entitled, "A Supplement to the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws, one thousand three hundred thirty-three), entitled 'An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections,'" further regulating the disposition of military files.

Mr. LEISEY from the Committee on Banking reported as committed Senate Bill No. 631, entitled:

An Act to further amend section one thousand eleven of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations or persons; authorizing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts" by providing that hereafter any claim for the amount of any deficiency in the funds, property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate shall have the same rank and priority upon liquidation by the secretary as receiver as is given to deposits and other claims enumerated in the third category set forth in said section.

Mr. FLACK from the Committee on Counties reported as committed Senate Bill No. 663, entitled:

An Act to further amend section one of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the third class; and imposing certain charges on counties," defining "County Employee" to include persons employed by independent poor districts.

Mr. LAUGHNER from the Committee on Elections reported as committed Senate Bill No. 693, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections;" providing for payment of filing fees by cash in certain cases.

Mr. PICKENS from the Committee on Cities and County—Second Class reported as amended House Bill No. 41, entitled:

An Act to amend clause four of section one of article eight of the act approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by authorizing the city controller to approve warrants drawn on transferred surplus and unused funds.

Mr. WEISS from the Committee on Counties reported as amended House Bill No. 280, entitled:

An Act requiring the recorder of deeds of every county to report transfers of property to the commissioners of townships of the first class.

Mr. E. GADD SNIDER from the Committee on Counties reported as amended House Bill No. 516, entitled:

An Act to amend section one of the act, approved the twentieth day of May, one thousand nine hundred twenty-one (P. L. 976), entitled "An act fixing the salary of the jury commissioners of the counties of the third class," by increasing such salary.

Mr. FLACK from the Committee on Counties reported as amended House Bill No. 559, entitled:

An Act to add section four hundred sixty-three to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing the county commissioners to appropriate and spend money for the repair and maintenance of certain dams.

Mr. BREISCH from the Committee on Elections reported as committed Senate Bill No. 502, entitled:

An Act to further amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors, and comparing and correcting the general and district registers.

DAVIDSON AND CHERRY TOWNSHIP HIGH SCHOOLS WELCOMED

The SPEAKER. The Chair is pleased to announce to the House the presence this afternoon of the Senior classes of Dividson Township and Cherry Township High Schools, Sullivan County, who are the guests of the gentleman from Sullivan Mr. Baumunk.

The Chair welcomes these classes as guests of the House, and hopes you will return again.

BELLEVILLE HIGH SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes to the House this afternoon the Senior Class of the Belleville High School, Mifflin County, accompanied by their principal Mr. Kester, who are the guests of the gentleman from Mifflin, Mr. Kennedy.

We are pleased to have you as visitors and hope you may be able to come back again.

REQUEST TO READ BILLS FIRST TIME

Mr. LICHTENWALTER. Mr. Speaker, I request consent that all bills reported from Committee as committed be read for the first time.

The SPEAKER. Will the House give its unanimous consent? Is there objection?

Mr. CULLEN. Mr. Speaker, I object.

PARLIAMENTARY INQUIRY

Mr. CHUDOFF. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. CHUDOFF. Mr. Speaker, is it not true under the rules of the House in order to read a bill for the first time when it is reported out of committee you must waive a House Rule or must have unanimous consent of the House?

The SPEAKER. The Chair would inform the gentleman from Philadelphia, Mr. Chudoff, that suspension of the rules is required. The gentleman from Philadelphia, Mr. Cullen, objected to the bills being read for the first time.

RULE 41 SUSPENDED

Mr. LICHTENWALTER. Mr. Speaker, I move that

Rule 41 be suspended for the specific purpose of reading all bills for the first time reported from Committees as committed.

On the question,

Will the House agree to the motion?

The yeas and nays were required by Mr. Cullen and Mr. Leonard and were as follows:

YEAS—153

Andrews,	Getchey,	Mahany,	Robertson,
Baker,	Gibson,	Matthews,	Root,
Barrett,	Goodling,	McAtee,	Royer,
Barton,	Gore,	McClester,	Salus,
Baumunk,	Greenwood,	McCormack,	Schuster,
Bentzel,	Greer,	McDowell,	Serrill,
Bonawitz,	Guthrie,	McKinney,	Shaffer,
Boney,	Gyger,	McLanahan,	Shoemaker,
Boorse,	Haberlen,	McMillen,	Sloan,
Boory,	Hall,	Mihm,	Smith,
Bower,	Hamilton,	Mikula,	Snyder,
Breisch,	Haudenshield,	Miller,	Sollenberger,
Brice,	Helm,	Milliken,	Stank,
Brunner, C. H.,	Hennihan,	Modell,	Stockham,
Brunner, P. A.,	Hewitt,	Moore, C. E.,	Stonier,
Burns,	Hoffman,	Moore, W. J.,	Stuart,
Cadwalader,	Hoopes,	Moser,	Swope,
Cohen,	Howells,	Murray, M. L.,	Tahl,
Coleman,	Huntley,	Murray, P. G.,	Tate,
Cook,	James,	Nagel,	Tittle,
Cooper,	Jones,	Nelson,	Trachtman,
Costa,	Kennedy,	O'Connor,	Trout,
Coulson,	Kline,	O'Dare,	Turbett,
Dennison,	Komorofski,	Owens,	Turner,
Depuy,	Krise,	Pentrack,	Verona,
Dix,	Kurtz,	Petrosky,	Wachhaus,
Dye,	Laughner,	Pettigrew,	Wagner,
Elder,	Lee,	Pickens,	Waterhouse,
Elish,	Leisey,	Polaski,	Watkins,
Erb,	Leonard,	Polen,	Weiss,
Ewing,	Levy,	Power,	Wescott,
Flack,	Lichtenwalter,	Propert,	White,
Fleming,	Loftus,	Readinger,	Wood, L. H.,
Foor,	Longo,	Reagan,	Wood, N.,
Fox,	Lopez,	Reese, D. P.,	Worley,
Freed,	Lyons,	Reilly,	Wright,
Frost,	Madden,	Reynolds,	Yeakel,
Fullerton,	Madigan,	Riley,	Fiss,
Gardner,			Speaker.

NAYS—28

Chudoff,	Grant,	Mills,	Reidenbach,
Coyle,	Green,	Mooney,	Rose,
Cullen,	Heatherington,	Moran,	Rudisill,
Dougherty,	Lane,	Munley,	Scanlon,
Finnerty,	Lovett,	O'Donnell,	Varallo,
Gaffney,	McNair,	O'Neill,	Welsh,
Gallagher,	McNally,	Regan,	Yester,

NOT VOTING—25

Bentley,	Dague,	Hersch,	O'Brien,
Boies,	Dalrymple,	Hoggard,	Reese, R. E.,
Brancato,	Dillon,	Hunter,	Skale,
Brothers,	Duffy,	Kirley,	Snider,
Brown,	Hare,	Kolankiewicz,	Sorg,
Chervenak,	Herman,	Myhan,	Trent,
Corrigan,			

So the question was determined in the affirmative, the motion was agreed to, and Rule 41 was suspended.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 63, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating the necessity of proclaiming the names of persons elected to certain offices.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 300, entitled:

An Act to amend section eight hundred thirteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by allowing members of county board of school directors expenses for attendance at meetings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 580, entitled:

An Act to further amend the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by further extending the powers and duties of county commissioners of boards of revision of taxes whenever facts may become known to reassess the personal property of any such taxable for any former year or years.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 587, entitled:

An Act to amend section one hundred forty-five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by requiring that the cost of county treasurers' bonds in its favor shall be borne by the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 864, entitled:

An Act to further amend subsection (a) of section twelve of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended, "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor, appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by limiting the five hundred dollars ($500) exemption to widows and minor children only.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 892, entitled:

An Act to further amend section four of the act, approved the twenty-sixth day of May, one thousand nine hundred thirty-three (P. L. 1076), entitled "An act to provide for the organization, incorporation, operation and supervision of cooperative savings and credit associations to be termed credit unions; designating such credit unions as corporations, and defining their power and duties; conferring certain powers and duties on the Department of Banking; and providing penalties," by further defining the membership of credit unions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 894, entitled:

An Act to further amend section nine of the act, approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tutition by certain school districts, and reimbursement thereof by the State," further regulating State reimbursements to school districts for vocational education.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1005, entitled:

An Act permitting persons accused of crimes to post bail or enter into a recognizance for appearance and trial in court without waiving defects in their arrest.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1187, entitled:

An Act to further amend subsection (a) of section twelve of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended, "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor, appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by increasing the widow's or children's exemption.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1279, entitled:

An Act to repeal the act, approved the tenth day of April, one thousand eight hundred seventy-three (P. L. 664), entitled "An act relating to the return days of the several courts of Dauphin County."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

QUESTION OF INFORMATION

Mr. CULLEN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. CULLEN. Mr. Speaker, the bills that the rules

have been suspended on, are any of them appropriation bills?

The SPEAKER. The Clerk informs the Chair that there are no appropriation bills among them.

PARLIAMENTARY INQUIRY

Mr. CULLEN. A parliamentary inquiry, Mr. Speaker.

The SPEAKER. The gentleman will state it.

Mr. CULLEN. Am I in order, Mr. Speaker, to move that the bills that the rule has been suspended on be read at length?

The SPEAKER. In answer to the parliamentary inquiry of the gentleman from Philadelphia, Mr. Cullen, the Chair would inform him that the bills will be read at length.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 194, entitled:

An Act to further amend section twenty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" by increasing the fee for killing unlicensed dogs

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 262, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" further defining and limiting the rights powers duties liabilities and immunities of building and loan associations and their shareholders and creditors

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 263, entitled:

An Act to further amend subsection B of section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations association or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" further regulating distribution of the assets of building and loan associations in liquidation by the Secretary of Banking.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 341, entitled:

An Act to repeal except as to counties of the first class clause (b) 1 of section one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 342, entitled:

An Act to amend section two hundred thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" requiring each register of wills to give a joint and several bond approved by the judges of the orphans' court and by the Governor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 493, entitled:

An Act to repeal the special acts, approved the twelfth day of March, one thousand eight hundred sixty-six (P. L. 171), and the fourteenth day of February, one thousand eight hundred sixty-seven (P. L. 207), relating to the fees of the sheriff, prothonotary, register, recorder, clerk of courts and district attorney in Washington County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 499, entitled:

An Act to further amend the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, and comparing and correcting the general and district registers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 500, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; perscribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, regstrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, protnonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation" by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, and comparing and correcting the general and district registers

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 501, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; perscribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointeees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, comparing and correcting general and district registers, preparing preliminary street lists and street lists

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 502, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors and comparing and correcting the general and district registers

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 503, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal

officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, comparing and correcting general and district registers, preparing preliminary street lists and street lists

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

DEMOCRATIC CAUCUS

Mr. ANDREWS asked and obtained unanimous consent for a meeting of the Democratic caucaus immediately in the Old House Caucus Room.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 538, entitled:

An Act to amend section eight of the act, approved the eighth day of May, one thousand nine hundred forty-four (Act No. 2), entitled "A supplement to the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled 'An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections,'" by further regulating the disposition of military files

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 539, entitled:

An Act to amend Section nine of the Act approved the eighth day of May, one thousand nine hundred forty-four (Act No. 1) entitled, "A Supplement to the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled 'An act concerning elections, including general municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections,'" further regulating the disposition of military files.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 631, entitled:

An Act to further amend section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Deparament of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise tranacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expense of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" by providing that hereafter any claim for the amount of any deficiency in the funds property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate shall have the same rank and priority upon liquidation by the secretary as receiver as is given to deposits and other claims enumerated in the third category set forth in said section

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

QUESTION OF INFORMATION

Mr. O'BRIEN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. O'BRIEN. Mr. Speaker, is the House in recess?

The SPEAKER. The House is on the first reading calendar, reading bills at length.

Mr. O'BRIEN. Mr. Speaker, may I ask that the House recess for a period of ten minutes?

The SPEAKER. The Chair will accept such a motion.

MOTION TO RECESS

Mr. O'BRIEN. Mr. Speaker, I move that the House recess for a period of ten minutes.

The SPEAKER. Will the House give its unanimous consent to the making of a motion to recess? Is there objection? The Chair hears objection and consent is not granted.

Mr. O'BRIEN. Mr. Speaker, there is no reason for a caucus then.

Mr. DILLON. Mr. Speaker, are we going to recess for ten minutes?

The SPEAKER. A motion was made to recess to which objection was made. Unanimous consent is required to make a motion to recess under the order of business now before the House. It is for the House to determine whether a recess shall be declared.

PARLIAMENTARY INQUIRY

Mr. TURNER. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. TURNER. Will the Chair state the question again to the House?

The SPEAKER. We are under the order of business of reading bills at length for the first time. That is the only business that is before the House.

Mr. ANDREWS. Mr. Speaker, could not the Chair on his own initiative ask the House to be in recess for a brief period?

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess until 3 p. m. Is there objection? The Chair hears none and a recess is declared.

AFTER RECESS

The House reconvened at 3 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

RESOLUTION

RECALLING HOUSE BILL No. 642, FROM THE GOVERNOR

Mr. CORRIGAN asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted:

In the House of Representatives, April 24, 1945.

Resolved (if the Senate concurs), that House Bill No. 642, Printer's No. 221, entitled "An act authorizing in certain cases the issuance of motor vehicle operators' licenses to persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith without a learner's permit and the temporary suspension of existing laws requiring the same" be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. LICHTENWALTER asked and obtained unanimous consent to address the House.

Mr. Speaker, we have lost considerable time this afternoon trying to get a little matter straightened out, and I would like to amend my former motion that all bills be read for the first time by excepting Senate Bill 502.

The SPEAKER. If there be no objection the Chair will withdraw its decision as to Senate Bill 502 having been read for the first time and agreed to. The Chair hears no objection. The bill will be accepted as having been reported from Committee as committed and not read.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 663, entitled:

An Act to further amend section one of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" defining "County Employe" to include persons employed by independent poor districts

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REQUEST TO READ BILLS AT LENGTH WITHDRAWN

Mr. CULLEN. Mr. Speaker, I withdraw my request to have bills read at length.

The SPEAKER. The Chair thanks the gentleman from Philadelphia, Mr. Cullen, who withdraws his request to have the bills read at length.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 693, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections"; providing for payment of filing fees by cash in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 116, 132, 402, 578, 686, 694, 355, 565, 667, 673, 675, 695, 721, 722, 734.

House Bills concurred in by Senate 89, 155, 361, 823, 824, 1170.

Amended House Bills returned for concurrence 98, 449.

Resolution concurred in by Senate House Resolution 40.

BILLS ON FIRST READING

The SPEAKER. The bills on the first reading calendar are not on file and will be passed over for the present.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 908, entitled:

An Act to amend and further amend certain sections of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," by changing the name of the Commissioner of Health to the Secretary of Health; further regulating the duties of medical inspectors and sanitary officers; and the employment of school nurses and dental hygienists; requiring school employes and pupils to undergo examinations; authorizing advisory health councils; and repealing certain acts.

The first, second, third, fourth, fifth, sixth, and seventh sections were separately read and agreed to.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendments:

Amend sec. 8 (sec. 1508), page 8, line 26, by striking out the light-face brackets before and after the word "may".

Amend sec. 8 (sec. 1508), page 8, line 26, by striking out the word "shall".

They were agreed to.

The section was agreed to as amended.

The ninth, tenth, eleventh and twelfth sections and title were separately read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 226, entitled:

An Act fixing the salary of the district attorney in counties of the eighth class.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 231, entitled:

An Act fixing the fees of the recorder of deeds in counties of the sixth class.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 841, entitled:

An Act to further amend section thirteen of, and to add section seventeen point one to the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties," further providing for the suspension and revocation of licenses issued under the provisions of said act, and for the reissuance of such licenses.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1057, entitled:

An Act to amend section five hundred sixteen of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by providing for the furnishing of duplicates to boroughs.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 883, entitled:

An Act to further amend section one and eight of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth class; imposing certain charges on counties, and prescribing penalties," further regulating such retirement systems.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1212, entitled:

An Act to prohibit persons from coercing teachers, principals and supervising principals to make political contributions and teachers, principals and supervising principals from making such contributions as the result of coercion.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1266, entitled:

An Act authorizing the Pennsylvania Post-War Planning Commission, whenever funds are available, to allocate funds to the various counties or their agencies, for certain post-war projects, upon the matching of such allocations by the counties.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1282, entitled:

An Act to further amend the title and section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled, as last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings; im-

posing duties on school authorities and on certain corporations, associations, and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," including political subdivisions among the owners and occupants of buildings who may be required to remove or change such buildings.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 37, entitled:

An Act fixing the fees of the recorder of deeds in counties of the fifth class

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 374, entitled:

An Act to fix the standard weights of containers for wheat and corn flours cornmeals hominy and hominy grits and to provide penalties for the violation of this act.

The first, second, third, fourth, fifth and sixth sections were separately read and agreed to.

Mr. SWOPE offered the following amendment:

Amend bill, page 3, by inserting after line 6, the following: "Section 7. The provisions of this act shall become effective on the first day of January, one thousand nine hundred forty-six."

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 413, entitled:

An Act to amend section one of the act approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 607), entitled "An act authorizing administrative boards within the Department of Public Instruction, for the duration of the present War, to admit to examination and grant licenses or registration to certain applicants who are less than twenty-one, but not less than twenty years of age," by reducing temporarily the age limit of persons who may take Pennsylvania State pharmacy examinations.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 469, Printer's No. 216.

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 476, entitled:

An Act to amend section five hundred ninety of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by extending provisions of act to include memorials erected to commemorate services of women who have been members of organizations officially connected with the armed forces of the United States.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 625, entitled:

An Act to amend section ten of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the number of apprentices in beauty shops

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 205, entitled:

An Act to further amend section four, and to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by exempting from such tax liquid fuels used for the operation of stationary engines in agricultural pursuits and the operation of tractors and machinery used for agricultural purposes other than on the highways and providing refunds of taxes paid on such liquid fuels and extending the additional emergency tax of one cent a gallon or fractional part thereof for a period of two years

The first section was read.

On the question,

Will the House agree to the section?

Mr. McKINNEY offered the following amendments:

Amend sec. 1 (sec. 4), page 3, line 22, by inserting a light-face bracket before the word "In".

Amend sec. 1 (sec. 4), page 3, line 25, by inserting a light-face bracket after the word "distributors".

Amend sec. 1 (sec. 4), page 3, lines 25 and 26, by striking out the words "with the above exceptions".

Amend sec. 1 (sec. 4), page 3, line 26, by inserting a light-face bracket before the word "within".

Amend sec. 1 (sec. 4), page 3, line 27, by inserting after the word "effective" the following: "and ending on the thirty-first day of May, one thousand nine hundred and forty-five]".

Amend sec. 1 (sec. 4), page 3, line 29, by striking out the words "June first, one thousand nine hundred and forty-".

Amend sec. 1 (sec. 4), page 4, lines 1 and 2, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. BARTON offered the following amendment:

Amend Section 2, (Section 17), page 5, by inserting at the beginning of line 9, the following: "The Board of Finance and Revenue shall have the power to make such refunds and".

It was agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. McKINNEY offered the following amendment:

Amend title, page 2, lines 8, 9 and 10 from top of page, by striking out the words "and extending" in line 8, and all of lines 9 and 10.

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 498, entitled:

An Act authorizing the prothonotary in counties of the fourth class to appoint a solicitor; prescribing the duties and qualifications of such solicitor; fixing his term; and providing for the fixing of his salary and the payment thereof by the county.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1251, entitled:

An Act to amend section three of the act, approved the third day of May, one thousand eight hundred fifty (P. L. 654), entitled "An act providing for the election of district attorneys," empowering the Governor to appoint persons to the office of district attorney in case of vacancy.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. DEPUY. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 66, entitled:

An Act making an appropriation to the Department of Forests and Waters for improvement and development of the Ports of Philadelphia, Chester, Pittsburgh and Erie.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1235, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain claims against the Commonwealth and that department arising out of professional services rendered by physicians in workmen's compensation cases.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 526, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriation Acts, page 59), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-three," providing a deficiency for indexing the Legislative Journal.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, perhaps I can conserve the time of the House by making a simple inquiry, the proper answer to which would render it unnecessary to offer a resolution to discharge a committee at this time.

I would therefore like to ask the Majority Leader whether it is the intention of the majority party to give this House a very early opportunity—and I mean very early, to vote on House Bill 354, the Fair Employment Practice Bill, the Brown Bill.

Mr. LICHTENWALTER. Mr. Speaker, I appreciate the comment of the gentleman that he is trying to conserve the time of the House, but in reply to him I would state that I cannot give him any assurance as to any time that this House might consider and vote on House Bill 354.

Mr. ANDREWS. Mr. Speaker, one further inquiry. If House Bill 354 were definitely on the party program,

the majority party program for an early vote the Majority Leader would know of it, would he not?

Mr. LICHTENWALTER. Mr. Speaker, I would say that he might and he might not.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman from Lehigh.

I might add that I sympathize with him, because this afternoon I found myself in the same situation, I might know and I might not. Therefore, Mr. Speaker, regretfully—and when I say regretfully I mean regretfully, I offer the following resolution.

RESOLUTION

DISCHARGE OF COMMITTEE

Mr. ANDREWS asked and obtained unanimous consent to offer a resolution and for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 24, 1945.

Resolved, That the Committee on Labor be discharged from further consideration of House Bill No. 354, entitled:

An Act relating to and prohibiting discriminatory and unfair employment practices; making the equal opportunity to seek employment a civil right; establishing a Commission of Fair Employment Practice; prescribing its functions, powers and duties; formulating an educational program to prevent such employment practices and imposing penalties.

said bill having been recommitted to the Committee on Labor on March 19, 1945.

On the question,

Will the House adopt the resolution?

Mr. ANDREWS. Mr. Speaker, in view of the lateness of the hour I myself will try to be brief, and I hope that all others who speak on the resolution to discharge the Committee will be equally brief.

Mr. Speaker, we owe it to the constituencies which are most concerned in this bill that there should be early and definite action. You have seen many, many earnest people who could ill afford to do so come to this capitol in support of this bill. From the first, Mr. Speaker, there has been a disposition in some quarters to extend at least some reason why they should hope that this bill be reported out for action.

Our resources as to time are being diminished; we don't have many, many more days to function, and these earnest people, these devoted people who have been interested in this bill cannot afford the protracted campaign that they must necessarily wage in the support of this bill. It is such an issue as should be faced and determined; faced and determined in a manner that only this House can accomplish. So our major reason for urging the discharge of this Committee is, first, that we are convinced of the justice of the measure and we further realize that the supporters of this bill, both in this House and out, should be given an answer as to whether or not this House favors the enactment of this bill.

Mr. LICHTENWALTER. Mr. Speaker, briefly replying to the gentleman from Cambria, I would ask that the Members vote down the resolution to discharge. However I would like the record to reveal that in voting down the resolution to discharge we are voting on question of legislative procedure, and that this vote does not reflect in any way whatsoever the feeling, or the personal opinion of the Members of the House.

I believe that many of the Members in this House have given serious consideration to this problem; that they are deeply concerned with the intent of this legislation, and I would again like the record to reveal that on a roll call to discharge this Committee, it will not reflect the opinion of any of the Members of the House on this particular legislation, but we are voting entirely upon a matter of legislative procedure.

Mr. BROWN. Mr. Speaker, I listened attentively to the remarks of my good friend, the Majority Floor Leader, who states that the record show that the vote against this resolution will not reflect the opinions of the Members who would vote "no".

May I answer the gentleman by saying that the people, and the people alone, will record the reflections of the Members. Men are not dying today, black men, white men, Catholics, Jews, Protestants and Gentiles that we can hide behind a legislative record to justify our actions.

I am certain that the people will record your vote today as to how you feel and how you vote on a measure so important as House Bill 354. House Bill 354 has been in this House since January 3rd, and all during the winter months we labored, we cajoled, we pled, we exercised our constitutional right of petition, and in that army, Mr. Speaker and Members of the House, were men and women from all over Pennsylvania, high men of the church, high men in the circle of labor, men in the field of education, industrialists and business managers, poor people, rich people, black people, white people, Jews, Gentiles, Catholics and Protestants. They came here on March 27th and asked the Members of this House to give us a hearing. You gave us a hearing, full well knowing that regardless of the case we made out you would not retire and render a verdict. You have stifled the ordinary processes of our constitutional form of government and you have stifled them for your own personal reasons and none other.

No one appeared at the hearing in opposition to this bill and no one has appeared on the floor of this House in opposition to it. I cannot understand—and this is the first time in the long period of time I have had the honor of serving here that I have had to make these statements—I cannot understand why the Committee cannot meet to at least decide the issue. I challenge any Member of this House to sustain the reprehensible denial of the right of people to be heard and their voices to be acted upon by the Members of this House and particularly the Members of the Committee on Labor.

Now, Mr. Speaker, for fear that I may be too close to this measure, for fear that my feelings might overpower my reason, I want to read into the record in support of this discharge resolution an editorial which appeared this morning in the Pittsburgh Post Gazette, and I want to be brief, but let us not be so brief that we cannot tell the people of Pennsylvania what is going on at the seat of their government.

I quote from the Post Gazette of Pittsburgh this morning:

DENIAL OF DEMOCRACY

The House Labor Committee held a hearing on fair employment legislation several weeks ago but has since shown no disposition to report a bill for action. Representative Homer S. Brown of Pittsburgh is convinced that unless strong pressure is applied, the measure which he introduced will be kept in a pigeon-hole and never see the light of day.

The Post-Gazette believes that a fair employment practice bill should be passed. It recognizes that there may be sincere differences of opinion as to just how this problem can best be approached and met, but if any legislators have misgivings as to a particular feature of the Brown bill, they should present their alternative on its merits rather than try to smother the bill in committee.

That practice, or procedure, is a denial of representative government and cannot be condemned too strongly. It means that a small group, controlling a committee, is afraid to face a fair test on the floor of the Legislature where members have to stand up and be counted. Even some of those who vote "no" in committee recognize that their personal stand is contrary to the wishes of their constituents and if they had to be recorded publicly would probably take the other side.

The public hearing showed clearly the demand for a bill with some teeth in it rather than a weak bill with a strong label. But if the committee favors some half-way measure, let it say so and take its chances on amendments from the floor. We can respect opposition which has the courage of its convictions and fights fairly but not that which is hypocritical and yellow.

May I repeat that last paragraph,

We can respect opposition which has the courage of its convictions and fights fairly but not that which is hypocritical and yellow.

A grave responsibility rests upon us. Under our constitution a bill must be referred to a Committee and returned therefrom. That section of the Constitution was placed there because the people who framed the constitution, believing and feeling that when people have had a right to be heard and their actions acted upon there would be no attempt to stifle legislation for the best interests of the people.

We stand here today at the crossroads. We have in this country the last citadel in all western civilization of a constitutional form of government. While I recognize the parliamentary procedure in the moves that may go on, I say without any fear of contradiction that the people of Pennsylvania are going to render a verdict. If this bill dies in committee, that verdict will be rendered in the language of this editorial which I have just read, that we are hypocritical and we are yellow. Mr. Speaker, when that verdict is rendered by the people I am certain our stand here today will be justified and entirely vindicated.

Mr. LOVETT. Mr. Speaker, I hesitate somewhat to arise and take up the time of the House on this resolution to discharge this Committee. I realize as Mr. Brown has told you the present system in which our committees work in this House of Representatives, and have worked over many years. This piece of legislation is very important to the people of Pennsylvania, as they have demonstrated by coming here.

I say to you that year in and year out your committee system has stifled legislation as important as this, and that is the reason why I have continuously tried to amend the Rules of this House that we may bring legislation to the floor and have men stand up and be counted either for or against, because that is democracy. I ask you to support this resolution.

Mr. MORAN. Mr. Speaker, being a Member of the Labor Committee, I am in full accord with the resolution.

Mr. COHEN. Mr. Speaker, I am a Member of the Committee on Labor of the House of Representatives, and am in full accord with the motion.

On the question recurring,

Will the House adopt the resolution?

The yeas and nays were required by Mr. Weiss and Mr. Levy.

Messrs. Moran, Heatherington and Rose asked for a verification of the roll.

The roll was verified and was as follows:

YEAS—97

Andrews,	Grant,	McNally,	Reidenbach,
Baker,	Green,	Mihm,	Reynolds,
Barrett,	Haberlen,	Mills,	Root,
Bentzel,	Hamilton,	Modell,	Rose,
Boies,	Heatherington,	Mooney,	Rudisill,
Boney,	Hennihan,	Moore, W. J.,	Salus,
Boory,	Herman,	Moran,	Scanlon,
Brancato,	Hersch,	Munley,	Schuster,
Brown,	Hoffman,	Murray, M. L.,	Shaffer,
Brunner, P. A.,	Hoggard,	Nagel,	Skale,
Burns,	Hunter,	O'Brien,	Snider,
Chudoff,	Jones,	O'Connor,	Stank,
Cohen,	Kirley,	O'Donnell,	Swope,
Coleman,	Kolankiewicz,	O'Neill,	Tahl,
Corrigan,	Komorofski,	Owens,	Tate,
Coyle,	Lane,	Pentrack,	Trachtman,
Cullen,	Leonard,	Petrosky,	Trent,
Dalrymple,	Levy,	Pettigrew,	Varallo,
Dougherty,	Longo,	Polaski,	Verona,
Duffy,	Lopez,	Polen,	Weiss,
Elish,	Lovett,	Powers,	Welsh,
Finnerty,	Matthews,	Readinger,	White,
Gaffney,	McLanahan,	Reese, R. E.,	Wright,
Gallagher,	McNair,	Regan,	Yester,
Gore,			

NAYS—102

Barton,	Frost,	Lyons,	Serrill,
Baumunk,	Fullerton,	Madden,	Shoemaker,
Bonawitz,	Gardner,	Madigan,	Sloan,
Boorse,	Getchey,	Mahany,	Smith,
Bower,	Gibson,	McAtee,	Snyder,
Breisch,	Goodling,	McClester,	Sollenberger,
Brice,	Greenwood,	McCormack,	Sorg,
Brunner, C. H.,	Greer,	McDowell,	Stockham,
Cadwalader,	Guthrie,	McKinney,	Stonier,
Cook,	Gyger,	McMillen,	Stuart,
Cooper,	Hall,	Mikula,	Tittle,
Costa,	Haudenshield,	Miller,	Trout,
Coulson,	Helm,	Milliken,	Turbett,
Dague,	Hewitt,	Moore, C. E.,	Turner,
Dennison,	Hoopes,	Moser,	Wachhaus,
Depuy,	Howells,	Murray, P. G.,	Wagner,
Dix,	Huntley,	Nelson,	Waterhouse,
Dye,	James,	O'Dare,	Watkins,
Elder,	Kennedy,	Pickens,	Wescott,
Erb,	Kline,	Propert,	Wood, L. H.,
Ewing,	Krise,	Reagan,	Wood, N.,
Flack,	Kurtz,	Reese, D. P.,	Worley,
Fleming,	Laughner,	Reilly,	Yeakel,
Foor,	Lee,	Riley,	Fiss,
Fox,	Leisey,	Robertson,	Speaker.
Freed,	Lichtenwalter,	Royer,	

NOT VOTING—7

Bentley,	Chervenak,	Hare,	Myhan,
Brothers,	Dillon,	Loftus,	

So the question was determined in the negative and the resolution was not adopted.

REASONS FOR VOTE

Mr. TAHL filed the following reasons for his vote:

Ordinarily I would be opposed to discharge a committee from the consideration of any bill because it would disrupt the legislative processes that have been in force for a long time. But this bill is so important and the urgency of this legislation is so imperative that we must resort to that in order to carry out the wishes of our people. I pledged myself to support this legislation during my campaign and I am, therefore, carrying out my pledge to the citizens of my district. For that reason I am voting to discharge this committee.

RESOLUTION

TO DISCHARGE COMMITTEE

Mr. NAGEL asked and obtained unanimous consent to offer a resolution and for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 24, 1945.

Whereas, House Bill No. 694, entitled "An act to further amend section two of the act, approved the twenty-ninth day of May, one thousand nine hundred one (Pamphlet Laws, 327), entitled 'An act to prohibit the manufacture and sale of eleomargarine, butterine, and other similar products when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms and boarding houses; for the manufacture or sale of oleomargarine, butterine or other similar products not colored in imitation of yellow butter; and to regulate the manufacture and sale of oleomargarine, butterine or other similar products not colored in imitation of yellow butter; and prevent and punish, fraud and deception in such manufacture and sale as an imitation butter; and to prescribe penalties and punishment for violations of this act, and the means and method of procedure for its enforcement, and regulate certain matters of evidence in such procedure,' by reducing the fee for a license to sell oleomargine, butterine or similar substances at wholesale and retail," was referred to the Committee on Dairy Industries in the House of Representatives on February 20, 1945, and has not been acted upon by said committee; therefore be it

Resolved, That the Committee on Dairy Industries is hereby discharged from further consideration of House Bill No. 694, entitled "An act to further amend section two of the act, approved the twenty-ninth day of May, one thousand nine hundred one (P. L. 327), entitled 'An act to prohibit the manufacture and sale of oleomargarine, butterine and other similar products, when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms and boarding houses; for the manufacture or sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter; and to regulate the manufacture and sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter, and prevent and punish fraud and deception in such manufacture and sale as an imitation butter; and to prescribe penalties and punishment for violations of this act, and the means and the method of procedure for its enforcement, and regulate certain matters of evidence in such procedure,' by reducing the fee for a license to sell oleomargarine, butterine, or similar substances at wholesale and retail."

On the question,

Will the House adopt the resolution?

Mr. NAGEL. Mr. Speaker, I will be brief. You will recall that only a few weeks ago a resolution was offered to discharge this same Committee from further consideration of two bills which were of a similar nature. Then an excuse was offered that a public hearing was pending, and also that these bills had been submitted to a sub-committee for study. This sub-committee delayed and delayed to a provoking degree. No such excuse exists today, but it seems to me there is a certain reverence paid to Rule 40—it seems to be holy. It seems that we should not speak of it or it's number except in bated breath, but after thinking over the matter and going back to the time when this Rule was made I find it was conceived in the minds of men and transcribed by men who perhaps had in their minds some thought that sometime they might be able through this Rule to prostitute justice in our state.

This Rule was not written by the finger of the Almighty on a slab on Mt. Sinai; it is a man made Rule, and we can invoke it and should invoke it when good legislation is pending. We are asking that the Committee be discharged from further consideration of the bill. As a member of the Committee that defeated this bill, it is rumored that this bill was defeated in committee by a vote of 11 to 10. Now, that is the rumor, and when the vote is so close, if this rumor is true, surely it will cast no reflection on this Committee or this House to consider affirmatively a bill that is so much demanded that it be enacted into law in this state of Pennsylvania, that will provide a food for those who are hungry and needy, that they may consider the man in the lower brackets.

Members, I fear you have committed a political sin in your last vote. I am not particularly interested—I have many Republican friends whom I do not want to get in bad, but I urge you to give this bill your favorable consideration. What have we to give to our constituents from this legislature that we can throw back to the little man and say "We have done this for you." Well, let us give them something, let us put this bill on the floor of the House where it can be given consideration, and if it does not have merit there is the place to decide it.

Mr. GYGER. Mr. Speaker, I think we had better have the true story on this oleo problem. The gentleman from Beaver, Mr. Nagel, has said he heard rumors from the Committee. He was in the Committee and I guess he does not understand what transpired.

There were five oleo bills presented to the Committee on Dairy Industries. About the time the first one got there they wanted a meeting and I told them that when all the bills got in we would have a meeting of the Dairies Industries Committee, which we had. It was suggested that they be referred to a sub-committee, and Mr. Nagel himself suggested that that committee be five, which is wise.

After these bills were referred to the sub-committee, a representative of the independent grocers asked for a public hearing. He said he did not want this public hearing until after March 27. On March 28 we had the public hearing for those who were in favor of these bills. The agricultural people also wanted a hearing, and we had that at the first opportunity on April 4. The next day we followed with a meeting of the Dairies Industries Committee in order to refer these bills back to the sub-committee, and I said in the meeting at that time, as soon

as the sub-committee was ready to report I would call a meeting of the Dairy Industries Committee.

On last Wednesday the committee in the evening told me they were ready to report. I called a meeting last Thursday of the Dairies Industries Committee to discuss these five bills. These five bills were discussed by the Committee, and none of them were reported to the House. They were all defeated by a majority vote in the Committee.

I would like further the record to show that there are but four members who own and milk cows for a living on the Committee, so certainly it was not necessarily the action of the dairy Members on the Committee.

I might also further state that the vote was on a non-partisan basis because Members on both sides voted on both sides of the probelm.

Mr. YESTER. Mr. Speaker, this oleo bill has been quite a problem it seems to the Members of the House—well, I will say to the Committee, because I do not think it is a problem for the Members of the House here. I believe that the majority of the Members of the House feel that there should be some kind of bill come out of Committee so that they might vote on it.

There was an editorial in the Pittsburgh Press on Sunday which I think explains this very thoroughly. It is headed.

The Public Takes a Boot

What virtually everybody in Harrisburg was sure would happen has happened.

The House Dairy Industries Committee has pickled all bills to reduce or repeal the exorbitant and unfair Pennsylvania license fees on margarine.

Once again, the Legislature, through a committee, has given the boot to what the Butter Bloc contemptuously calls "olie." And it has given the boot to the public.

These excessively high license fees were not imposed in the first place to raise revenue, or to pay for policing the margarine industry. They were imposed to drive margarine out of competition with butter. They were imposed because the Butter Bloc for years, as now, has had a firm grip on the Legislature.

In general, this is the same group which repeatedly has tried to put over the "dirty milk" bill at Harrisburg—a bill to strip municipalities of their power to require milk delivered to their citizens to be pure and sanitary.

It is, in general, the same influence which several sessions ago passed a law compelling people on relief to buy milk, whether or not they wanted it. That as the notorious "sour milk" bill, so-called because thousands of the reliefers, not wanting the milk, let it spoil.

* * *

It isn't cricket to hamstring your competitor in any business by inducing lawmakers to tax him. It has been done, time and again, but that doesn't make it right. Laws, under our system of government, should treat everybody alike. Many of them don't, but they should. The margarine license law is one of the worst examples of a law which doesn't.

In these days when butter is high in price and high in ration points—and even then, often not available, the stilted license fees on margarine are even more obnoxious. But the Butter Bloc is so selfish, and so lacking in competitive sportsmanship, that it insists on these inordinate fees.

This was in the Press on Sunday, April 22. It is not the only editorial—there have been editorials all over the State. In my efforts to find out how the people feel I can say for Allegheny County I have not run across one person who was not for these bills.

Mr. LICHTENWALTER. Not to delay, Mr. Speaker, but in order to keep the record clear, I think we have gone far afield in discussing the meits and demerits of the legislation contained in the bills that we are asking to discharge the Committee from further consideration, but as I stated on the previous discharge resolution we are voting on legislative procedure and not on the merits or demerits of the bill.

There are Members on this side of the House who have introduced legislation similar to the legislation introduced by some of the minority Members to reduce the fees as far as the oleo license was concerned, and it certainly is not a partisan bill at all; we are not voting on the merits of the bill, but purely on a legislative and procedural matter.

Mr. ANDREWS. Mr. Speaker, might I remind the gentleman from Lehigh, Mr. Lichtenwalter, that we are simply doing our Boy Scout good turn today in trying to get a good Republican bill, sponsored by a very eminent Member of the majority party, a bill in which he was very much interested; at least he was very much interested in his bill up to yesterday—we are trying to get that bill out of Committee.

On the question recurring.

Will the House adopt the resolution?

The yeas and nays were required by Mr. Weiss and Mr. Lane.

Messrs. Moran, Yester and Lane asked for a verification of the roll.

The roll was verified and was as follows:

YEAS—92

Andrews,	Gallagher,	McLanahan,	Readinger,
Baker,	Gore,	McNair,	Reese, R. E.,
Barrett,	Grant,	McNally,	Regan,
Bentzel,	Green,	Mihm,	Reidenbach,
Boles,	Haberlen,	Mills,	Reynolds,
Boney,	Hamilton,	Modell,	Rose,
Boory,	Heatherington,	Mooney,	Rudisill,
Brancato,	Hennihan,	Moore, W. J.,	Scanlon,
Brown,	Herman,	Moran,	Schuster,
Brunner, P. A.,	Hersch,	Munley,	Shaffer,
Burns,	Hoggard,	Murray, M. L.,	Skale,
Chudoff,	Hunter,	Nagel,	Snider,
Cohen,	Jones,	O'Brien,	Stank,
Coleman,	Kirley,	O'Connor,	Swope,
Corrigan,	Kolankiewicz,	O'Donnell,	Tate,
Coyle,	Komorofski,	O'Neill,	Trachtman,
Cullen,	Lane,	Owens,	Trent,
Dillon,	Leonard,	Pentrack,	Varallo,
Dougherty,	Levy,	Petrosky,	Verona,
Duffy,	Longo,	Pettigrew,	Weiss,
Elish,	Lopez,	Polaski,	Weisz,
Finnerty,	Lovett,	Polen,	White,
Gaffney,	Matthews,	Powers,	Wright,
			Yester,

NAYS—101

Barton,	Freed,	Lichtenwalter,	Serrill,
Baumunk,	Frost,	Lyons,	Shoemaker,
Bonawitz,	Fullerton,	Madden,	Sloan,
Boorse,	Gardner,	Madigan,	Smith,
Bower,	Getchey,	Mahany,	Snyder,
Breisch,	Gibson,	McAtee,	Sollenberger,
Brice,	Goodling,	McClester,	Sorg,
Brunner, C. H.,	Greenwood,	McCormack,	Stockham,
Cadwalader,	Greer,	McDowell,	Stonier,
Cook,	Guthrie,	McMillen,	Stuart,
Cooper,	Gyger,	Mikula,	Tahl,
Costa,	Hall,	Miller,	Tittle,
Coulson,	Haudenshield,	Milliken,	Trout,

Dague,	Helm,	Moore, C. E.,	Turbett,
Dalrymple,	Hewitt,	Moser,	Turner,
Dennison,	Hoffman,	Nelson,	Wachhaus,
Depuy,	Hoopes,	O'Dare,	Wagner,
Dix,	Howells,	Pickens,	Waterhouse,
Dye,	Huntley,	Propert,	Watkins,
Elder,	Kennedy,	Reagan,	Wescott,
Erb,	Kline,	Reilly,	Wood, N.,
Ewing,	Krise,	Riley,	Worley,
Flack,	Kurtz,	Robertson,	Yeakel,
Fleming,	Laughner,	Royer,	Fiss,
Foor,	Lee,	Salus,	Speaker.
Fox,	Leisey,		

NOT VOTING—13

Bentley,	Hare,	McKinney,	Reese, D P.,
Brothers,	James,	Murray, P. G.,	Root,
Chervenak,	Loftus,	Myhan,	Wood L. H.,

So the question was determined in the negative and the resolution was not adopted.

RESOLUTION

TO DISCHARGE COMMITTEE

Messrs. BONEY and WHITE asked and obtained unanimous consent to offer a resolution and for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 24, 1945.

Resolved, That the Committee on Mines and Mining be discharged from further consideration of House Bill No. 409, entitled "An act regulating the mining of anthracite coal; prescribing duties for certain municipal officers; and imposing penalties," said bill having been in the hands of said Committee for a period of ten days and more, having been referred February 5th.

On the question,

Will the House adopt the resolution?

Mr. BONEY. Mr. Speaker, at the beginning I was frankly reluctant to submit a resolution of this type. In my long experience in the House this is the first opportunity I have ever taken advantage of to present a resolution of this type, but I feel inasmuch as the time is becoming shorter unless I acted to do something concrete or something that would alleviate a condition that is very general and dangerous in a number of communities in this State, I certainly would be remiss.

For years the residents of the anthracite coal mining regions of Pennsylvania have been in constant fear of an evil which has been permitted to continue with no redress for the sufferers.

I know that you ladies and gentlemen have been very patient this afternoon. I have a voluminous amount of material that I could dwell on, but inasmuch as you have displayed so much patience I shall just go on and cite some of the excerpts in order to expedite the voting on this resolution.

Here is one that I must call your attention to

Two Stricken by Gas Fumes: Break in City Main Due to Mine Settling

Another one

West Pittston Mine Cave Damages Properties

State Street Damaged By Cave

Surface Settles At Swoyerville

Mine Cave Legislation

Mine Cave Examples May Be Exhibited Here

This one I must read because it is in my own immediate neighborhood.

Mine Cave Examples May Be Exhibited Here

If the Mine Cave Commission or the Legislative Committee wants an example of why mine caving and stripping should be curbed, they should make a quick trip through Larksville. The site of twisted buildings, caved streets, mountainous dirt banks and deep excavations undoubtedly would speed their journey. There is not a ward in the entire borough that has not been affected by stripping and subsidence.

It is no longer possible to walk from the residential section over the mountains towards the west without climbing the banks and excavations. In the early days when DeWees and some of the other contractors stripped for coal, people thought it was bad, but when those two Bucyrus Monighans started to turn over the mountains it made former stripping appear small. During the short time those two draglines, each with eight yard scoops, have operated they cleared the land from Welsh Hill to Larksville Corners from highway to highway. Dirt banks parallel State street and in some places are within 100 yards of the state highway.

On the opposite side of the mountain will be found the banks and excavations left by DeWees, while still others are seen in the field opposite St. John's Church, along Washington avenue opposite Russell's, and near Cemetery street. Culm banks will be found at each of the five collieries to further "beautify" the scenery.

Caving has twisted the Athletic Park fence and bleachers, sagged doors and windows in the high school, shook State Street school building and caused cracks to appear in the school yard, and threatens the area around Broadway school. Through the years it has damaged Howard, Carver, State, Broadway and numerous other streets. Currently it is claiming Luzerne avenue, State, Washington, Murray, Wilson and Nesbitt streets. No place in the borough seems safe from subsidence which has reached into every ward. What is to become of Larksville—or the valley—if laws are not passed to protect the surface against unrestricted mining?

Here is another editorial on

Mine Cave Legislation

Here is another

Subsidence Investigated

Here's another. The Presbyterian Conference, and they have no selfish or political motive in mind, the only aim they have in mind is the good of the people, the welfare of the people and the welfare of property, they in their conference went on record as being in accord on this.

The Methodist Conference in Wyoming Valley also went on record as being in accord on this.

Mr. Speaker, I do not want to delay you too long, because I am quite positive the Members of this House know much about this mine cave situation as I do. During the last two years or in the session of 1941 we voted for an appropriation to provide for a Mine Subsidence Commission. This Mine Subsidence Commission made an investigation. They travelled from Shenandoah almost up into Susquehanna County, up beyond the Carbondale section, and they made a report. They made a very concise investigation, they made a report, and the report now is tucked away in the Appendix of the Journal. For your in formation, ladies and gentlemen of this

House, you can peruse that report and you will find that the very things that that Commission recommended we endeavored and attempted to put into law, we put them in the form of bills, and one of the bills they recommended was this House Bill 409 that we sponsored, submitted in February, this bill that we are most interested in and concerning which we do not want to delay too long.

Here is another one that appeared in our newspapers. Here is a cartoon of a boy in No Man's Land. Let us see what he has to say.

Think We Oughta Get Back 'n Protect Our Own Homes?

He doesn't know what he is going to find.

The time and date is not too distant when many of our soldiers will return home to find not homes as they left there. But destruction, etc. by the company and this company has charge of a part of the committee. Surely Gentlemen in face of what these men suffered in foreign lands and what they have accomplished for America this house will not deny them the protection which rightfully belongs to them and their families in the damage of their homes.

Their is no need for me to unnecessary use the time of this house in discussing a question of such vital importance and because I know the great majority of the members are so indowed with that traditional American spirit of justice that they will unhesitatingly support the resolution now before us.

The state is obliged and it is its duty to regulate the use of private property that common good may not suffer.

To permit an owner of property to use it to the detriment of the public tends to establish a most fertile breeding ground for discontent.

An individual or a corporation should be required to use and administer his or its property that the public interest shall not suffer. Only the state has the power to so regulate the use of property.

It should never be forgotten that the purpose of any regulation imposed by the state must be for the common good.

It is not to the credit of the State, yet it is a hard fact that property owned by the state itself has been damaged or destroyed by the reckless use of property owned by others (numerous highways, etc.)

Every man and every corporation has the right to liberty, not any kind of liberty, but liberty under the law and it is the function of the state to define and enact such laws.

In fact, law is a safeguard of liberty.

Liberty without law is purely and simply a state of anarchy.

Mr. MAHANY. Mr. Speaker, the Committee on Mines and Mining referred this bill, introduced by Mr. Boney, Mr. Flack as well as other similar bills to a sub-committee of which I was the Chairman. Since that job was referred to our committee we have worked hard in relation to these bills.

This is not as simple a matter as Mr. Boney would like to have you believe. We have worked with Mr. Boney in relation to these bills. The Legislature in 1921 passed an Act which is now known as the Kohler Act. That act was taken through the courts of Pennsylvania up to the Supreme Court of the United States, in the case of Pennsylvania Coal Company versus Mayham. In that case Justice Holmes told us that this very Act was unconstitutional. This bill that Mr. Boney and Mr. Flack have presented is word for word the same as the Act which is now on the statute books and is entitled the Kohler Act. There is no difference whatsoever, it is verbatim the same Act passed in 1921 by this Legislature and is now on the statute books.

I stated about two weeks ago to Mr. Boney that I would certainly be glad to take into consideration any comment or advice from any attorney whom he had on that side of the House, or this side of the House, in his own district or in the State of Pennsylvania that could show me how this would accomplish anything, how this bill could possibly be declared constitutional under the decision rendered by the Supreme Court in the Mayham Case, and today he has not brought any attorney around to show me how this bill is constitutional.

In relation to the schools, Mr. Justice Holmes stated that any school director or school district would be foolish to buy or purchase property on which a school was to be erected if they did not obtain the whole fee to the land right down from the surface to the center of the earth, and if they built a school upon such land without some surface support they were just foolish. They have a right to have schools up there and they have a right to have their public highways built upon land that has proper surface support because they have the right of eminent domain to do it. I believe this Committee has worked hard and assiduously in relation to this bill. I think this is one bill, at least one—I won't say about the rest of them, but this bill has been studied very hard by the sub-committee and to date the proponents of the bill have not shown us any reason whatsoever why it should be passed. Therefore, I ask the Members to vote down this resolution.

Mr. BONEY. Mr. Speaker, the gentleman from Crawford mentioned the fact that I endeavored to make this thing sound as simple as I could. First of all I desire to pay my respects to the gentleman because he was very, very cooperative; he certainly endeavored to do as much as he possibly could.

When the question arises as to the unconstitutionality of a law, if my memory serves me correctly, the bill was referred to a sub-committee. I believe that must have happened about three or four weeks ago. When that information was brought to me I immediately contacted the gentleman from Crawford and we worked very diligently and industriously with him. We went over to the Justice Department and got a number of decisions of Justice Holmes and Justice Brandeis. We perused them and studied them and endeavored to find some means whereby we could amend this bill and whereby the bill could be passed and subsequently be declared constitutional. We did offer the sub-committee an amendment that would invoke the police powers of this State. We felt after discussing this problem with a number of our attorneys that this amendment, if it went before the Supreme Court, that they would just automatically declare it constitutional.

In my opinion there is not anything further to be said, and, Mr. Speaker, I ask for a roll call.

On the question,

Will the House adopt the resolution?

The yeas and nays were required by Mr. Boney and Mr. White.

Messrs. Moran, Russell E. Reese and Hennihan asked for a verification of the roll.

The roll as verified and was as follows:

YEAS—78

Andrews,	Haberlen,	Mikula,	Regan,
Baker,	Hamilton,	Mills,	Reidenbach,
Barrett,	Heatherington,	Modell,	Reynolds,
Bentzel,	Hennihan,	Mooney,	Rose,
Boies,	Herman,	Moore, W. J.,	Rudisill,
Boney,	Hunter,	Moran,	Scanlon,
Brancato,	Jones,	Munley,	Schuster,
Brown,	Kirley,	Murray, M. L.,	Shaffer,
Brunner, P. A.,	Komorofski,	Nagel,	Skale,
Burns,	Lane,	O'Connor,	Snider,
Chudoff,	Leonard,	O'Donnell,	Stank,
Cohen,	Levy,	O'Neill,	Swope,
Corrigan,	Longo,	Owens,	Tate,
Cullen,	Lopez,	Pentrack,	Verona,
Elish,	Lovett,	Polaski,	Weiss,
Finnerty,	Matthews,	Polen,	Welsh,
Flack,	McLanahan,	Powers,	White,
Gaffney,	McNair,	Readinger,	Wright,
Gore,	McNally,	Reese, R. E.,	Yester,
Grant,	Mihm,		

NAYS—95

Barton,	Fox,	Lichtenwalter,	Root,
Baumunk,	Freed,	Loftus,	Royer,
Bonawitz,	Frost,	Madden,	Serrill,
Boorse,	Fullerton,	Madigan,	Shoemaker,
Bower,	Gardner,	Mahany,	Sloan,
Breisch,	Getchey,	McAtee,	Smith,
Brice,	Gibson,	McClester,	Snyder,
Brunner, C. H.,	Goodling,	McCormack,	Sollenberger,
Cadwalader,	Greenwood,	McDowell,	Stockham,
Coleman,	Greer,	McKinney,	Stonier,
Cook,	Guthrie,	McMillen,	Stuart,
Cooper,	Gyger,	Miller,	Tahl,
Costa,	Hall,	Milliken,	Tittle,
Coulson,	Haudenshield,	Moore, C. E.,	Trout,
Dague,	Hewitt,	Moser,	Turbett,
Dalrymple,	Hoffman,	Nelson,	Wagner,
Dennison,	Huntley,	O'Dare,	Waterhouse,
Depuy,	Kennedy,	Pickens,	Wescott,
Dix,	Kline,	Propert,	Wood, L. H.,
Dye,	Krise,	Reagan,	Wood, N.,
Elder,	Kurtz,	Reese, D. P.,	Worley,
Ewing,	Laughner,	Reilly,	Yeakel,
Fleming,	Lee,	Riley,	Fiss,
Foor,	Leisey,	Robertson,	Speaker.

NOT VOTING—33

Bentley,	Gallagher,	James,	Salus,
Boory,	Green,	Kolankiewicz,	Sorg,
Brothers,	Hare,	Lyons,	Trachtman,
Chervenak,	Helm,	Murray, P. G.,	Trent,
Coyle,	Hersch,	Myhan,	Turner,
Dillon,	Hoggard,	O'Brien,	Varallo,
Dougherty,	Hoopes,	Petrosky,	Wachhaus,
Duffy,	Howells,	Pettigrew,	Watkins,
Erb,			

So the question was determined in the negative and the resolution was not adopted.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 527

Mr. McCLESTER. Mr. Speaker, I submit the report of the Committee of Conference on House Bill No. 527.

The SPEAKER. The report will lie over for printing under the Rules.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 67, entitled:

An Act making an appropriation to the Department of Health for the acquisition of land by purchase or condemnation, the construction and equipment of a State Health Laboratory, the construction of buildings, the improvement, furnishing and repairs of the State Sanatoria and the Crippled Children's Hospital; for the payment by the Commonwealth of a share of the cost of preparing plans and surveys for sewage treatment plants; for sealing abandoned coal mines; for stream clearance and experimental work relating to the pollutioin of streams and the prevention thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 68, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land and recreational areas and the development thereof, for reforestation, for the work of the department with respect to forests and forest land; for stream channel improvement and other stream clearance of any type, and for encouragement of proper forest practices by private land owners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 139, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State Teachers Colleges and Cheyney Training School for Teachers, the Pennsylvania Soldiers' Orphan School, the Thaddeus Stevens Industrial School, the Pennsylvania Oral School for the Deaf at Scranton, the Pennsylvania State College, historical monuments, markers or properties in the custody of the Pennsylvania Historical Commission, for purchase or condemnation of land, for construction of new buildings, for repair and alteration to and replacement of existing buildings, and for the architectural and engineering services, for fixtures, equipment, sewage treatment plants, water supply, and electrical and other utility facilities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 156, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State-owned institutions within the Department of Welfare for purchase or condemnation of land, for construction of new buildings, for repair and alterations to and replacement of existing buildings, and for architectural and engineering services, fixtures, equipment, sewage treatment plants, water supply, electrical and other utility facilities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 326, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of building a protective wall along the bank of the Ohio River, roof repairs, steel beam supports and renewal of piping in power plant, and one new generator, all at The Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 328, entitled:

An Act making an appropriation to the Department of Welfare to pay for the care, treatment, removal and maintenance of the indigent insane in The Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1153, entitled:

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Services in establishing and carrying on an educational program in industrial and labor relations in Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1280, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-five.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500 and

Senate Bill No. 563, Printer's No. 428,

Bills on final passage were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 149, entitled:

An Act to amend section four hundred six of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintainece of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligation on institution districts and on the Commonwealth regulating the affair of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" providing for the maintenance of persons suffering from contagious diseases in counties and cities of the first and second classes

On the question,

Will the House agree to the bill on third reading?

BILL DROPPED FROM CALENDAR

Mr. LICHTENWALTER. Mr. Speaker, I move that this bill be dropped from the calendar.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 1182, Printer's No. 544 and

Senate Bill No. 465, Printer's No. 393,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and contion of Senate Bill No. 607, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 637) entitled "An act providing that the terms of constables hereafter elected in cities of the second second class A and third classes boroughs and townships shall be for six years" by extending the terms of constables hereafter elected in incorporated towns to six years.

On the question,

Will the House agree to the bill on third reading?

Mr. LICHTENWALTER. Mr. Speaker, I ask uanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, line 1 of the title by inserting after the word "amend" and before the word "the", the words: "section one of".

Amend page 1, section 1, line 1, by inserting after the numeral "1" and before the word "the", the words: "Section one of".

Amend page 2, section 2, line 9, by striking out after the word "Section" and before the word "The", the numeral: "[2]" and inserting in lieu thereof, the numeral: "3".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

Senate Bill No. 293, Printer's No. 261 and
Senate Bill No. 452, Printer's No. 263

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 519, entitled:

An Act to amend section eight of the act approved the third day of June one thousand nine hundred nineteen (P. L. 366) entitled "An act reorganizing the Department of State Police creating therein a Bureau of Fire Protection providing for a State Police Force and defining the powers and duties of the same including the enforcement of laws relating to game fish forestry and water supply and certain other laws and including the collection of information useful for the detection of crime and the apprehension of criminals providing for the equipment maintenance and transportation of such police providing for barracks and substations therefor and prescribing penalties" by providing for and requiring additional credit in examinations of honorably discharged persons who served in the armed forces of the United States during any war in which the United States was engaged.

On the question,

Will the House agree to the bill on third reading?

Mr. LICHTENWALTER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 3, section 1, line 2, by striking out with bold face brackets, after the word "to" and before the word "the", the following: "[or promotion in]".

Amend page 3, section 1, line 8, by striking out with bold face brackets, before the word "list", the following: "[or promotional]".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

House Bill No. 1243, Printer's No. 571,
Senate Bill No. 425, Printer's No. 148, and
Senate Bill No. 488, Printer's No. 200,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 142, as follows:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of four hundred eighteen thousand eight hundred and twenty-five dollars ($418,825) or as much thereof as may be necessary is hereby appropriated to the Department of Welfare for the two fiscal years beginning June first one thousand nine hundred forty-five to be by it paid to the homes hereinafter designated in the amounts hereinafter specified for the purpose of the maintenance of such homes in the manner prescribed by law

Aged Colored Women's Home Williamsport	$ 825
Allegheny Temporary Home for Children	3,400
Almira Home Association New Castle	5,000
Children's Home of Bradford	2,000
Beaver County Children's Home New Brighton	4,000
Benevolent Association's Home for Children Pottsville	1,500
Berean Manual Training School	24,000
Boys' Industrial Home Oakdale	9,300
Chester Day Nursery and Children's Boarding Home	1,500
Children's Aid Society of Franklin County	2,000
Children's Aid Society of Pennsylvania Philadelphia	58,000
Children's Aid Society of Western Pennsylvania Pittsburgh	24,000
Children's Home of Easton	7,000
Children's Home of York	3,500
Children's Home of South Bethlehem	4,000
Children's Industrial Home Harrisburg	12.800
Christian Home of Johnstown	3,500
Colored Children's Bureau Philadelphia	7,500
Colored Women's Relief Association of Western Pennsylvania	1,700
Curtis Home for Girls	4,000
Erie Home for Friendless changed to Sarah A. Reed Home	9,000
Erie Infant's Home and Hospital	2,000
Florence Crittenton Home Erie	1,000
Florence Crittenton Home Philadelphia	2,000
Florence Crittenton Home Williamsport	700
Friend's Home for Children Philadelphia	2,100
George Jr Republic Association Grove City	12,000
Home for Aged Philadelphia	4,000
Home for Aged Couples Philadelphia	1,400
Home for Aged Infirm Women Easton	4,500
Home for Aged and Infirm Colored Women Pittsburgh	3,200
Home for Colored Children Pittsburgh	1,800
Home for Friendless Children Reading	1,000
Home for Friendless Williamsport	7,500
Home for Friendless Women Scranton	6,100
Home of Industry for Discharged Prisoners Philadelphia	2,400
Home for Veterans of G A R and Wives Philadelphia	14,500
Home for Widows and Single Women Lebanon	2,500
Home for Widows and Single Women Reading	4,000
Industrial Home for Crippled Children Pittsburgh	15,000
Ladies G A R Home Hawkins Station	19,200
Margaret Henery Children's Home New Castle	600
Meadville Children's Aid Society and Home for Aged	4,500
Nazarene Home for Aged Philadelphia	3,500
Northern Home for Friendless Children Philadelphia	14,000
Northern Tier Home Harrison Valley	2,400
Pennsylvania Memorial Home at Brookville	9,400
Pennsylvania Association for Blind Harrisburg	30,000

Pennsylvania Society to Protect Children from Cruelty Philadelphia	3,000
Pennsylvania Working Home for the Blind Philadelphia	10,000
Pittsburgh Home for Babies	10,000
Pittsburgh and Allegheny Home for Friendless	5,000
Seamen's Church Institute Philadelphia	12,000
Tabor Home for Children Doylestown	6,000
United Charities Home for Children Hazleton	2,000
Union Home for Old Ladies Philadelphia	3,000
Westmoreland County Children's Aid Society	6,000
York County's Blind Center	1,000
Zoar Home for Mothers Babies and Convalescents Allison Park Allegheny County	1,000

Section 2 Nothwithstanding the provisions of section one of this act no part of the appropriation made to the Department of Welfare thereunder shall be paid to any home therein named if such home is a denominational or sectarian institution corporation or association

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boles,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Eder,	Lane,	Polaski,	Weiss,
Fish,	Laughner,	Polen,	Welsh,
Fleb,	Lee,	Powers,	Wescott,
Fleving,	Leisey,	Propert,	White,
Flinnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Flor,	Loftus,	Reese, R. E.,	Wright,
Flox,	Longo,	Regan,	Yeakel,
Fleed,	Lopez,	Reidenbach,	Yester,
Flost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 148, Printer's No. 574,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 325, as follows:

An Act making an appropriation to the Pennsylvania Department of Highways for roads paths and parking areas on the Daniel Boone Homestead property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten thousand dollars ($10,000) is hereby appropriated to the Department of Highways of the Commonwealth of Pennsylvania out of the Motor License Fund for the two fiscal years beginning June first one thousand nine hundred forty-five for the payment of salaries wages materials and other incidentals for the construction improvement grading and planting of roads paths and parking areas and other incidental and contingent expenses on the Daniel Boone Homestead a property of the Commonwealth administered by the Pennsylvania Historical Commission

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boles,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,

Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolanklewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 386, as follows:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum the property at Ambridge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as "Old Economy"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the use of the Pennsylvania Historical Commission for the purpose of completing restoration of the property situated in Ambridge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as "Old Economy" and to prepare the same for public use as a museum commemorating the life and times of the Harmony Society its notable past in the industrial development of western Pennsylvania and its world-wide fame as an experiment in community life

The moneys hereby appropriated shall be paid out on requisition of the Department of Public Instruction upon presentation of proper vouchers by the Pennsylvania Historical Commission

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolanklewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D P.,	Worley,
Foor,	Loftus,	Reese, R E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having vote in the affirmative, the question was determined in th affirmative.

Ordered, That the Clerk present the same to the Senat for concurrence.

Agreeably to order,

The House proceeded to the third reading and con sideration of House Bill No. 816, as follows:

An Act making an appropriation to the School of Horti culture Ambler Pennsylvania

The General Assembly of the Commonwealth of Penn sylvania hereby enacts as follows

Section 1 The sum of ten thousand dollars ($10,000 or as much thereof as may be necessary is hereby appro priated to the School of Horticulture Ambler Pennsyl vania for the two fiscal years beginning June first on thousand nine hundred forty-five for maintenance an the purchase of apparatus supplies and equipment

And said bill having been read at length the third tim considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yea and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 821, as follows:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of Aeronautics

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three million seven hundred twenty-five thousand dollars ($3,725,000) or so much thereof as may be necessary is hereby specifically appropriated out of moneys in the General Fund to the Department of Commerce for the two fiscal years beginning the first day of June one thousand nine hundred forty-one to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics for the development and maintenance of State airports for assistance to political subdivisions of the Commonwealth in the construction and improvement of airports and other aeronautical facilities including the making of surveys and plans and the necessary construction work and equipment Provided however that no more shall be expended from this item for such purposes or any of them than may be required to match an equal sum contributed by any political subdivision of the Commonwealth or by the Federal Government or by a political subdivision and the Federal Government

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 868, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical Commission out of the Motor License Fund to be used for the construction of a driveway at the Ephrata Cloisters Ephrata Lancaster County Pennsylvania and the payment of all costs and expenses necessary and incident thereto including wages and professional fees the purchase of materials the grading paving and edging and the construction of catch basins and drainage lines

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boles,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elliott,	Lane,	Polen,	Weiss,
Elish,	Laughner,	Polaski,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 79, as follows:

An Act to facilitate vehicular traffic between the eastern section of the Commonwealth and the ports on Lake Erie by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County to a point at or near the City of Erie and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Pennsylvania Turnpike Lake Erie Extension Act"

Section 2 In order to facilitate vehicular traffic between the eastern section of the Commonwealth and the ports on Lake Erie the Pennsylvania Turnpike Commission heretofore created by virtue of the provisions of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) is hereby authorized and empowered to construct operate and maintain a turnpike at such location as shall be approved by the Governor and the Department of Highways from a point at or near Irwin in Westmoreland County at a point on U S Highway Route No 20 at or near the City of Erie together with connecting roads tunnels and bridges and to issue turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such construction

Section 3 The turnpike revenue bonds issued under the provisions of this act shall not be deemed to be a debt of the Commonwealth or a pledge of the faith and credit of the Commonwealth but such bonds shall be payable exclusively from the fund herein provided therefor from tolls All such bonds shall contain a statement on their face that the Commonwealth is not obligated to pay the same or the interest thereon except from tolls and that the faith and credit of the Commonwealth is not pledged to the payment of the principal or interest of such bonds The issuance of turnpike revenue bonds under the provisions of this act shall not directly or indirectly or contingently obligate the Commonwealth to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment

Section 4 The following words and terms shall have the following meanings

(a) The word "commission" shall mean the Pennsylvania Turnpike Commission heretofore created by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) or if said commission shall be abolished any board commission or officer succeeding to the principal functions thereof or upon whom the powers and functions given by this act to said commission shall be given by law

(b) The word "owner" shall include all individuals copartnerships associations or corporations having any title or interest in any property rights easements or franchises authorized to be acquired by this act

(c) The words "the turnpike" shall mean the turnpike to be constructed as hereinafter provided from a point at or near Irwin in Westmoreland County to a point on U S Highway Route No 20 at or near the City of Erie and shall be deemed to include not only the turnpike and all connecting roads tunnels and bridges connected herewith but also all property rights easements and franchises relating thereto and deemed necessary or convenient for the construction or the operation thereof

(d) The term "cost of the turnpike" shall embrace the cost of constructing the turnpike and all connecting roads tunnels and bridges the cost of all lands property rights rights of way easements and franchises acquired which are deemed necessary or convenient for such construction the cost of all machinery and equipment financing charges interest prior to and during construction and for one year after completion of construction cost of traffic estimates and of engineering and legal expenses plans specifications surveys estimates of cost and of revenues other expenses necessary or incident to determing the feasibility or practicability of the enterprise administrative and legal expense and such other expenses as may be necessary or incident to the financing herein authorized the construction of the turnpike and connecting roads tunnels and bridges the placing of the same in operation and the condemnation of property necessary for such construction and operation Any obligation or expense contracted for by the commission with the Department of Highways of the Commonwealth of Pennsylvania or with the United States or any agency thereof for traffic surveys preparation of plans and specifications supervision of construction and other engineering administrative and legal services and expenses in connection with the construction of the turnpike or any of the connecting roads tunnels and bridges shall be regarded as a part of the cost of the turnpike and shall be reimbursed or paid out of the proceeds of the turnpike revenue bonds hereinafter authorized

Section 5 The exercise by the commission of the powers conferred by this act in the construction operation and maintenance of the turnpike shall be deemed and held to be an essential governmental function of the Commonwealth

Section 6 The commission shall have the following powers and duties

(a) It shall maintain a principal office at such place as shall be designated by the Commission

(b) The commission may contract and be contracted with in its own name

(c) The commission may sue and be sued in its own name plead and be impleaded Provided however That any and all actions at law or in equity against the commission shall be brought only in the proper courts in the County of Dauphin

(d) The commission shall have an official seal

(e) The commission shall make necessary rules and regulations for its own government and shall have power and authority to acquire own use hire lease operate and dispose of personal property real property and interests in real property and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act and to employ engineering traffic architectural and construction experts and inspectors and attorneys and such other employes as may in its judgment be necessary and fix their compensation Provided however That all contracts and agreements relating to the construction of the turnpike and connection roads tunnels and bridges shall be approved by the Department of Highways and the turnpike and connecting roads tunnels and bridges shall be constructed under the supervision of the Department of Highways

(f) The turnpike when completed and opened to traffic shall be maintained and repaired by and under the control of the commission through the Department of Highways of the Commonwealth and all charges and costs for such maintenance and repairs actually expended by said Department of Highways shall be paid to it by the commission upon certification thereof out of tolls Such turnpike shall also be policed and operated by such force of police tolltakers and other operating employes as the commission may in its discretion employ

(g) The commission shall have authority at its own cost to provide grade separations with respect to all public roads and State highways intersected by the turnpike and to change and adjust the lines and grades thereof so as to accommodate the same to the design of such grade separation Provided however That the damages incurred in changing and adjusting the lines and grades of such public roads and State highways shall be ascertained and paid by the commission in the same manner as is provided for by this act in regard to the location and construction of the turnpike The plan of such changes of the lines and grades of public roads shall be subject to the approval of the supervisors of the proper township and in the case of State highways subject to the approval of the Department of Highways

(h) If the commission shall find it necessary to change the site of any portion of any State highway or public road it shall cause the same to be reconstructed and restored forthwith at the commission's own proper expense on the most favorable location and in as satisfactory a manner as the original road Provided That the damages incurred in changing the location of any such road or State highway shall be ascertained and paid by the commission in the same manner as is provided for by this act in regard to location and construction of the turnpike The plan of such reconstruction and restoration shall be subject to the approval of the supervisors of the proper township and in the case of a State highway subject to the approval of the Department of Highways

(i) The commission shall have authority to petition the court of quarter sessions of the county wherein is situate any public road or part thereof affected by the location therein of the turnpike for the vacation relocation or supply of the same or any part thereof with the same force and effect as is now given by existing laws to the inhabitants of any township of such county and the proceedings upon such petition whether it be for the appointment of viewers or otherwise shall be the same as provided by existing law for similar proceedings upon such petitions

(j) The commission shall otherwise have all of the powers and perform all of the duties prescribed by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774)

(k) All public or private property damaged or destroyed in carrying out the powers granted by this act shall be restored or repaired and placed in their original condition as nearly as practicable or adequate compensation made therefor out of funds provided under the authority of this act

Section 7 (a) Each member of the commission shall be reimbursed for the necessary expenses incurred in the performance of the duties performed under the provisions of this act

(b) All expenses incurred in carrying out the provisions of this act shall be paid solely from funds provided under the authority of this act and no liability or obligation shall be incurred hereunder beyond the extent to which money shall have been provided under the authority of this act

(c) Before the issuance of any turnpike revenue bonds

under the provisions of this act each appointed member of the commission shall execute a bond in the penalty of twenty-five thousand dollars ($25,000) and the secretary and treasurer shall execute a bond in the penalty of fifty thousand dollars ($50,000) each such bond to be approved by the Governor and to be conditioned upon the faithful performance of the duties of his office under the provisions of this act which bonds shall be filed in the office of the Secretary of the Commonwealth

Section 8 The commission with the approval of the Department of Highways is hereby authorized and empowered to acquire by purchase whenever it shall deem such purchase expedient any lands property rights rights of way franchises easements and other interests in lands as it may deem necessary or convenient for the construction and operation of the turnpike upon such terms and at such price as may be considered by it to be reasonable and can be agreed upon between the commission and the owner thereof and to take title thereto in the name of the commission

Section 9 Whenever a reasonable price cannot be agreed upon or whenever the owner is legally incapacitated or is absent or is unable to convey valid title or is unknown the commission is hereby authorized and empowered to acquire by condemnation in the manner hereinafter provided any lands property rights rights of way franchises easements and other property deemed necessary or convenient for the construction or the efficient operation of the turnpike or necessary in the restoration of public or private property damaged or destroyed In such event application shall be made by the commission acting through the Department of Justice or by any owner or owners to the court of common pleas of the county in which the property is located or in the case of property on the boundary line between two or more counties then in any such counties for the appointment of viewers Whereupon said court or any law judge thereof shall appoint three disinterested freeholders to view such property and estimate the value thereof None of the freeholders shall be a resident of the county wherein such application shall be made The court shall fix a time not less than twenty nor more than thirty days thereafter when the viewers shall meet upon the property and view the same The viewers shall cause at least ten days' personal notice of the time and place of such meeting to be given to the Attorney General to the commission and to the owner or owners if resident within said county If the owner is a corporation such notice shall be given to the president secertary or treasurer thereof if such officer resides within said county If neither owner nor any of such officers reside within the county or cannot be found therein or is unknown notice of such first meeting shall be given as the court may direct The viewers having been duly sworn or affirmed faithfully and impartially to perform the duties required of them under the provisions of this act shall at the time fixed for the first meeting proceed to ascertain as accurately as may be the value of such land property rights right of way easements or franchises and to that end may require the attendance of any person whose testimony may be pertinent thereto and production of any such books or papers as the viewers may deem necessary If any person shall refuse to appear and testify before such viewers or refuse to produce such books and papers when they are required then the court or any judge thereof shall on application of the viewers or a quorum thereof make such order herein as may be necessary. Whenever the viewers shall have ascertained the value of the lands property rights rights of way easements or franchises they shall prepare a full report of their labors Upon the completion of the report the viewers shall fix a time when they shall meet and exhibit same Ten days' written notice of the time and place of such meeting together with a copy of said report shall be given to the commission to the Attorney General and to the owner or owners of the property condemned At the time and place mentioned in such notice the viewers shall meet and publicly exhibit the report and hear all exceptions thereto After making any changes in such report as they may deem necessary the same shall be filed in the court Within thirty days after the filing of the report in the court the commission acting through the Department of Justice or any person interesed may file exceptions thereto Whereupon the court shall either confirm the report absolutely or modify it or refer it back to the same or to any viewers with like powers and duties of the former viewers Within thirty days after the final action on the report by the court the commission acting through the Departmen of Justice or any person interested may demand a trial by jury From the action of the court on exceptions or from any judgment after a jury trial an appeal may be taken by any party to the Supreme or Superior Court Each of the viewers shall receive a sum not exceeding ten dollars ($10) for each day actually and necessarily employed in the performance of the duties herein prescribed and all necessary expenses actually incurred in the performance of his duties Title to any property condemned by the commission shall be taken in the name of the commission Prior to physical entry upon the land the commission shall be under no obligation to accept and pay for any property condemned or any costs incidental to any condemnation proceedings Provided however That in any condemnation proceedings the court having jurisdiction of the suit action or proceeding may make such orders as may be just to the commission and to the owners of the property to be condemned and may require an undertaking or other security to secure such owners against any loss or damage by reason of the failure of the commission to enter upon accept and pay for the property but neither such undertaking or security nor any act or obligation of the commission shall impose any liability upon the Commonwealth except such as may be paid from the funds provided under the authority of this act

In addition to the foregoing powers the commission and its authorized agents and employes may enter upon any lands waters and premises in the State for the purpose of making surveys soundings drillings and examinations as it may deem necessary or convenient for the purpose of this act and such entry shall not be deemed a trespass nor shall an entry for such purposes be deemed an entry under any condemnation proceedings which may be then pending Provided however That the commission shall make reimbursement for any actual damages resulting to such lands waters and premises as a result of such activities

All counties cities boroughs townships and other poliical subdivisions and municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania notwithstanding any contrary provision of law are hereby authorized and empowered to lease lend grant or convey to the commission upon its request upon such terms and conditions as the proper authorities of such counties cities boroughs townships other political subdivisions and municipalities or public agencies and commissions of the Commonwealth of Pennsylvania may deem reasonable and fair and without the necessity for any advertisement order of court or other action or formality other than the regular and formal action of the authorities concerned any real property which may be necessary or convenient to the effectuation of the authorized purposes of the commission including public roads and other real property already devoted to public use

Section 10 Whenever the commission decides to acquire any lands rights rights of way easements and franchises or interests therein by condemnation as hereinbefore provided and has tendered a bond or other security to secuer the owner or owners for damages and the same has been accepted or if the acceptance of said bond has been refused and the same has been filed in and approved by the court in which such condemnation proceeding is instituted the commission shall have the right to immediate possession of the property which is the subject matter of the condemnation proceedings and may enter thereon in the name of the commission If the owner lessee or occupier of any of said premises shall refuse to remove his personal property therefrom or give up possession thereof the commission may proceed to obtain possession in the manner now provided by law for the obtaining

possession by the Secretary of Highways of occupied structures

Section 11 The commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of turnpike revenue bonds of the Commonwealth for the purpose of paying the cost as hereinabove defined of the turnpike which resolution shall receive an estimate of such cost The principal and interest of such bonds shall be payable solely from the special fund herein provided for such payment The bonds shall be dated shall bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually shall mature at such time or times not exceeding forty years from their date or dates as may be determined by the commission and may be made redeemable before maturity at the option of the commission at such price or prices and under such terms and conditions as may be fixed by the commission prior to the issuance of the bonds Provided however That the amount of premium on any bonds shall not cause the yield to be more than six per centum per annum from the date of such bonds to the date of their redemption The bonds may be issued in series with varying provisions as to rates of interest maturity and other provisions not inconcistent with this act but all bonds of whatever series shall share ratably in the tolls hereinafter pledged as security therefor The principal and interest of such bonds may be made payable in any lawful medium The commission shall determine the form of bonds including any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereof which may be at any bank or trust company within or without the Commonwealth The bonds shall be signed by the Governor and by the chairman of the commission and the official seal of the commission shall be affixed thereto and attested by the secretary and treasurer of the commission and any coupons attached thereto shall bear the facssmile signature of the chairman of the commission In case any officer whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds such signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery All turnpike revenue bonds issued under the provisions of this act shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the negotiable instruments law of the Commonwealth . The bonds may be issued in coupon or in registered form or both as the commission may determine and provisions may be made for the registration of any coupon bond as to principal alone and also as to both principal and interest and registered and coupon bonds shall be interchangeable The commission may sell such bonds in such manner and for such price as it may determine to be for the best interest of the Commonwealth but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than six per centum per annum computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values The proceeds of such bonds shall be used solely for the payment of the cost of the turnpike and shall be disbursed upon requisition of the chairman of the commission under such restrictions if any as the resolution authorizing the issuance of the bonds or the trust indenture hereinafter mentioned may provide If the proceeds of such bonds by error of calculation or otherwise shall be less than the cost of the turnpike additional bonds may inlike manner be issued to provide the amount of such deficit and unless otherwise provided in the resolution authorizing the issuance of the bonds or in the trust indenture shall be deemed to be of the same issue and shall be entitled to payment from the same fund without preference or priority of the bonds first issued If the proceeds of the bonds shall exceed the cost of the turnpike the surplus shall be paid into the fund hereinafter provided for the payment of principal and interest of such bonds Prior to the preparation of definite bonds the commission may under like restrictions issue temporary bonds with or without coupons exchangeable for definite bonds upon the issuance of the latter The commission may also provide for the replacement of any bond which shall become mutilated or be destroyed or lost Such turnpike revenue bonds may be issued without any other proceedings or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this act

Such bonds are hereby made securities in which all State and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings banks trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth may properly and legally invest any funds including capital belonging to them or within their control and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the Commonwealth for any purpose for which the deposit of bonds or other obligations of the Commonwealth is now or may hereafter be authorized by law

Section 12 All moneys received from any bonds issued pursuant to this act shall be applied solely to the payment of the cost of the turnpike or to the appurtenant fund and there shall be and hereby is created and granted a lien upon such moneys until so applied in favor of holders of such bonds or the trustees hereinafter provided for in respect of such bonds

Section 13 In the discretion of the commission such bonds may be secured by a trust indenture by and between the commission and a corporate trustee which may be any trust company or bank having the powers of a trust company within or outside of the Commonwealth Such trust indenture may pledge or assign tolls and revenue to be received but shall not convey or mortgage the turnpike or any part thereof Either the resolution providing for the issuance of such bonds or such trust indenture may contain each provision for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law including covenants setting forth the duties of the commission in relation to the acquisition of properties and the construction maintenance operation and repair and insurance of the turnpike and the custody safeguarding and application of all moneys It shall be lawful for any bank or trust company incorporated under the laws of this Commonwealth to act as depository of the proceeds of the bonds or revenues and to furnish such indemnity bonds or to pledge such securities as may be required by the commission Such indenture may set forth the rights and remedies of the bondholders and of the trustee and may restrict the individual right of action of bondholders as is customary in trust indentures securing bonds and debentures of corporations In addition to the foregoing such trust indenture may contain such other provisions as the commission may deem reasonable and proper for the security of bondholders All expenses incurred in carrying out such trust indenture may be treated as a part of the cost of maintenance operation and repair of the turnpike

Section 14 The accomplishment by the commission of the authorized purposes stated in this act being for the benefit of the people of the Commonwealth and for the improvement of their commerce and prosperity in which accomplishment the commission will be performing essential governmental functions the commission shall not be required to pay any taxes or assessments on any property acquired or used by it for the purposes provided in this act and the bonds or other securities and obligations issued by the commission their transfer and the income

therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth

Section 15 The commission is hereby authorized to fix and to revise from time to time tolls for the use of the turnpike and the different parts or sections thereof and to charge and collect the same and to contract with any person partnership association or corporation desiring the use of any part thereof including the right of way adjoining the paved portion for placing thereon telephone telegraph electric light or power lines gas stations garages stores hotels restaurants and advertising signs or for any other purpose except for tracks for railroad or railway use and to fix the terms conditions rents and rates of charges for such use Such tolls shall be so fixed and adjusted as to provide a fund at least sufficient with other revenues of the turnpike if any to pay (a) the cost of maintaining repairing and operating the turnpike and (b) the bonds and the interest thereon and all sinking fund requirements and other requirements provided by the resolution authorizing the issuance of the bonds or by the trust indenture as the same shall become due Such tolls shall not be subject to supervision or regulation by any other State commission board bureau or agency The tolls and all other revenues derived from the turnpike except such part thereof as may be required to pay the cost of maintaining repairing and operating the turnpike and to provide such reserves therefor as may be provided for in the resolution authorizing the issuance of the bonds or in the trust indenture shall be set aside at such regular intervals as may be provided in such resolution or such trust indenture in a sinking fund which is hereby pledged to and charged with the payment of (1) the interest upon such bonds as such interest shall fall due (2) the principal of the bonds as the same shall fall due (3) the necessary fiscal agency charges for paying principal and interest and (4) any premium upon bonds retired by call or purchase as herein provided The use and disposition of such sinking fund shall be subject to such regulations as may be provided in the resolution authorizing the issuance of bonds or in the trust indenture but except as may otherwise be provided in such resolution or trust indenture such sinking fund shall be a fund for the benefit of all bonds issued hereunder without distinction or priority of one over another Subject to the provisions of the resolutions authorizing the issuance of bonds or of the trust indenture any moneys in such sinking fund in excess of an amount equal to one year's interest on all bonds then outstanding may be applied to the purchase or redemption of bonds All bonds so purchased or redeemed shall forthwith be cancelled and shall not again be issued

Section 16 The commission is hereby authorized to provide by resolution for the issuance of turnpike revenue refunding bonds of the Commonwealth for the purpose of refunding any turnpike revenue bonds issued under the provisions of this act and then outstanding The issuance of such turnpike revenue refunding bonds the maturities and other details thereof the rights of the holders thereof and the duties of the Commonwealth and of the commission in respect to the same shall be governed by the foregoing provisions of this act in so far as the same may be applicable and by the following provisions

(a) No turnpike revenue refunding bonds shall be delivered unless delivered in exchange for turnpike revenue bonds to be refunded thereby in the amount necessary to provide for the payment of matured or redeemable turnpike revenue bonds or turnpike revenue bonds maturing or redeemable within three months including any redemption premium thereon

(b) No turnpike revenue refunding bonds shall be issued unless issued to refund turnpike revenue bonds which have matured or will mature within three months or unless the interest rate of the turnpike revenue refunding bonds shall be at least one-fourth of one per centum less than the interest rate borne by the turnpike revenue bonds to be refunded

Section 17 Any holder of bonds issued under the provisions of this act or any of the coupons attached thereto and the trustee under the trust indenture if any except to the extent the rights herein given may be restricted by resolution passed before the issuance of the bonds or by the trust indenture may either at law or in equity by suit action mandamus or other proceedings protect and enforce any and all rights granted hereunder or under such resolution or trust indenture and may enforce and compel performance of all duties required by this act or by such resolution or trust indenture to be performed by the commission or any officer thereof including the fixing charging and collecting of tolls for the use of the turnpike

Section 18 When all bonds and the interest thereon shall have been paid or a sufficient amount for the payment of all bonds and the interest to maturity thereon shall have been set aside in trust for the benefit of the bondholders and shall continue to be held for that purpose the turnpike and the connecting roads tunnels and bridges shall become a part of the system of State highways and shall be maintained by the Department of Highways free of tolls and thereupon the commission shall be dissolved and all funds of the commission not required for the payment of the bonds and all machinery equipment and other property belonging to the commission shall be vested in the Department of Highways

Section 19 The foregoing sections of this act shall be deemed to provide an additional and alternative method for the doing of the things authorized thereby and shall be regarded as supplemental and additional to powers conferred by other laws and shall not be regarded as in derogation of any powers now existing Such sections being necessary for the welfare of the Commonwealth and its inhabitants shall be liberally construed to effect the purposes thereof

Section 20 The provisions of this act are severable and if any of its provisions shall be held unconstitutional by any court of competent jurisdiction the decision of such court shall not affect or impair any of the remaining provisions It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein

Section 21 All acts and parts of acts inconsistent with this act are hereby repealed

Section 22 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,

Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 842, as follows:

An Act authorizing cities boroughs towns and townships to establish veteran's service centers and to expend money therefor and for the operation and maintenance thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any city borough town or township may establish a veteran's service center for the purpose of assisting war veterans and their families in securing their rights as such in matters relating to their person property and care of family under any of the laws of this Commonwealth and of the United States For such purpose any such political subdivision may appropriate and expend money for the rental and equipment of space in which to conduct such service center and may employ such persons at such compensation as may be necessary to conduct the same and purchase supplies and other things needed therefor

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boles,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 870, Printer's No. 599,

was passed over at the request of Mr. RAY L. RILEY.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 890, as follows:

An Act to further amend section two thousand six hundred three of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing school districts of the second third and fourth class to em-

ploy certified public accountants to audit the school finances in lieu of the controller or auditors of the city borough town or township

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand six hundred three of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 320) is hereby further amended to read as follows

Section 2603 In all school districts of the second and third class by the controller or auditors of the city borough incorporated town or township in which the whole or the greater or greatest portion of the area of each such district shall be located When in any school district of the second class the annual expenditures exclusive of moneys received from the sale of bonds shall exceed the sum of five hundred thousand dollars such district may employ a certified public accountant within sixty days from the close of the fiscal year

[When in] Any school district of the second third or fourth class [the annual expenditures exclusive of moneys received from the sale of bonds shall exceed the sum of two hundred thousand dollars ($200,000) such district] may employ a certified public accountant prior to the end of the fiscal year and when so employed such certified public accountant shall audit the finances of such school district for such fiscal year instead of the [elected] controller or auditors hereinbefore referred to and shall have all the powers and duties of such auditors

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Riley,
Baker,	Gallagher,	Madigan,	Robertson,
Barrett,	Gardner,	Mahany,	Root,
Barton,	Getchey,	Matthews,	Rose,
Baumunk,	Gibson,	McAtee,	Royer,
Bentzel,	Goodling,	McClester,	Rudisill,
Boies,	Gore,	McCormack,	Salus,
Bonawitz,	Grant,	McDowell,	Scanlon,
Boney,	Green,	McKinney,	Schuster,
Boorse,	Greenwood,	McLanahan,	Serrill,
Boory,	Greer,	McMillen,	Skale,
Bower,	Guthrie,	McNair,	Sloan,
Brancato,	Gyger,	McNally,	Smith,
Breisch,	Haberlen,	Mihm,	Snider,
Brice,	Hall,	Mikula,	Snyder,
Brown,	Hamilton,	Miller,	Shaffer,
Brunner, C. H.,	Hare,	Milliken,	Shoemaker,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chudoff,	Hennihan,	Moore, C. E.,	Stockham,
Cohen,	Herman,	Moore, W. J.,	Stonier,
Coleman,	Hersch,	Moran,	Stuart,
Cook,	Hewitt,	Moser,	Swope,
Cooper,	Hoffman,	Munley,	Tahl,
Corrigan,	Hoggard,	Murray, M. L.,	Tate,
Costa,	Hoopes,	Murray, P. G.,	Tittle,
Coulson,	Howells,	Nagel,	Trachtman,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Turbett,
Dalrymple,	Jones,	O'Dare,	Turner,
Dennison,	Kennedy,	O'Donnell,	Varallo,
Depuy,	Kirley,	O'Neill,	Verona,
Dillon,	Kline,	Owens,	Wachhaus,
Dix,	Kolankiewicz,	Pentrack,	Wagner,
Dougherty,	Komorofski,	Petrosky,	Waterhouse,
Duffy,	Krise,	Pettigrew,	Watkins,
Dye,	Kurtz,	Pickens,	Weiss,
Elder,	Lane,	Polaski,	Welsh,
Elish,	Laughner,	Polen,	Wescott,
Erb,	Lee,	Powers,	White,
Ewing,	Leisey,	Propert,	Wood, L. H.,
Finnerty,	Leonard,	Readinger,	Wood, N.,
Flack,	Levy,	Reagan,	Worley,
Fleming,	Lichtenwalter,	Reese, D. P.,	Wright,
Foor,	Loftus,	Reese, R. E.,	Yeakel,
Fox,	Longo,	Regan,	Yester,
Freed,	Lopez,	Reidenbach,	Fiss,
Frost,	Lovett,	Reilly,	Speaker.
Fullerton,	Lyons,	Reynolds,	

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1085, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing Route 53073 in Schuylkill County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Route 53073 established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" as amended by the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1348) is hereby amended to read as follows

Route 53073 Beginning at a point of road intersection about .25 of a mile north of the point of intersection of Cass New Castle and Norwegian Township lines in Cass Township thence [northeasterly through Cass and New Castle Townships] to a point near a railroad crossing thence over a right-of-way to be dedicated for highway purposes thence to a point where it intersects Route 53032 at Wade in Schuylkill County a distance of about 1.6 miles

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yester,
Freed,	Lopez,	Reidenbach,	Yeakel,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1121, as follows:

An Act to further amend section fifteen of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" permitting assignees of municipal claims to revive the same by suggestion of non-payment and averment of default

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" as last amended by the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 522) is hereby further amended to read as follows

Section 15 Such tax municipal or other claim if filed within the period aforesaid shall remain a lien upon said properties until fully paid and satisfied Provided however That either a suggestion of nonpayment and an averment of default in the form hereinafter provided be filed either before or after judgment on the scire facias or else a writ of scire facias in the form herein provided be issued to revive the same within each period of five years following (a) the date on which said claim was filed (b) the date on which a writ of scire facias was issued thereon (c) the date on which any judgment was entered thereon (d) the date on which a previous suggestion of nonpayment and default was filed thereon or (e) the date on which a judgment of revival was obtained thereon

The suggestion and averment shall be in the following form under the caption of the claim

And now ..... the claimant by ..... its solicitor or controller (or assignee his agent or attorney) suggests of record that the above claim is still due and owing to the claimant and avers that the owner is still in default for nonpayment thereof The prothonotary is hereby directed to enter this suggestion and averment on the municipal lien or the proper docket of the claim and also to index it upon the judgment index and on the locality index of the court for the purpose of continuing the lien of the claim

Such suggestion and averment shall be signed by or have stamped thereon a facsimile signature of the solicitor or chief executive officer of the claimant except in counties having a controller in which case as to county taxes it shall be signed by or have stamped thereon a facsimile signature of the controller or in cases where such claim has been assigned it shall be signed by the assignee his agent or attorney The prothonotary shall docket and index the suggestion and averments directed therein and for such services shall be entitled to a fee of one dollar to be taxed and collected as other costs in the claim The filing and indexing of such suggestion and averment within five years of filing the claim or the

issuing of any writ of scire facias thereon or of any judgment thereon or of the filing of any prior suggestion and avernment of default shall have the same force and effect for the purposes of continuing and preserving the lien of claim as though a writ of scire facias had been issued or a judgment or judgment of revival had been obtained within such period Provided That no writ of levari facias shall be issued upon a claim for the purpose of exposing the property liened to sheriff's sale except after a judgment shall have been duly obtained upon the claim as provided in this section and such judgment must have been obtained within five years of the issuance of the levari facias Whenever the lien of a claim has been revived and continued by the filing and indexing of a suggestion and averment of default the claimant may at any time within five years therefrom issue a writ of scire facias thereon reciting all suggestion and averment of default filed since the filing of the claim and shall proceed thereon in the manner herein provided subject to the right of the owner to raise any defense arising since the last judgment

If a claim be not filed within the time aforesaid or if it be not prosecuted in the manner and at the time aforesaid its lien on real estate shall be wholly lost

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1199, as follows:

An Act to further amend section four hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the preservation of certain records

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 243) is hereby further amended by adding at the end thereof a new paragraph to read as follows

Section 401 * * * * *

Every board of school directors shall retain as a permanent record of the district the minute book each annual auditor's report and each annual financial report All other financial records of the district including financial account books orders bills contracts invoices receipts and purchase orders shall be retained by the district for a period of not less than six years

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Lyons,	Reilly,
Baker,	Gallagher,	Madden,	Reynolds,
Barrett,	Gardner,	Madigan,	Riley,
Barton,	Getchey,	Mahany,	Robertson,
Baumunk,	Gibson,	Matthews,	Root,
Bentzel,	Goodling,	McAtee,	Rose,
Boies,	Gore,	McClester,	Royer,
Bonawitz,	Grant,	McCormack,	Rudisill,

Boney,	Green,	McDowell,	Salus,
Boorse,	Greenwood,	McKinney,	Scanlon,
Boory,	Greer,	McLanahan,	Schuster,
Bower,	Guthrie,	McMillen,	Serrill,
Brancato,	Gyger,	McNair,	Shaffer,
Breisch,	Haberlen,	McNally,	Shoemaker,
Brice,	Hall,	Mihm,	Skale,
Brown,	Hamilton,	Mikula,	Sloan,
Brunner, C. H.,	Hare,	Miller,	Smith,
Brunner, P. A.,	Haudenshield,	Milliken,	Snider,
Burns,	Heatherington,	Mills,	Snyder,
Cadwalader,	Helm,	Modell,	Sollenberger,
Chudoff,	Hennihan,	Mooney,	Sorg,
Cohen,	Herman,	Moore, C. E.,	Stank,
Coleman,	Hersch,	Moore, W. J.,	Stockham,
Cook,	Hewitt,	Moran,	Stonier,
Cooper,	Hoffman,	Moser,	Stuart,
Corrigan,	Hoggard,	Munley,	Swope,
Costa,	Hoopes,	Murray, M. L.,	Tahl,
Coulson,	Howells,	Murray, P. G.,	Tate,
Coyle,	Hunter,	Nagel,	Tittle,
Cullen,	Huntley,	Nelson,	Trachtman,
Dague,	James,	O'Brien,	Trent,
Dalrymple,	Jones,	O'Connor,	Trout,
Dennison,	Kennedy,	O'Dare,	Turner,
Depuy,	Kirley,	O'Donnell,	Turbett,
Dillon,	Kline,	O'Neill,	Varallo,
Dix,	Kolankiewicz,	Owens,	Verona,
Dougherty,	Komorofski,	Pentrack,	Wachhaus,
Duffy,	Krise,	Petrosky,	Wagner,
Dye,	Kurtz,	Pettigrew,	Waterhouse,
Elder,	Lane,	Pickens,	Watkins,
Elish,	Laughner,	Polaski,	Weiss,
Erb,	Lee,	Polen,	Welsh,
Ewing,	Leisey,	Powers,	Wescott,
Finnerty,	Leonard,	Propert,	White,
Flack,	Levy,	Readinger,	Wood, L. H.,
Fleming,	Lichtenwalter,	Reagan,	Wood, N.,
Foor,	Loftus,	Reese, D. P.,	Worley,
Fox,	Longo,	Reese, R. E.,	Wright,
Freed,	Lopez,	Regan,	Yeakel,
Frost	Lovett,	Reidenbach,	Yester,
Fullerton,			Fiss, Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1213, as follows:

An Act to amend section two hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the election of school directors for independent school districts and terminating the terms of office of the present school directors in such districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Section 206 Every independent school district established as herein provided shall have its affairs [except as to the election of school directors who shall be appointed as hereinafter provided] administered by a board of school directors subject to all the provisions of this act relating to the class of school districts to which such independent district belongs And the court establishing such independent school district shall at the time of so doing appoint a board of properly qualified residents of the district of like number [and for the same terms] as is herein provided for such class of districts [and in November of every odd year such court shall appoint the proper number of directors for the full term of six years whose terms shall begin on the first Monday of December following their appointment and any vacancy in such board shall be filled by the court for the unexpired term] which shall serve until the first Monday of December next following the first municipal election occurring more than thirty (30) days after the establishment of such independent school district

At the municipal election to be held in November one thousand nine hundred forty-five a board of school directors for each independent school district heretofore established and at the first municipal election occurring more than thirty (30) days subsequent to the establishment of any independent school district hereafter a board of school directors for such district shall be elected in the same manner as the school directors of districts of the same class were first elected after the act to which this is an amendment went into effect Provided however That such school directors shall be elected for such terms that the number and terms of those whose places are to be filled at each succeeding municipal election shall be the same as the number and terms of those whose places are filled at the corresponding election in other school districts of the same class

The terms of office of the present members of the board of school directors in each independent school district established as herein provided shall be terminated on the first Monday of December one thousand nine hundred forty-five

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,

Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1271, as follows:

An Act authorizing the laying out opening construction and maintenance of a State highway route in the County of Juniata and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Highways is hereby authorized to lay out open construct and maintain that portion of State highway route beginning at a point on Route 34004 near Denholm and extending in a general northwesterly direction through Milford Township Juniata County over said Route 34004 a distance of about 3.5 miles to a point on the Mifflin County line

Section 2 The laying out and opening of the road described in section one of this act shall be in the same manner as provided by law for the relocating or widening of State highways

Section 3 So much of the money in the Motor License Fund as may be necessary from time to time is hereby specifically appropriated to the Department of Highways for carrying out the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boles,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss, Speaker.
Fullerton,	Lyons,		

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 284, Printer's No. 242
Senate Bill No. 466, Printer's No. 282
Senate Bill No. 483, Printer's No. 199
Senate Bill No. 248, Printer's No. 392
Senate Bill No. 649, Printer's No. 395
House Bill No. 648, Printer's No. 389 and
House Bill No. 170, Printer's No. 635

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 724, as follows:

An Act to amend section four of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in

cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined width of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the second class A and third class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined width of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" is hereby amended to read as follows

Section 4 This act is not intended and shall not be construed

(a) To place upon the Commonwealth any duty to regulate traffic or police the streets herein taken over by the Commonwealth but such duty shall be and remain the obligation of the cities

(b) To place upon the Commonwealth any obligation for the maintenance construction reconstruction or resurfacing of said streets other than the base or surface courses

(c) To place upon the Commonwealth through the Department of Highways any obligation to maintain construct or reconstruct any structure bridge or viaduct of any kind or character whatsoever situate upon or forming part of any city street or section thereof described in section two of this act in any city of the second class except that the Secretary of Highways may assume in such cities the obligation to maintain construct or reconstruct drainage structures with a total spanned length not exceeding ten feet measured along the center line of the street other than storm or sanitary sewers and which were the sole obligation of the city prior to the passage of this act Responsibility for the construction reconstruction and maintenance of any other structures shall in cities of the second class remain with the city person association or corporation responsible therefor at the date of the approval of this act But all bridges and viaducts of such State highways in cities of the second class A and third class which are being maintained by the city or county shall be taken over by the Department of Highways upon the effective date of this amendment and shall thereafter be constructed reconstructed repaired and maintained at the sole expense of the Commonwealth

(d) To authorize any assessment to be made against the Commonwealth by reason of or to assist in the elimination of any grade crossing on any street described and designated in section two of this act and no such assessment shall hereafter be made under any act of Assembly heretofore enacted

(e) To place upon the Commonwealth any obligation under any franchise or franchises heretofore or hereafter granted by the city to any public utility company nor to transfer to the Commonwealth from the city any rights under any such franchise or franchises heretofore granted

(f) To place upon the Department of Highways any authority to regulate traffic parking or the general use by the traveling public of the streets or sections thereof taken over by the Commonwealth for maintenance or improvement under the provisions of this act Provided however That the Department of Highways shall be and is hereby authorized to close to traffic all of the streets or sections thereof described in section two of this act during such time as improvements are being made thereon and in such case the city shall establish and maintain a suitable detour in accordance with the provisions of section ten of this act

Section 2 This act shall become effective on the first day of July one thousand nine hundred forty-five

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Boorse,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,

Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

CONDOLENCE RESOLUTION

Messrs. MODELL and CULLEN offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives, April 24, 1945.

John Francis Myers, father of United States Senator Francis J. Myers, died at his home in Philadelphia on Sunday.

Mr. Myers was born in West Chester and was employed at the Post Office in Philadelphia for forty years prior to his retirement eight years ago. At the time of his retirement, he was chief bookkeeper and auditor.

He was a past financial secretary of the Philadelphia Council, Knights of Columbus and a member of the Holy Name Society and the Fraternal Order of Eagles.

Besides his illustrious son, Mr. Myers, Sr. is also survived by his wife, Mrs. Mary D. Myers, and two sisters, Mrs. Catherine Knight and Mrs. Anna Armstrong, of Newark, Delaware; therefore be it

Resolved, That the House of Representatives extend its sympathy to United States Senator Francis J. Myers, and to the widow and sisters of the deceased, and in token thereof, direct the Chief Clerk to transmit certified copies of this resolution to Mrs. John Francis Myers, Senator Francis J. Myers, Mrs. Catherine Knight and Mrs. Anna Armstrong.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 98.

An Act to amend an act approved the sixth day of June one thousand eight hundred and seventy-one (P. L. 1353) entitled "An act relative to plans of survey and regulations in the City of Philadelphia" by restricting the operation of the act to original plans and revisions changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published and of the hearing thereon eliminating the requirement that streets which are the subjects of such plans or revisions must extend from street to street as thoroughfares and must be called public streets and abrogating the provisions for widening the streets upon the petition of the owners or majority of feet frontage thereon or on one side thereof

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, in last line by inserting after the word "thereof" the following: "and by providing that all plans and revisions of plans of land subdivision shall after approval by the Board of Surveyors be recorded in the Office of the Recorder of Deeds and that owners and purchasers shall be conclusively presumed to have notice thereof".

Amend Section 1, page 3, line 18, by inserting after the word "revision" the following: "All plans and revisions of plans of land laid out in plots or building lots and the streets highways alleys or other portions of the same intended to be dedicated to public use or the use of purchasers or owners of lots fronting thereon or adjacent thereto located within the city limits shall be recorded in the office of the Recorder of Deeds after submission to and approval by the board of surveyors And it shall not be lawful to receive or record any such plan in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the board of surveyors The approval of any such plan by said board shall not impose any duty upon the city concerning the improvement or maintenance of any such dedicated streets or highways until the proper authorities of the city shall have made actual appropriation for such improvements and maintenance and the disapproval of any such plan by the board of surveyors shall be deemed a refusal of any proposed dedication The owners and purchasers of such lots shall be conclusively presumed to have notice of public plans maps and reports of the said board affecting such property within its jurisdiction".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,

Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 449.

An Act relating to settlements abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance and repealing inconsistent legislation

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 4, by inserting after the word "State" the words "and/or Federal".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boles,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Borse,	Greenwood,	McLanahan,	Schuster,
Bory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Bunner, C. H.,	Hare,	Milliken,	Snider,
Bunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Caudoff,	Hennihan,	Moore, C. E.,	Stank,
Chen,	Herman,	Moore, W. J.,	Stockham,
Cleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoffman,	Munley,	Swope,
Corrigan,	Hoggard,	Murray, M. L.,	Tahl,
Costa,	Hoopes,	Murray, P. G.,	Tate,
Coulson,	Howells,	Nagel,	Tittle,
Coyle,	Hunter,	Nelson,	Trachtman,
Cullen,	Huntley,	O'Brien,	Trent,
Dague,	James,	O'Connor,	Trout,
Dalrymple,	Jones,	O'Dare,	Turbett,
Dennison,	Kennedy,	O'Donnell,	Turner,
Depuy,	Kirley,	O'Neill,	Varallo,
Dillon,	Kline,	Owens,	Verona,
Dix,	Kolankiewicz,	Pentrack,	Wachhaus,
Dougherty,	Komorofski,	Petrosky,	Wagner,
Duffy,	Krise,	Pettigrew,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,
Flack,	Levy,	Reagan,	Wood, N.,
Fleming,	Lichtenwalter,	Reese, D. P.,	Worley,
Foor,	Loftus,	Reese, R. E.,	Wright,
Fox,	Longo,	Regan,	Yeakel,
Freed,	Lopez,	Reidenbach,	Yester,
Frost,	Lovett,	Reilly,	Fiss,
Fullerton,	Lyons,		Speaker.

NAYS—0

NOT VOTING—4

Bentley,	Brothers,	Chervenak,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 89.

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund

HOUSE BILL No. 155.

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund

HOUSE BILL No. 361.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the Fortieth Ward City of Philadelphia Commonwealth of Pennsylvania known as the Naval Ammunition Depot of Fort Mifflin Pennsylvania and ceding jurisdiction to the United States

HOUSE BILL No. 823.

An Act to further amend subsection (1) of section six of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further regulating the return of part of the weighmaster's license fee to cities and counties

HOUSE BILL No. 824.

An Act to repeal certain statutes relating to weights and measures

HOUSE BILL No. 1170.

An Act making an appropriation to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 40

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 19, 1945.

Since the organization of this General Assembly, the Game Commission and the Fish Commission have been the objects of adverse criticism and various resolutions have been introduced requesting investigations of the conduct of their work.

In his address to the General Assembly at the time of the convening of this session, his Excellency the Governor stated that the idea of "combining the two commissions had been suggested" which leads to the conclusion that others think that the game and fish situation in Pennsylvania could be improved.

The criticism of, and the abuse directed at these two commissions must have some basis, and even though the facts upon which that basis is constructed may be erroneous, it is still sufficient to raise a doubt as to the efficiency of these two very important parts of the State Government.

If the criticisms are justifiable, a change should be made. If they are not, then both commissions are entitled to the support of the General Assembly and to its stamp of approval.

For their protection and for a renewal of the faith of the people in the efficiency of the administration of these important commissions, a full investigation should be made; therefore be it

Resolved, That the General Assembly of the Commonwealth of Pennsylvania hereby requests the Joint State Government Commission to make a thorough investigation of the Game Commission and the Fish Commission of the Commonwealth, and of their manner of administering the laws of the Commonwealth relating to game and fish, of the manner of re-stocking the game and fish life, and of the establishing of closed seasons, and to study and make a comparison of the work and conduct of similar commissions or departments in other states, and to make a full and complete report of their study and investigation to the General Assembly not later than March 1, 1947, accompanied by such recommendations concerning any change in the administration of the matters now under the supervision and control of the Game Commission and the Fish Commission that they decide should be made.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 89.

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund

HOUSE BILL No. 98.

An Act to amend an act approved June sixth, one thousand eight hundred and seventy-one (P. L. 1353), entitled "An act relative to plans of survey and regulation in the City of Philadelphia," by restricting the operation of the act to original plans and revisions, changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published, and of the hearing thereon, eliminating the requirement that streets which are the subject of such plans or revisions must extend from street to street as thoroughfares and must be called public streets, and abrogating the provisions for widening the streets upon the petition of the owners or majority of feet frontage thereon or one side thereof and by providing that all plans and revisions of plans of land subdivision shall after approval by the Board of Surveyors be recorded in the Office of the Recorder of Deeds and that owners and purchasers shall be conclusively presumed to have notice thereof

HOUSE BILL No. 155.

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund

HOUSE BILL No. 361.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the Fortieth Ward City of Philadelphia Commonwealth of Pennsylvania known as the Naval Ammunition Depot of Fort Mifflin Pennsylvania and ceding jurisdiction to the United States.

HOUSE BILL No. 449.

An Act relating to settlements abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance and repealing inconsistent legislation

HOUSE BILL No. 823.

An Act to further amend subsection (1) of section six of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further regulating the return of part of the weighmasters's license fee to cities and counties

HOUSE BILL No. 824.

An Act to repeal certain statutes relating to weights and measures

HOUSE BILL No. 1170.

An Act making an appropriation to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 547 and 784 and HOUSE CONCURRENT RESOLUTION No. 38

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 547, Printer's No. 201, entitled "An Act to further amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled 'An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers, including the conversion of National Banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders, of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts,' by further providing for the powers and duties and limitations upon powers of corporations or persons authorized to engage in a banking or fiduciary business, or both."

EDWARD MARTIN.

April 24, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 784, Printer's No. 398, entitled "An Act to add section one point one to the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 322) entitled 'An act providing for the issuance of certified copies of death birth and marriage certificates and divorce decree by county officers free of charge to disabled war veterans and their dependents in death and compensation cases and prescribing penalties' requiring counties to pay the fees of officers compensated on a fee basis."

EDWARD MARTIN.

April 24, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution No. 38, Printer's No. 304, authorizing the Joint State Government Commission of the General Assembly, with the cooperation of the Secretary of Banking, the Insurance Commissioner and the Attorney General, to investigate the activities of finance companies and others dealing in consumer credit in the Commonwealth with a view to recommending appropriate legislation.

EDWARD MARTIN.

COMMITTEE REPORTS

Mr. HALL from the Committee on Highways reported as amended House Bill No. 956, entitled:

An Act to further amend section two of the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by changing certain routes and adding certain new routes.

Mr. HALL from the Committee on Highways reported as amended House Bill No. 957, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing certain routes and adding certain new routes.

Mr. HALL from the Committee on Highways reported as amended House Bill No. 958, entitled:

An Act to further amend section two of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purpose of this act," by changing certain routes and adding certain new routes.

Mr. HALL from the Committee on Highways reported as amended House Bill No. 959, entitled:

An Act to further amend section two of the act approved the seventh day of May, one thousand nine hundred thirty-seven (P. L. 589), entitled as amended "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the first class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of said streets; providing for the taking, opening, relocation, widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city, or either of them, and authorizing agreements between cities and the Commonwealth for the opening, taking, relocating, widening or change of grade of said streets, and designating the city as agent of the Commonwealth in such opening, taking relocating, widening or change of grade and the determination of damages to private property arising therefrom; imposing duties on such cities and on public utility companies using such streets; authorizing cities, persons, associations, or corporations to enter into agreements with the

Commonwealth to bear a portion of the cost of construction; regulating the replacement of certain facilities of public utility companies; prohibiting the making of any opening in said street after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," by changing certain routes and adding certain new routes.

COMMITTEE MEETINGS

There will be meetings of the committee on:

Appropriations, Wednesday, April 25, at 12:00 Noon in Room 246.

City and County—First Class, Wednesday, April 25, at 11:30 a. m. in Room 521.

Corporations and Industry, Wednesday, April 25 at 10:30 a. m. in Room 323.

Counties, Wednesday, April 25, at 11:00 a. m. in New House Caucus Room.

Game, Wednesday, April 25, at 10:00 a. m. in Room 331.

Judiciary Special, Wednesday, April 25, at 10:30 a. m. in Room 325.

Public Utilities, Wednesday, April 25, at 9:45 a. m. in Room 323.

Republican Caucus, Wednesday, April 25, at 12:30 p. m. in New House Caucus Room.

ADJOURNMENT

Mr. HOFFMAN. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 25, 1945, at 1:30 p. m.

The motion was agreed to, and (at 6:00 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., WEDNESDAY, APRIL 25, 1945. No. 51.

SENATE

WEDNESDAY, April 25, 1945.

The Senate met at 3:00 o'clock, p. m., Eastern War Time.

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D.D. offered the following prayer:

Eternal God, in whose perfect kingdom no sword is drawn but the sword of righteousness, may all the war implements of our nation be righteously employed for the ends of justice, and the securing of world peace. May the brotherhood of man become the desire of all nations.

We are thinking to-day of the San Francisco conference of the United Nations. Many prayers in many tongues from many peoples are beseeching the throne of grace that the Holy Spirit will give to the delegates the will and the wisdom to effect an organization that will bind the nations together for mutual protection and benefit.

We join our prayers with all these: that this conference seek divine guidance; that out of the conference may come plans so just and so equitable that all nations can accept them for the curing of all the social and political ills that have so long cursed the world with war; that our nation's delegates may resolutely, skillfully and successfully contend for such high objectives. May our nation be big enough and generous enough and wise enough to throw all its great influence on the side of fair dealing among the nations of the word, for that is the preliminary essential to world peace.

We ask Thy guidance for the President through all the difficult conditions of the times, and for all the men in high position, civil, military and religious, as well as for all who are fighting for the right.

In the name of our Great leader, even Christ. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. SCARLETT, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Wade asked and obtained leave of absence for Mr. JAMES, on account of illness.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 79, entitled:

An Act to facilitate vehicular traffic between the eastern section of the Commonwealth and the ports on Lake Erie by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County to a point at or near the City of Erie and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

Which was committed to the Committee on Highways.

House Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

Which was committed to the Committee on Appropriations.

House Bill No. 325, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways, for roads, paths and parking areas on the Daniel Boone Homestead property.

Which was committed to the Committee on Appropriations.

House Bill No. 386, entitled:

An Act making an appropriation to the Department of public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum the property at Ambridge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as "Old Economy"

Which was committed to the Committee on Appropriations.

House Bill No. 724, entitled:

An Act to amend section four of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "City State Highway Law," requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the third class.

Which was committed to the Committee on Highways.

House Bill No. 816, entitled:

An Act making an appropriation to the School of Horticulture, Ambler, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 821, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

Which was committed to the Committee on Appropriations.

House Bill No. 842, entitled:

An Act authorizing cities boroughs towns and townships to establish veterans service centers and to expend money therefor and for the operation and maintenance thereof

Which was committed to the Committee on Military Affairs.

House Bill No. 868, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters.

Which was committed to the Committee on Appropriations.

House Bill No. 890, entitled:

An Act to further amend section two thousand six hundred three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," authorizing school districts of the second, third and fourth class to employ certified public accountants to audit the school finances in lieu of the controller or auditors of the city, borough, town or township.

Which was committed to the Committee on Education.

House Bill No. 1085, entitled:

An Act to further amend the act, approved the twenty second day of June, one thousand nine hundred thirty one (P. L. 594), entitled "Rural State Highway Law by changing Route 53073 in Schuylkill County.

Which was committed to the Committee on Highway

House Bill No. 1121, entitled:

An Act to further amend section fifteen of the ac approved the sixteenth day of May, one thousand nin hundred twenty-three (P. L. 207) entitled "Municip Claim and Tax Lien Law," permitting assignees of mun cipal claims to revive the same by suggestion of no payment and averment of default.

Which was committed to the Committee on Judicia General.

House Bill No. 1199, entitled:

An Act to further amend section four hundred one the act, approved the eighteenth day of May, one tho sand nine hundred eleven (P. L. 309), entitled "Publ School Code," requiring the preservation of certa records.

Which was committed to the Committee on Educatio

House Bill No. 1213, entitled:

An Act to amend section two hundred six of the ac approved the eighteenth day of May, one thousand nin hundred eleven (P. L. 309), entitled "Public Scho Code," providing for the election of school directors f independent school districts and terminating the term of office of the present school directors in such district

Which was committed to the Committee on Educatio

House Bill No. 1271, entitled:

An Act authorizing the laying out opening constructi and maintenance of a State highway route in the Coun of Juniata and making an appropriation.

Which was committed to the Committee on Highway

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 98

He also presented communication from the House Representatives informing the Senate that the House h concurred in amendments made by the Senate to Hou Bill No. 98, entitled:

An Act to amend an act approved the sixth day of Jun one thousand eight hundred and seventy-one (P. L. 135 entitled "An act relative to plans of survey and regulati in the City of Philadelphia" by restricting the operation the Act to original plans and revisions, changing the tim and number and character of the newspapers in whic notice of the proposed plans and revisions shall be pub lished and of the hearing thereon eliminating the requir ment that streets which are the subjects of such pla or revisions must extend from street to street as tho oughfares and must be called public streets and abroga ing the provisions for widening the streets upon the pet ion of the majority of the owners or majority of fe frontage thereon on one side thereof

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 449

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 449, entitled:

An Act relating to settlements; abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance, and repealing inconsistent legislation.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 642

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 23, 1945.

Resolved (if the Senate concurs), That Housse Bill No. 642, Printer's No. 221, entitled:

An Act authorizing in certain cases, the issuance of motor vehicle operators' licenses to persons honorably discharged from the armed forces of the United States or from any women's organization officially connected herewith, without a learner's permit; and the temporary suspension of existing laws requiring the same.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) announced that the Acting Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 18, entitled:

An Act to amend sections one and two of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1303) entitled "An act to regulate the sale of certain hypnotic analgesic and body-weight reduction drugs in the interest of public health" by redefining the meaning of "other hypnotic drug or analgesic drug or body-weight reducing drug" and naming certain remedies permitted to be sold at retail under certain conditions.

House Bill No. 89, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund.

House Bill No. 98, entitled:

An Act to amend an act approved the sixth day of June, one thousand eight hundred and seventy-one (P. L. 1353), entitled "An act relative to plans of survey and regulation in the City of Philadelphia," by restricting the operation of the act to original plans and revisions, changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published, and of the hearing thereon, eliminating the requirement that streets which are the subject of such plans or revisions must extend from street to street as thoroughfares and must be called public streets, and abrogating the provisions for widening the streets upon the the petition of the majority of the owners or majority of feet frontage thereon or on one side thereof.

House Bill No. 155, entitled:

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund.

House Bill No. 361, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America, of a tract of land in the Fortieth Ward, City of Philadelphia, Commonwealth of Pennsylvania, known as the Naval Ammunition Depot of Fort Mifflin, Pennsylvania, and ceding jurisdiction to the United States.

Senate Bill No. 423, entitled:

An Act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships as herein defined prescribing the rights powers and duties of such Authorities authorizing such authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such authorities authorizing such authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof conferring exclusive jurisdiction on certain courts over rates

House Bill No. 449, entitled:

An Act relating to settlementts; abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance, and repealing inconsistent legislation.

House Bill No. 823, entitled:

An Act to further amend subsection (1) of section six of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "Licensed Weighmasters Act," further regulating the return of part of the weighmaster's license fee to cities and counties.

House Bill No. 824, entitled:

An Act to repeal certain statutes relating to weights and measures.

House Bill No. 1170, entitled:

An Act making an appropriation to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives

Whereupon,

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. BECKER, from the Committee on State Government, reported as committed, Senate Bill No. 750, entitled:

An Act authorizing the Department of Welfare with the approval of the Governor to establish additional institutions or to relocate present institutions for the care and treatment of persons afflicted with mental disorders or for the detention of persons sentenced by the courts; authorizing the Department of Property and Supplies to acquire by purchase or condemnation certain sites for such institutions; and to improve or erect buildings thereon; providing for the administration of relocated or new institutions; and empowering the Board of Commissioners of Public Grounds and Buildings to dispose of institutions no longer used.

Mr. CROWE, from the Committee on Agriculture, reported as amended, House Bill No. 874, entitled:

An Act to further amend the act approved the thirtieth day of April one thousand nine hundred twenty-nine (P. L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" providing for associations to be formed by two or more cooperative agricultural associations removing certain limitations on holding of common stock enlarging the powers to purchase stock of certain other corporations providing for preferred stock in classes differing only as to rate of dividend further regulating preferred stock dividends and patronage refunds further regulating voting rights of stockholders requiring filing of summaries of audits imposing penalties and changing the words "Auditor General" to the words "Secretary of Revenue"

He also, from the Committee on Agriculture, reported as committed, House Bill No. 1209, entitled:

An Act relating to and regulating the business of the use and disposition of the bodies of dead animals; providing for the licensing of such business and the cancellation of such license; authorizing the Department of Agriculture to promulgate rules and regulations therefor and imposing certain duties upon said department; and providing penalties.

He also, from the Committee on Forest and Waters, Game and Fish, reported as amended, House Bill No. 1139, entitled:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin with power to cooperate in the abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia to authorize the Governor of the State to execute on behalf of this State a compact with representatives of other states for the purpose of forming the above-mentioned commission and creating a Potomac Valley Conservancy District providing for the appointment of the Pennsylvania members of said commission for the Commonwealth of Pennsylvania and their terms of office and providing an appropriation.

Mr. CARR, from the Committee on Labor and I dustry, reported as committed, Senate Bill No. 72 entitled:

An Act to amend subsection (a) and further ame subsection (b) of section nine, of the act approved t first day of June, one thousand nine hundred thirty-sev (P. L. 1168), entitled "An act to protect the right of er ployes to organize and bargain collectively; creating t Pennsylvania Labor Relations Board; conferring powe and imposing duties upon the Pennsylvania Labor Rel tions Board, officers of the State government, and cour providing for the right of employes to organize a bargain collectively; declaring certain labor practices employers to be unfair; further providing that repr sentatives of a minority of the employes be the exclusi representatives of all the employes; authorizing the boa to conduct hearings and elections, and certify as to re resentatives of employes for purposes of collective ba gaining; empowering the board to prevent any pers from engaging in any unfair labor practice, and provi ing a procedure for such cases, including the issuance a complaint, the conducting of a hearing, and the maki of an order; empowering the board to petition a co of common pleas for the enforcement of its order, a providing a procedure for such cases; providing for t review of an order of the board by a court of comm pleas on petition of any person aggrieved by such ord and establishing a procedure for such cases; providi for an appeal from the common pleas court to the S preme Court; providing the board with investigato powers including the power to issue subpoenas and t compelling of obedience to them through application the proper court; providing for service of papers a process of the board; prescribing certain penalties," further regulating judicial review.

He also, from the Committee on Labor and Industr reported as committed, Senate Bill No. 725, entitled:

An Act to amend clause (f) of subsection (1) of se tion six of the act, approved the first day of June, o thousand nine hundred thirty-seven (P. L. 1168), e titled "An act to protect the right of employes to orga ize and bargain collectively; creating the Pennsylvan Labor Relations Board; conferring powers and imposi duties upon the Pennsylvania Labor Relations Boa officers of the State government, and courts; providi for the right of employes to organize and bargain colle tively; declaring certain labor practices by employers be unfair; further providing that representatives of majority of the employes be the exclusive represent tives of all the employes; authorizing the board to co duct hearings and elections, and certify a to represent tives of employes for purposes of collective bargainin empowering the board to prevent any person from e gaging in any unfair labor practice, and providing procedure for such cases, including the issuance of a co plaint, the conducting of a hearing, and the making an order; empowering the board to petition a court common pleas for the enforcement of its order, and pr viding a procedure for such cases; providing for the r view of an order of the board by a court of comm pleas on petition of any person aggrieved by such ord and establishing a procedure for such cases; providi for an appeal from the common pleas court to the S preme Court; providing the board with investigato powers, including the power to issue subpoenas and t compelling of obedience to them through application the proper court; providing for service of papers a processs of the board; prescribing certain penalties." further defining and limiting unfair labor practices.

He also, from the Committee on Labor and Indust reported as committed, Senate Bill No. 740, entitled:

An Act to further amend clause (c) of section seven f the act, approved the first day of June, one thousand ne hundred and thirty-seven (P. L. 1168) entitled "An t to protect the right of employes to organize and bar- ain collectively; creating the Pennsylvania Labor Rela- ons Board; conferring powers and imposing duties upon e Pennsylvania Labor Relations Board, officers of the tate government, and courts; providing for the right of nployes to organize and bargain collectively; declaring rtain labor practices by employers to be unfair; fur- er providing that representatives of a majority of the nployes be the exclusive representatives of all the em- oyes; authorizing the board to conduct hearings and ections, and certify as to representatives of employes r purposes of collective bargaining; empowering the oard to prevent any person from engaging in any nfair labor practice, and providing a procedure for such ses, including the issuance of a complaint, the con- ucting of a hearing, and the making of an order; em- owering the board to petition a court of common pleas r the enforcement of its order, and providing a pro- dure for such cases; providing for the review of an der of the board by a court of common pleas on peti- on of any person aggrieved by such order, and estab- hing a procedure for such cases; providing for an peal from the common pleas court to the Supreme ourt; providing the board with investigatory powers, cluding the power to issue subpoenas and the com- lling of obedience to them through application to the oper court; providing for service of papers and process the board; prescribing certain penalties"; by limiting vestigations made to determine representatives in cer- n cases.

He also, from the Committee on Labor and Industry, ported as amended, Senate Bill No. 724, entitled:

An Act to further amend subsection (b) of section ven of the act, approved the first day of June, one ousand nine hundred thirty-seven (P. L. 1168), en- led "An act to protect the right of employes to organ- and bargain collectively; creating the Pennsylvania bor Relations Board; conferring powers and imposing ties upon the Pennsylvania Labor Relations Board, icers of the State government, and courts; providing the right of employes to organize and bargain collec- ely; declaring certain labor practices by employers to unfair; further providing that representatives of a jority of the employes be the exclusive representa- es of all the employes; authorizing the board to con- ct hearings and elections, and certify as to representa- es of employes for purposes of collective bargaining; powering the board to prevent any person from en- ging in any unfair labor practice, and providing a ocedure for such cases, including the issuance of a com- int, the conducting of a hearing, and the making of order; empowering the board to petition a court of mmon pleas for the enforcement of its order, and pro- ing a procedure for such cases; providing for the re- w of an order of the board by a court of common as on petition of any person aggrieved by such order, establishing a procedure for such cases; providing an appeal from the common pleas court to the Su- me Court; providing the board with investigatory wers, including the power to issue subpoenas and the mpelling of obedience to them through application to proper court; providing for service of papers and cess of the board; prescribing certain penalties"; by king further provisions for designation and selection representatives for purposes of collective bargaining.

Mr. TALLMAN, from the Committee on Finance, re- ted as amended, House Bill No. 78, entitled:

An Act to further amend the act, approved the twenty- ond day of June, one thousand nine hundred thirty-five L. 414), entitled as amended "An act to provide reve- nue for State purposes; imposing taxes upon certain classes of personal property; providing for the assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators, registers of wills, recorders of deeds, prothonotaries, and court clerks, and on persons, copartnerships, associations, banks, national banks, trust companies, and other corporations receiving deposits of money, and on certain corporations and limited partnerships; conferring powers and imposing duties on certain State officers and departments; imposing penalties; and making an appropriation," by excepting and excluding therefrom the obligations of municipal corporations by exempting scrip bonds certificates and evidences of indebtedness held in certain employee pension trusts and held under certain circumstances for the benefit of non-residents of this Commonwealth and by making further provision for the assessment collection and the making of payment of and report concerning the tax imposed by the act

Mr. BLASS, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 702, entitled:

An Act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name, style, or designation unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the county, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application on the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties.

SENATE CONCURRENT RESOLUTION

Mr. CROWE, from the Committee on Insurance, to which was referred resolution offered by Mr. CROWE on April 11, 1945, reported the same without amendment as follows:

INSURANCE COMMISSIONER AND SECRETARY OF REVENUE TO FORMULATE PENNSYLVANIA ASSIGNED RISKS PLAN FOR PHYSICALLY DISABLED PERSONS

In the Senate, April 11, 1945.

There are many persons within the Commonwealth who, although skilled in the driving of automobiles, are denied the right so to do on account of physical disabilities which make the procurement of liability and property damage insurance impossible.

The return of fighting men from the battle fronts of the world will greatly increase this number, and the inability of many of those who deserve every possible privilege and opportunity of enjoyment, to secure such insurance, will prevent their full use of automobiles.

It is not possible nor would it be advisable to compel insurance companies to accept such risks which in their experience are hazardous.

Many companies in Pennsylvania writing liability and property damage insurance have lately developed the "Pennsylvania Automobile Assigned Risks Plan" for the voluntary handling of liability and property damage insurance on persons who have come under the provisions of the Financial Responsibility Law.

The formation of a similar plan for the voluntary handling of liability and property damage insurance on persons

physically handicapped, might be the means of affording such persons the coverage necessary to allow them to enjoy the privilege of driving an automobile, either for pleasure or in the carrying on of a business; therefore be it

Resolved, (if the House of Representatives concur), By the General Assembly of the Commonwealth of Pennsylvania that the Insurance Commissioner of the Commonwealth and the Secretary of Revenue of the Commonwealth are requested to meet and consult with representatives of the various casualty companies doing business within the Commonwealth, in an attempt to arrive at and formulate a plan for the organization of a Pennsylvania Assigned Risks Plan for the insuring of physically handicapped persons; and be it further

Resolved, That a copy of this resolution shall be transmitted by the Secretary of the Senate to the Insurance Commissioner and to the Secretary of Revenue.

which was laid on the table.

Mr. KEPHART, from the Committee on Agriculture, reported as amended, House Bill No. 671, entitled:

An Act to amend section six hundred eight of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof, creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," by requiring milk dealers to give daily reports of milk delivered by milk producers.

He also, from the Committee on Judiciary Special, reported as amended, House Bill No. 715, entitled:

An Act to further amend the title and the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled, as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal" by adding a new section by changing the provisions imposing inheritance taxes on personal property accounts in trust and transfers intended to take effect in possession or enjoyment at or after death imposing additional duties on banks safe deposit companies trust companies corporations institutions or depositories surviving parties of joint accounts or accounts in trust persons registers of wills and the Department of Revenue and providing penalties changing the provisions for rate of tax debts and deductions the computation of tax on life estates or estates for years the assessment of tax on future estates the lien of taxes and commissions to be retained by registers of wills.

Mr. MALLERY, from the Committee on Agriculture, reported as committed, House Bill No. 873, entitled:

An Act to further amend sections fifteen and eighteen of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" providing for the termination of memberships for filing summaries of audits; for involuntary winding up and dissolution of associations failing to file such summaries exempting associations from payment of certain State taxes and the filing of reports relative thereto and imposing penalties

He also, from the Committee on Agriculture, reported as amended, House Bill No. 1104, entitled:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion providing for the organization of the various counties into soil conservation districts the appointment of their officers and employes and prescribing their powers and duties creating the State Soil Conservation Commission in the Department of Agriculture and fixing its powers and duties relative to the enforcement of this act providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations thereto providing for disposition and operation of existing districts and repealing existing laws

He also, from the Committee on Agriculture, reported as amended, Senate Bill No. 674, entitled:

An Act to further amend section thirty of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended "An act relating to dogs, and the protection of livestock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and town-

ship officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," increasing the maximum amounts of payments by the State in certain cases.

Mr. RUTH, on behalf of Mr. COLEMAN, from the Committee on Finance, reported as committed, House Bill No. 122, entitled:

An Act to further amend section one of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by exempting and excluding therefrom all public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities by exempting personal property held in certain employee pension trusts and personal property held under certain circumstances for the benefit of non-residents of this Commonwealth and by exempting annuities and shares of stock of corporations liable to a gross premiums tax and shares of stock of corporations relieved of the capital stock tax

Mr. EALY, from the Committee on Appropriations, reported as amended, Senate Bill No. 103, entitled:

An Act making an appropriation to the Department of Property and Supplies for additions, repairs, and improvements to the buildings and grounds of the Pennsylvania Soldiers and Sailors Home at Erie.

He also, from the Committee on Finance, reported as committed, House Bill No. 807, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances for the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by further regulating the procedure and the jurisdiction of the Board of Finance and Revenue relative to certain claims for refund changing and restricting the right of the Commonwealth to impose interest on certain unpaid taxes and bonus when such taxes and bonus are not settled within a prescribed period of time further providing for the report settlement and resettlement of taxes bonus and other accounts due the Commonwealth and for the furnishing of receipts for transfer inheritance and estate taxes eliminating provisions for an Attorney General's commission and further regulating the procedure for filing petitions for resettlement petitions for review appeals to court

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. EALY, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency the Governor, which were laid over for one day under the rules.

JUSTICE OF THE PEACE, NORTH FAYETTE TOWNSHIP, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 17, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John H. Wade, Noblestown, Allegheny County, for appointment as Justice of the Peace in and for the Township of North Fayette, Allegheny County, until the first Monday in January, 1946, vice Joseph G. Voye, deceased.

EDWARD MARTIN.

JUSTICE OF THE PEACE, NORTH BRADDOCK BOROUGH, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank P. Foster, 1325 Grant Avenue, North Braddock, Braddock, Allegheny County, for appointment as Justice of the Peace in and for the Borough of North Braddock, Allegheny County, until the first Monday in January, 1946, vice Edward F. Cassidy, deceased.

EDWARD MARTIN.

ALDERMAN, THIRD WARD, DUQUESNE, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert K. Grieser, Sr., 614 Crawford Street, Duquesne, Allegheny County, for appointment as Alderman in and for the Third Ward of the City of Duquesne, Allegheny County, until the first Monday in January, 1946, vice William Bedont, deceased.

EDWARD MARTIN.

Mr. WALKER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 668, entitled:

An Act to further amend clause (a) of section five hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its

sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth"; permitting petitions for refunds to be made within three years of the final judgment of a court of competent jurisdiction holding an act to be unconstitutional or erroneously interpreted.

BILLS INTRODUCED AND REFERRED

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 767, entitled:

An Act to amend the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways, authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act," as amended by changing Route 52043 in Potter County.

Which was committed to the Committee on Highways.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 768, entitled:

An Act to further amend section six of the act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities. and towns and extending to the State line; describing and defining same by route numbers as the State highways of the Commonwealth providing for the improvement, maintenance and repair of said State highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aided highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated towns petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by changing certain routes.

Which was committed to the Committee on Highways.

Mr. TALLMAN, on behalf of Mr. WADE, read in his place and presented to the Chair Senate Bill No. 769, entitled:

An Act to amend sections three, four and five, and to repeal sections six, seven, eight, nine and ten of a supplementary act, approved the sixth day of May, one thosand nine hundred forty-two (P. L. 101) entitled "A supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled 'An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties,' defining the rights and obligations of certain members of the School Employes' Retirement Association engaged in active military service," by extending the time of employes to rejoin the School Employes' Retirement Association after completion of active military service; and removing the requirement for a physical examination in certain cases.

Which was committed to the Committee on Education.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 770, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Farview State Hospital, to acquire a certain tract of land for the use of said hospital, and making an appropriation therefor.

Which was committed to the Committee on State Government.

Mr. BOWERS read in his place and presented to the Chair Senate Bill No. 771, entitled:

An Act providing for and requiring in certain cases preference in appointments to public position or on pub-

lic works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged, and in certain cases for the widows and wives of such persons.

Which was committed to the Committee on Military Affairs.

Mr. GELTZ read in his place and presented to the Chair Senate Bill No. 772, entitled:

An Act to further amend section eleven of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the service allowance of certain employes.

Which was committed to the Committee on Education.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 773, entitled:

An Act to further amend clause (e) of section six hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and interinsurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further defining improved real estate.

Which was committed to the Committee on Insurance.

Messrs. COLEMAN and BARR read in place and presented to the Chair Senate Bill No. 774, entitled:

An Act to add section one thousand three hundred nine to the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," requiring reimbursement of counties and of cities of the first class by the Commonwealth for expenses of voting by official military ballots.

Which was committed to the Committee on Elections.

RESOLUTIONS

TIME OF NEXT MEETING

Mr. DiSILVESTRO, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 25, 1945.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, April 30, 1945, at four o'clock, p. m.; and when the House of Representatives adjourns this week it reconvene on Monday, April 30, 1945, at three o'clock, p. m.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CONDOLENCES OF SENATE EXTENDED TO HONORABLE JOHN H. DENT AND FAMILY

Mr. COLEMAN on behalf of all the Members of the Senate offered the following resolution which was twice read, considered and agreed to:

In the Senate of Pennsylvania, April 25, 1945.

Whereas, The cruelty of war was again forcibly brought to the Senate of Pennsylvania in the death of Sergeant Charles Dent, brother of the gentleman from Westmoreland, Senator John H. Dent, who died in a hospital at Palm Springs, California, from an illness contracted overseas, and

Whereas, Notwithstanding the inexpressible sorrow in his heart, the gentleman from Westmoreland carried on his legislative duties Monday night with the traditional "the show must go on" spirit, and

Whereas, The heartfelt sympathy of the Members of the Senate go out to the bereaved family "for laying so costly a sacrifice at the altar of human freedom," now therefore be it

Resolved, That the Members of the Senate extend their sincere sympathy to the Honorable John H. Dent from Westmoreland County, and the bereaved members of his family; be it further

Resolved, That a copy of this resolution be sent to the Honorable John H. Dent.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 25, 1945.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 25, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Helen M. Seel, Pittsburgh, 1209 Grant Bldg

BERKS COUNTY

Mrs. Edith B. Geddes, Reading.

BUTLER COUNTY

Miss E. Lucille Herold, Butler.

CAMBRIA COUNTY

Miss Alma Jean Edwards, Ebensburg.

COLUMBIA COUNTY

Reber Krum, Montour Twp., R. D. No. 2, Bloomsburg.

FAYETTE COUNTY

William M. Springer, Uniontown.

LYCOMING COUNTY

Russell C. Heim, Montoursville.

MERCER COUNTY

C. B. Lartz, Sharon.

MONTGOMERY COUNTY

Mrs. Mazie F. Megay, Norristown.

NORTHAMPTON COUNTY

Miss Sarah C. Matz, Bethlehem.

PHILADELPHIA COUNTY

Julius McLaughlin, Jr., Phila., 5424 Vine St.
Miss Margot C. Reyburn, Phila., 1528 Walnut St.
Mrs. Dorothy M. Snyder, Phila., 6360 Tulip St (35)

SCHUYLKILL COUNTY

Ira G. Walborn, Orwigsburg.

YORK COUNTY

Mrs. Mildred J. Chapman, York.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE NOMINATIONS

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do now resolve itself into Executive Session, for the purpose of considering the nominations of His Excellency, the Governor of the Commonwealth of Pennsylvania, which were laid on the table on April 23 and 24, 1945.

The motion was agreed to.

The Clerk read the nominations as follows:

MEMBERS OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Kutztown State Teachers' College:

Charles A. Bachman, 324 Main Street, Emmaus, Lehigh County, to serve until the third Tuesday of January 1949, and until his successor is qualified. (Reappointment)

Joseph Kane, 503 North 6th Street, Allentown, Lehigh County, to serve until the third Tuesday of January 1947, and until his successor is qualified. (Reappointment)

Mrs. Josephine A. Siegfried, 431 Walnut Street, Allentown, Lehigh County, to serve until the third Tuesday of January 1951, and until her successor is qualified. (Reappointment)

Hanns Gramm, 801 Trent Avenue, Wyomissing, Berks County, to serve until the third Tuesday of January 1949, and until his successor is qualified. (Reappointment)

Alvin F. Kemp, Mertztown, Berks County, to serve until the third Tuesday of January 1949, and until his successor is qualified. (Reappointment)

C. Fred Beck, Cressona, Schuylkill County, to serve until the third Tuesday of January 1947, and until his successor is qualified. (Reappointment)

Paul H. Price, 1305 Cleveland Avenue, Wyomissing, Berks County, to serve until the third Tuesday of January 1947, and until his successor is qualified, vice Robert Grey Bushong, Sinking Spring, whose term expired.

George W. Giles, 1412 Hampden Boulevard, Reading, Berks County, to serve until the third Tuesday of January 1951, and until his successor is qualified, vice Robert S. Birch, Reading, whose term expired.

Samuel E. Rager, 102 East Main Street, Kutztown, Berks County, to serve until the third Tuesday of January 1951, and until his successor is qualified, vice Herman A. Fister, Kutztown, whose term expired.

EDWARD MARTIN.

ALDERMAN, FIRST WARD, WILLIAMSPORT, LYCOMING COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman K. Durrwachter, 700 Washington Boulevard, Williamsport, Lycoming County, for appointment as Alderman in and for the First Ward of the City of Williamsport, Lycoming County, until the first Monday in January, 1946, vice Harry C. Coleman, deceased.

EDWARD MARTIN.

MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following persons for appointment as Members of the Crawford County Board of Assistance:

Mrs. Gladys Harrison Roeder (Republican), 121 West Walnut Street, Titusville, Crawford County, to serve until December 31, 1946, and until her successor is duly appointed and qualified. (Reappointment)

Edward I. Bates (Republican), Meadville, Crawford County, to serve until December 31, 1946. (Reappointment)

John H. Bozic (Republican), Meadville, Crawford County, to serve until December 31, 1947, and until his successor is duly appointed and qualified. (Reappointment)

Joseph Kingsley (Republican), 208 Beach Avenue, Cambridge Springs, Crawford County, to serve until December 31, 1947, and until his successor is duly appointed and qualified, vice R. L. Whipple, Cambridge Springs, whose term expired.

EDWARD MARTIN.

MEMBER OF THE BOARD OF TRUSTEES OF SELINSGROVE STATE COLONY FOR EPILEPTICS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Selinsgrove State Colony for Epileptics, for terms of four years, and until their successors are qualified:

Mrs. Matilda M. Portzline, 423 Orange Street, Selinsgrove, Snyder County. (Reappointment)

A. D. Gougler, Middleburg, Snyder County. (Reappointment)

S. H. Bubb, McClure, Snyder County. (Reappointment)

Lester C. Buffington, Hummels Wharf, Snyder County. (Reappointment)

Ralph Gaul, Walnut, Juniata County. (Reappointment)

North Shellenberger, McAlisterville, Juniata County, vice Elmer Bashore, McAlisterville, whose term expired.

Wm. T. MacCreadie, Lewisburg, Union County, vice J. B. Parson, Port Royal, whose term expired.

Andrew C. Long, Shamokin, Northumberland County, vice Dr. Samuel F. Metz, Thompsontown, whose term expired.

Wm. Penn Kemble, Mount Carmel, Northumberland County, to fill a vacancy.

EDWARD MARTIN.

MEMBERS OF THE JUNIATA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 5, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Juniata County Board of Assistance:

Mrs. Alida Johnson (Republican), Mifflin, Juniata County, to serve until December 31, 1947.

Mrs. Anna S. Smith (Republican), R. D. No. 1, Thompsontown, Juniata County, to serve until December 31, 1945, and until her successor is duly appointed and qualified.

EDWARD MARTIN.

SECRETARY OF MINES

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 2, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person:

Richard Maize, Uniontown, from July 19, 1944, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified.

EDWARD MARTIN.

Whereupon,

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. EALY. Mr. President, I move that the Executive Session do now rise.

Mr. EDMONDS. Mr. President, I second the motion.

The motion was agreed to.

BILL INTRODUCED AND REFERRED

Mr. SNOWDEN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNOWDEN read in place and presented to the Chair Senate Bill No. 775, entitled:

An Act making an appropriation out of the Motor License Fund to the Joint State Government Commission of the General Assembly to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions, and an equitable basis for State aid to local governments for highway purposes; authorizing consultation with research organizations of recognized national standing; and defining its powers and duties.

Which was committed to the Committee on Appropriations.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 360, entitled:

An Act to amend the title and section two of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 340) entitled "An act empowering cities of the third class boroughs incorporated towns and townships to co-operate with each other through joint agreements in the exercise of their governmental powers duties and functions relating to the public health recreation zoning and municipal planning" by extending the power of municipalities to co-operate in the exercise of their powers duties and functions

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted " the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of Senate Bill No. 162, as follows:

An Act to protect the people from tuberculosis to provide for the care treatment isolation and hospitalization of persons afflicted therewith to provide for the commitment of certain persons afflicted with tuberculosis to provide for their care custody and discharge and to prescribe penalties for the violation of this act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Tuberculosis a Communicable Disease Notices to Health Officers and State Health Department Form Time Tuberculosis is hereby declared to be a communicable disease dangerous to the public health Every practicing physician is required to notify in writing the health officer of the city borough town township county or district in which the case resides of every case of any form of tuberculosis which comes under his professional observation except that superintendents of hospitals or sanatoriums shall send such notice direct to the Pennsylvania State Department of Health when a case of tuberculosis is hospitalized from a jurisdiction other than that in which the hospital or sanatorium is located The notice shall be made upon blanks to be furnished by the State Secretary of Health and shall include such information as may be required by the said State Secretary of Health The notice herein provided for shall be given within twenty-four hours from the time the physician determines that the patient is afflicted with tuberculosis

Section 2 Rules and Regulations for Discovery and Control Individual Rights The State Secretary of Health is hereby authorized to make such rules and regulations as he shall deem proper for the discovery and control of persons afflicted with tuberculosis and to establish rules of procedure for the guidance of health officers and other officials charged with the administration and enforcement of laws of this State relating to the care treatment and hospitalization of persons afflicted with tuberculosis Nothing in this act shall be construed or operate to empower or authorize the State Secretary of Health or any health officer or their representatives to restrict in any manner the individual's right to select the physician or mode of treatment of his choice Provided That sanitary laws and the laws rules and regulations relating to infectious and contagious diseases are complied with

Section 3 Commitment for Treatment Petition Hearing Order Payment of Expense Discharge Report Appeal When knowledge comes to a health officer or to the State Secretary of Health that any person is afflicted with tuberculosis and is unable or unwilling to conduct himself and to live in such a manner as not to expose members of his family or household or other persons with whom he may be associated to danger of infection the health officer or State Secretary of Health shall forthwith investigate or have investigated the circumstances alleged If he shall find that any such person is a menace to others he shall petition the court of common pleas of the county in which such person resides for an order directing the admission of such person to any approved hospital or institution established for the care of persons suffering from tuberculosis Notice of such petition and the time and place for hearing thereof shall be served personally at least twenty-four hours before the hearing upon the person who is afflicted with tuberculosis and alleged to be dangerous to others and upon the health officer or State Secretary of Health who made the petition Upon receiving said petition the court shall fix a date for hearing thereof and if upon such hearing it shall appear that the complaint of the health officer or State Secretary of Health is well founded and that the said person is a source of danger to others such court shall commit him to any approved hospital or institution maintained for the care and treatment of persons afflicted with tuberculosis Such person shall be deemed to be committed until discharged in the manner authorized in this section In making such commitment the judge of the court of common pleas shall make an order for payment for the maintenance of such person as required by such hospital which order shall be a charge against the county from which the person is committed The chief medical officer of the hospital or other institution to which any such person has been committed upon signing and placing among the permanent records of such hospital or institution a statement to the effect that such person has obeyed the rules and regulations of such hospital or institution for a period of not less than sixty days and that in his judgment such person may be discharged without danger to the health or life of others or for any other reason stated in full which he may deem adequate and sufficient may discharge the person so committed He shall report each such discharge together with a full statement of the reasons therefor at once to the health officer of the city borough town township county or district from which the patient came and at the next meeting of the board of managers or other controlling authority of such hospital or institution Every person committed under the provisions of this section shall observe all the rules and regulations of such hospital or institution Any patient so committed who neglects or refuses to obey the rules or regulations of the institution may by direction of the chief

medical officer of the institution be placed apart from the others and restrained from leaving the institution Any such patient who wilfully violates the rules and regulations of the institution or who repeatedly conducts himself in a disorderly manner may be taken before a justice of the peace or magistrate by order of the chief medical officer of the institution The chief medical officer may enter a complaint against such person for disorderly conduct and the justice of the peace or magistrate after a hearing and upon due evidence of such disorderly conduct may commit such person for a period not to exceed six months to any institution to which persons convicted of disorderly conduct or vagrancy may be committed and such institution shall keep such person separate and apart from the other inmates provided that nothing in this section shall be construed to prohibit any person committed to any institution under the provisions hereof from appealing to any court of jurisdiction for a review of the evidence on which such commitment was made

Section 4 The provisions of this act shall become effective the first day of July one thousand nine hundred and forty-five

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 340, on final passage, entitled:

An Act to further amend subsection (c) of section seven of the act approved the first day of June, one thousand nine hundred thirty-seven, (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State Government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," making further provision for designation and selection of representatives for the purposes of collective bargaining

go over in its order, temporarily so that I may study the effect of the amendment.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 402, as follows:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by providing for the appointment of policemen by the supervisors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections five hundred ninety and five hundred ninety-three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" are hereby amended to read as follows

Section 500 Petition for Appointment of Police Upon the petition of not less than twenty-five taxpayers of any township or of two or more adjacent townships [to the court of quarter session] representing that the safety of the citizens and the security of property makes it necessary for the appointment of one or more electors who shall be residents of the county of which the said township or townships are a part to act as policemen the [court] supervisors of such township or townships shall consider said petition and if satisfied of the reasonableness and propriety of said application shall [direct the supervisors of said township to] appoint one or more qualified electors who shall be residents of the county of which the said township or townships are a part to act as policemen and to serve at the will of said supervisors

The [court] supervisors of such township or townships shall fix the number of policemen the compensation of such policemen and shall limit the term of service of said policemen as it may deem proper Where such policemen are appointed for two or more townships the [court] supervisors of such townships shall fix the amount of compensation which shall be paid by each of such townships Such compensation shall be paid from township funds

Section 593 Equipment The township supervisors may [with the approval of the court] provide such policemen with a uniform and equipment and for means of transportation and the maintenance of the same the cost thereof to be paid out of the funds of the township or townships

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Barr,	DiSilvestro,	Jones,	Scarlett,
Becker,	Farrell,	Leader,	Stevenson,
Blass,	Geltz,	Letzler,	Stiefel,
Carr,	Gourley,	Margie,	Tallman,
Chapman,	Haluska,	McCreesh,	Troutman,
Coleman,	Heyburn,	McGinnis,	Wagner,
Cox,	Holland,	Rosenfeld,	Woodring,
Crowe,	Jaspan	Ruth,	

NAYS—13

Berger,	Edmonds,	Mallery,	Thomas,
Bowers,	Homsher,	Snowden,	Walker,
Crider,	Kephart,	Taylor,	Wilson,
Ealy,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 501, on final passage, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 805, on final passage, entitled:

An Act to amend Article VIII of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 827, on final passage, entitled:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions; providing for the forfeiture of their office; and imposing penalties for certain actions and omissions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 29, on third reading, entitled:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties by further extending the time for present employes as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 31, on third reading, entitled:

An Act making an appropriation to the Department of Property and Supplies for the acquisition by purchase or condemnation of land, and for the construction of a Governor's Mansion

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 40, on third reading, entitled:

An Act to amend or further amend the title and sections one five seven nine and ten of the act approved the eighth day of June one thousand nine hundred seven (P. L. 496) entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefor" excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 31 CALLED UP

Mr. TAYLOR. Mr. President, I call up for consideration at this time Senate Bill No. 31, which was passed over in its order.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 31, as follows:

An Act making an appropriation to the Department of Property and Supplies for the acquisition by purchase or condemnation of land and for the construction of a Governor's Mansion

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of eight hundred fifty-five thousand dollars ($855,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the acquisition by purchase or condemnation of land and for the construction of a Governor's Mansion

Section 2 Within the meaning of this act the word "construction" shall include the construction of new buildings altering improving adding to or replacing existing buildings the purchase or construction of electrical and other facilities altering improving adding to or replacing existing electrical and other facilities for the purchase and installation of all necessary equipment and for the payment of the cost of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 73, as follows:

An Act making an appropriation to the Department of Military Affairs for construction of armories and the repair and improvement of present armory buildings for the acquisition by purchase or condemnation of additional lands for the Military Reservation at Indiantown Gap for postwar repairs to monuments in France and Belgium and for construction of new buildings and repairs and improvements to existing buildings at the Indiantown Gap Military Reservation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two million seven hundred fifty thousand dollars ($2,750,000) or so much thereof as may be necessary is hereby appropriated to the Department of Military Affairs for the following purposes (1) for construction of armories and the repair and improvement of present armory buildings (2) for the acquisition by purchase or condemnation of additional lands for the Military Reservation at Indiantown Gap (3) for post-war repairs to monuments in France and Belgium and (4) for construction of new buildings and repairs and improvements to existing buildings at the Indiantown Gap Military Reservation

Section 2 Within the meaning of this act the word "Construction" shall include the construction of new buildings altering improving adding to or replacing existing buildings the purchase or construction of sewage treatment plants reservoirs water suply systems electrical and other facilities altering improving adding to or replacing existing sewage treatment plants reservoirs water supply system electrical and other facilities for the purchase and installation of all necessary equipment in new buildings and for the payment of the cost of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 3 The amounts to be allocated for any of the purposes mentioned in Section 1 shall be recommended by the Adjutant General and approved by the Governor

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Contsitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 135, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisidiction of the Department of Mines in this Commonwealth and the expenses incident to this office

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. HALUSKA. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection?

(The Senate was at ease.)

Mr. HEYBURN. Mr. President, the gentleman from Cambria has shown his proposed amendments to Senator Bowers and myself and inasmuch as they are amendments to which we can not agree, I object, Mr. President, with the understanding that the gentleman from Cambria can make a speech—a short one.

And the question recurring.

Will the Senate agree to the bill on third reading?

Mr. HALUSKA. Mr. President, Senate Bill No. 135 deals directly with an increase in wages to mine inspectors in Pennsylvania. Personally I do not know one of them by name, I have no direct interest, but I am interested in the welfare of the men whom they govern. This bill now reads that a mine insector who was receiving $4,800 per year could be increased up to $5,400 a year, after working for four years at that position, providing, however, that the Secretary of Mines makes that recommendation to the Governor.

I am appealing my case directly to those of you that come from the coal fields. You should be interested. It does not make sense to me, Mr. President, that some man might receive $5,400, after working for ten, twelve or twenty years as a mine inspector, and that another man, just as well qualified, might be left in the position where the Secretary of Mines, for some unknown reason, will not make the recommendation. We here are governed by a salary. Each and every one of us receives the same salary. Would it be fair if the gentleman from Delaware would receive $3.600 per biennium and I should receive $5.000?—I might be worth it, of course—but the fact remains that we are governed by statute.

A mine inspector, gentlemen, governs the lives of thousands upon thousands of men who must go down in the bowels of the earth to make their livelihood. I have worked in the coal mines, in both the anthracite and the bituminous fields, and I know whereof I speak. A mine inspector must be qualified, and I may say in our Commonwealth they are all qualified. A mine inspector must, after having final approval of the Secretary of Mines, work for a period of four years, and at the expiration of that period he once again must qualify a second time, and then, if he is approved a second time, he has a permanent position. I know of no other department, be it civil service or anythig else that is so strict and I might say on the up and up.

Thereafter, after a mine inspector puts in four years in the coal mines, he must submit his application again for an examination, and then, if he should be approved, I think we all will admit he is well qualified to govern the lives of the men who work in the coal mines.

Under this bill one of those men will continue to work for $4,800, while the man next to him, with the same qualifications, can, at the request of the Secretary of Mines, be increased to $5,400. It just does not make sense and I am surprised at the action of this Senate, because I believe, gentlemen, you are trying to do a good job—I am trying to give you credit for that—but how in the name of anything that is right can you go out now and put your own Governor on the spot, if you please. It is unfair to the Governor, unfair to the Secretary of Mines, and unfair to the men who work in the coal mines to place upon the statues such a bill. It is unfair to everybody.

I tried to offer amendments to provide that, once a man is qualified, his salary is adjusted by law. If he is not qualified he has no right whatsoever to govern the lives of the coal miners. You are placing politics right back into the coal mines, where some coal operator can threaten a mine inspector—if he finds that certain conditions must be cared for, he can threaten him—and so therefore the mine inspector must withdraw his recommendations, and I am sure that no man in this Senate would want to see that happen.

I am only asking, if we find that these men are qualified as mine inspectors, let us put them all at the same rate of pay; if they are not qualified you will agree with me, I am sure, that they have no right to govern the lives of these men who work in the mines.

Therefore, Mr. President, I would like the gentleman from Delaware, Senator Heyburn, to meet with me, together with the Secretary of Mines, and discuss this question once again, because of the importance of this bill.

I therefore ask that the bill go over in its order at this time.

Mr. HEYBURN. Mr. President, this is a House Bill and I do not particularly object to it going over in order. However, this matter has been talked over with the Secretary of Mines on several occasions and the story, as I get it, is simply this, Mr. President, that there are some mine inspectors who do a much harder job—let me put it that way—than others, because of the fact they have larger mines to inspect, and they cover more territory.

The intention of this bill, Mr. President, is to give the department, upon approval of the Governor, some latitude in salary in order that a very valuable man can be paid a little additional money. In other words, Mr. President, unless this sort of thing is done, they would all have their salaries raised and some of them, I understand, do not get as much work done as others do.

Mr. HALUSKA. Mr. President, I do not doubt in the least that the gentleman from Delaware is telling the truth, about having discussed the problem with the Secretary of Mines. I am only asking for the opportunity, because of the importance of this bill, that the gentleman from Delaware go with me or I go with him, or anybody else, and speak with the Secretary—it will not take over five minutes—and I believe it is possible we might arrive at a conclusion.

This is an important bill and I am sure we all want to vote on it in the proper manner.

Mr. HEYBURN. Mr. President, the Secretary of Mines is in the rear of the Senate and I suggest that the bill go over in its order and that the gentleman from Cambria discuss the matter with the Secretary of Mines. The gentleman from Fayette, Senator Bowers, is presently discussing this matter with the Secretary of Mintes.

Mr. HALUSKA. That is all right with me, that the bill go over in its order temporarily, until I come back.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 135, on third reading, entitled:

An Act fixing the salaries of State Mine Inspectors, under the jurisdiction of the Department of Mines in this Commonwealth and the expenses incident to this office

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 284, as follows:

An Act to further amend sections four and five of the act approved the twentieth day of May one thousand nine hundred and fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" providing for optional increases in payments by employes and increasing the maximum monthly pension payments in such cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the twentieth day of May one thousand nine hundred and fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriations of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" as amended by the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 137) is hereby further amended to read as follows

Section 4 During the lifetime of the said person he or she shall be entitled to receive a pension from the fund set aside for the purpose of fifty per centum of the amount which would constitute the average rate of pay at which he or she was employed during the last five years of his or her employment by the said city or other public employment as aforesaid Said pension shall be paid in monthly payments Provided That if any pension be granted to a person who has not been a contributor to the pension fund as herein provided during a period of twenty years such person shall be required to pay into the board of pensions monthly an amount equal to two per centum of his or her pension until such time as his or her contribution shall have extended during a period of twenty years Should any person so employed after twenty years of service be dismissed voluntarily retire or be in any manner deprived of his position or employment before attaining the age of sixty years upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to a pension above mentioned notwithstanding he or she has not attained the age of sixty years at the time of his or her separation from the public service but said pension shall not commence until he or she has attained the age of sixty years Should any employe however become totally and permanently disabled while in the service after twenty years of service and before attaining the age of sixty years he or she shall be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians designated by the board that the employe is in a permanent condition of health which would totally disable him or her from performing the duties of his or her position or office Provided That in cases where the nature of such disability is such as to disable the employe from performing any work whatsoever either within or without the scope of his regular duties or within or without the service of such city or county the board may upon a recommendation of the three practicing physicians here provided for retire upon pension such application after a service of fifteen years Provided further That the benefits of this amendment shall apply to members of the pension fund who have been contributors to the said fund for five years or more The pension paid to any one employe whose monthly payments into the pension fund have been four dollars or less a month shall not exceed one hundred dollars per month The pension paid to any one employe whose monthly payments unto the Pension Fund have been more than four dollars a month for a period of at least two years may exceed one hundred dollars per month but shall not exceed two hundred dollars per month Provided That if an employe upon the date of retirement from service shall have made payments of more than four dollars a month unto the Pension Fund for a period of less than two years his or her pension shall not exceed one hundred dollars per month but an amount equal to the total amount paid in excess over four dollars a month shall be returned to such employe

Section 2 Section five of said act as amended by the act approved the fifth day of July one thousanl nine hundred seventeen (P. L. 689) is hereby further amended to read as follows

Section 5 The city county or other public employes if any herein mentioned shall after the passage of this act pay unto the board of pensions monthly an amount equal to [four] two per centum of their monthly salaries or wages in no event however [paying] shall such employe be required to pay at a rate greater than four dollars a month which shall be applied to the purposes of this act Whenever two per centum of the monthly salary or wages of any such employe shall exceed the sum of four dollars a month any such employe after signifying his or her consent in writing to the Board of Pensions shall be permitted to pay unto the Board of Pensions four per centum of the portion of his or her salary or other compensation which is over and above the amount of salary or other compensation which is sufficient to require the monthly payment of four dollars a month at the rate of two per centum of such salary or other compensation and he or she shall thereafter be required to pay such increased monthly rate without regard to the limit of four dollars a month which is herein imposed upon compulsory payments Provided that such additional monthly payments shall not exceed eight dollars a month and the total monthly payment shall not exceed twelve dollars a month Payments at a rate of more than four dollars a month shall not be made prior to September first one thousand nine hundred forty-five but shall begin immediately thereafter for all employes who on that date are members of the Pension Fund and who are eligible and have consented to make such increased monthly payments On and after September first one thousand nine hundred forty-five any employe who shall enter the Pension Fund and whose salary is sufficient to make him or her eligible to make monthly payments or more than four dollars a month shall at the time of entrance into the Pension Fund elect in writing whether his or her monthly payment shall be four dollars a month or at the increased rate hereinbefore provided Any employe who is a member of the pension fund on September first one thousand nine hundred forty-five and whose salary or other compensation is such as to require a monthly payment of four dollars or less unto the Pension Fund shall continue to make such payment but if and when his or her salary or other compensation shall be increased to an extent making such employe eligible to make monthly payments of more than four dollars then such employe on the beginning date of such increased salary or compensation shall elect in writing whether his or her monthly payment shall be four dollars a month or at the increased rate hereinbefore provided Payment of the monthly amount or contribution herein mentioned shall cease and be discontinued at the time the beneficiary receives the pension herein provided if such beneficiary has so con-

tributed to the pension fund during a period of twenty years If at the time the beneficiary receives the pension herein provided he or she shall not have been a contributor to the pension fund during a period of twenty years such persons shall be required to pay unto the Board of Pensions an amount equal to four per centum of his or her monthly pension until such time as his or her contribution shall have extended during a period of twenty years If for any cause an employe contributing to the Pension Fund shall cease to be an employe of any such cities of the first class or other county or public employes paid out of the treasury of such cities before said employe becomes entitled to the pension conferred by this act the total amount of the contributions paid into the Pension Fund by such employe shall be refunded to him in full without interest Provided however If any such employe shall have returned to him or her the amount contributed as aforesaid and shall afterward reenter such public employment said employe shall not be entitled to the pension designated until twenty years after the said reemployment unless he or she shall return to the Pension Fund the amount withdrawn in which event the period of twenty years shall be computed from the time said employe first entered the such public service In the event of the death of any employe before the said employe becomes entitled to the pension aforesaid the said total amount of contributions aforesaid shall be paid over to the estate of said deceased employe

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 289, as follows:

An Act to further amend section four the act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education provdng for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" by adding clause (d) providing for future veterans and rehabilitation programs in public schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as last amended by section three of the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2548) is hereby further amended by adding after clause (c) a new clause to read as follows

Section 4 Any school district may through its board of school directors—

* * * * *

(d) Contract with public or private agencies for the use of its vocational school facilities for the education and training of the employes prospective employes clients or trainees of such public or private agencies Provided That the total income to the school district from such contracts and from appropriations to the school district from Commonwealth funds for the support of vocational education shall not exceed the full cost of the program of vocational education of the school district

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 296 on third reading, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties and providing for abatement of certain accrued interest and penalties

go over in its order.

The PRESIDENT. Is there objection?

Mr. BARR. Mr. President, this bill has been on the Calendar now for a number of months. We either ought to pass the bill, or, if the majority side wants to defeat it, all right. They told me last week that if I put certain amendments in the bill to take out the retroactive feature, they felt sure the bill could pass. I did that. If they have any further amendments, let them put them in.

Mr. HEYBURN. Mr. President, this bill, Senate Bill 296, has been objected to for the following reasons: under this bill it appears that a smart real estate operator could put his real estate in the name of someone who would be exempt under this bill and pay no real estate tax, penalty, or interest or anything else, until the redemption feature operates. The objection comes from the city of Philadelphia. I suppose the chief amender from Philadelphia, Senator Kephart, has been too busy to prepare the necessary amendments.

Mr. President, the suggestion has been made that the bill be amended so that it would only apply to residences of veterans or members of the armed forces at the time of his or her induction.

Mr. BARR. Mr. President, I would be very willing to accept an amendment such as that.

The PRESIDENT. Is there objection to the request that Senate Bill No. 296 go over in its order? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 312, as follows:

An Act to amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing the pension of a blind person

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" is hereby amendede to read as follows

(c) Blind Persons A blind person is defined as one who (1) is twenty-one years of age or more (2) has three-sixtieth or ten-two hundredths or less normal vision (3) has resided in the Commonwealth for at least five years during the nine years immediately preceding his application for a pension and has resided therein continuously for one year immediately preceding the application (4) is not receiving assistance as an aged person during the period for which he is receiving assistance as a blind person (5) is not at the date of making application an inmate of any prison jail insane asylum or any other public reform or correctional institution The pension of a blind person shall be [thirty dollars ($30)] forty dallors ($40) per month Provided That any blind person with an actual income of twelve hundred dollars ($1200) or upwards and any blind person having real property with an assessed valuation of over five thousand dollars ($5000) is not entitled to such pension And provided further That where a blind person has an income of less than twelve hundred dollars ($1200) per year the pension shall be fixed in such amount so that the combined income and pension shall not exceed twelve hundred dollars ($1200) a year No person shall be denied a pension because of the fact that he or she is not a citizen of the United States In the event that any act of Congress providing Federal aid toward pension for the blind requires the recipients to be citizens no such Federal aid moneys shall be expended in the payment of pensions to non-citizens but such persons shall receive pensions out of moneys appropriated by this Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 410, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. McCREESH. Mr. President, I would like to have Senate Bill No. 410 go over in its order until tomorrow. I see some proposed amendments on my desk and they are not just what they were supposed to be.

Mr. HEYBURN. No objection.

BILLS OVER IN ORDER

Mr. McCREESH. Mr. President, with the consent of the Majority Floor Leader, I ask unanimous consent that Senate Bill No. 410, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 423, on third reading, entitled:

An Act to amend section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," providing temporarily for payment of State Appropriations where schools are closed on account of impassable roads heavy snow or floods

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 448, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of California State Teachers' College to acquire a tract of land for the use of California State Teachers' College and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of California State Teachers' College is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain tract of land consisting of approximately eight (8) acres together with any and all buildings thereon erected adjacent to the property of California State Teachers' College in the township of East Pike Run Washington County Pennsylvania in order to make such tract available for use by California State Teachers' College in bringing in fuel for storage facilities and for any other purpose for which the same can be adapted

Section 2 Said tract of land when purchased shall be added to the lands of the California State Teachers' College The deed of conveyance shall be deposited with the Secretary of Internal Affairs Said land shall not be acquired until the title thereto has been approved by the Department of Justice

Section 3 The sum of twelve thousand five hundred dollars ($12,500) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tract of land and the expenses incidental thereto including title searches

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative,

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 473, as follows:

An Act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of land for the preparation of a comprehensive plan for the Capitol Park Extension for the construction of new buildings including a memorial building to honor the memory of William Penn and other necessary buildings for the State archives libraries and museum for the repair demolition and improvement of existing buildings in Capitol Park and Capitol Park Extension for the razing of buildings and relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation and for grading paving and otherwise developing Capitol Park and the Capitol Park Extension

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of six million five hundred thousand dollars ($6,500,000) is hereby appropriated to the Department of Property and Supplies for the acquisition of land by purchase or condemnation for the preparation of a comprehensive plan for the Capitol Park Extension for the construction of new buildings including a memorial to honor the memory of William Penn and other necessary buildings for the State archives libraries and museum for the repair demolition and improvement of existing buildings in Capitol Park and Capitol Park Extension for the razing of buildings the relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation and for grading paving and otherwise developing Capitol Park and the Capitol Park Extension

Section 2 Within the intent of this act the word "construction" shall include in addition to the construction of new buildings the altering improving adding to or replacing of existing buildings the purchase or construction of water supply systems electrical and other facilities the altering improving adding to or replacing of existing water supply systems electrical and other facilities the purchase and installation of all necessary equipment in new or remodeled buildings and the payment of the cost of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 3 The amount of the foregoing appropriation to be expended for or upon any project shall be subject to the approval of the Governor

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 517, as follows:

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all cases of summary conviction relating to the use and operation of motor vehicles and suits for penalties relating to the use and operation of motor vehicles whether under statute or ordinance the total fee shall be three dollars and fifty cents ($3.50) plus postage of registered mail which shall include the giving of a transcript to either the defendant or prosecutor or both if same be requested

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. STIEFEL. Mr. Preisdent, it seems that there is a perennial practice on the part of justices of the peace or squires to come to the Legislature and ask for some advantages. Back in 1941 they asked from us an extension of their jurisdiction and I am proud to say that I single-handedly fought against that measure, in 1941; I was defeated on the floor of the Senate but had the satisfaction that Governor James vetoed the measure. Now again squires and justices of the peace appear here. This time they want more money for costs in cases of summary convictions.

We are told that after the Civil War Abraham Lincoln, speaking about directions of commerce movements in the United States, said all the railroads in the United States were leading from east to west but not from the north to the south, and that was the reason why there was a cleavage between various parts of the nation.

Apparently in Pennsylvania there is now a cleavage between cities and the rural sections. We in Philadelphia are confronted each day with the nefarious practice of some of the justices of the peace, all over Pennsylvania, of setting speed traps, and when they gather in a city fellow he can not expect any justice, he can not expect any compassion, he is made to pay, and he has no appeal whatsoever.

Mr. President and gentlemen of the Senate, such practices on the part of justices of the peace and squires must cease, because our city dwellers, when they come to the outskirts of Philadelphia, and go into the rural sections, never get any breaks from the magistrates or the justices of the peace. To give them additional fees will mean to encourage the practice of trapping the people from Philadelphia or other urban sections in Pennsylvania.

I plead with you to defeat this measure.

Mr. KEPHART. Mr. President, I would like to point out that this bill raises the fees of these justices of the peace and squires from $2.25 to $3.50 per case, which is an increase of over fifty per cent. The result will be more speed traps, making the public feel very antagonistic, not only toward the Legislature but also the machinery of law and order.

And the question recurring.

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Ealy,	Klein,	Tallman,
Becker,	Edmonds,	Leader,	Taylor,
Berger,	Farrell,	Letzler,	Thomas,
Blass,	Geltz,	Mallery,	Troutman,
Bowers,	Gourley,	Margie,	Wade,
Carr,	Haluska,	McGinnis,	Wagner,
Chapman,	Heyburn,	Ruth,	Walker,
Coleman,	Holland,	Scarlett,	Wilson,
Cox,	Homsher,	Snowden,	Woodring,
Crider,	Jones,	Stevenson,	Woodward,
Crowe,			

NAYS—6

DiSilvestro,	Kephart,	Rosenfeld,	Stiefel,
Jaspan,	McCreesh,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 522, entitled:

An Act to further amend the title and sections one three eight eleven sixteen eighteen and nineteen of and to add section ten point one to the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 587) entitled as amended "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation and possession of meat and meatfood products prescribing the powers and duties of the Department of Agriculture incidental thereto" including poultry within the provisions of the act providing for the licensing of establishments making possession of unwholesome meat or meatfood products prima facie evidence of intention to sell and prescribing additional penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WOODRING. Mr. President, I ask unanimous consent to offer worthy amendments at this time.

The PRESIDENT. Is there objection?

Mr. WADE. Mr. President, I object.

The PRESIDENT. The Chair will have to sustain the objection.

BILL OVER IN ORDER

Mr. WOODRING. Mr. President, I ask unanimous consent that House Bill No. 522, on third reading, go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 536, as follows:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to acquire certain tracts of land for the use of said department and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Forests and Waters with the approval of the Governor is hereby authorized to purchase in the name of the Commonwealth the hereinafter described two tracts of land in Huntingdon County now almost entirely surrounded by other lands of the Commonwealth for the use of the said department

Section 2 The said tracts of land are situated in Shirley Township in said county and are bounded and described as follows

Tract No. 1 Beginning at a post thence by a tract of land warranted in the name of Peter Lockert N 29° E 450 rods more or less to a white oak thence by a tract of land warranted in the name of Jacob Canote S 57° E 110 rods to a post thence by a tract of land warranted in the name of William Willson and a tract of land warranted in the name of William Thompson S 33° W 450 rods more or less thence in a northwesterly direction 100 rods more or less to the place of beginning and is a part of the tract of land surveyed August sixteenth one thousand seven hundred ninety-four in pursuance of a warrant granted to Richard Pendleton dated June second one thousand seven hundred ninety-four containing four hundred twenty acres twenty-eight perches

Tract No. 2 Beginning at a post thence by a tract of land warranted in the name of Jacob Canote N 29° E 220 rods to a post thence by a tract of land warranted in the name of Peter Lockert and a tract of land warranted in the name of Peter Province N 45° W 274 rods to a white oak thence by a tract of land warranted in the name of John Donough S 42° W 199 rods to a chestnut thence by a tract of land warranted in the name of Henry James S 45° E 324 rods to a post at the place of beginning Containing three hundred sixty-nine acres and seventy-three perches

Being all of the tract of land surveyed August six one thousand seven hundred ninety-four in pursuance of a warrant granted to Henry Herris dated March twenty-two one thousand seven hundred ninety-four

Section 3 Said tract or tracts of land when purchased shall be added to the lands now under the jurisdiction and control of the Department of Forests and Waters of the Commonwealth

The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Section 4 The said land shall not be acquired until the title thereto has been approved by the Department of Justice

Section 5 The sum of three thousand five hundred and eighty dollars ($3,500) or so much thereof as may be necessary is hereby appropriated to the department of Forests and Waters for the payment of the purchase price of said tract of land and the expenses incidental thereto including title searches

Section 6 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 543, on third reading, entitled:

An Act relating to, establishing and regulating the Port of Chester; creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters, and prescribing its powers and duties; regulating the acquisition, transfer, construction and use of navigation facilities; providing for regulating services and fixing minimum rates for wharfage, cranage and dockage; authorizing acquisition and construction of facilities by the Commonwealth, and the exercise of the right of eminent domain; providing for the use and leasing of such facilities; authorizing the abatement of nuisances and the correcting of improper conditions, and collecting the cost thereof from the owner or occupant of harbor structures; prescribing penalties; and making an appropriation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 561, as follows:

An Act to amend section one of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as state highways certain highways and requiring their construction repair and maintenance as such" by limiting the highways and structures which may become the responsibility of the Commonwealth thereunder

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as state highways certain county highways and requiring their construction repair and maintenance as such" is hereby amended to read as follows

Section 1 That where any county is responsible for the construction or maintenance of any highway such highway shall if and when the county commissioners consent thereto by resolution a copy of which shall be filed in the office of the clerk of the courts of the proper county and with the Department of Highways be adopted by the Commonwealth as a state highway and shall thereafter be constructed repaired and maintained at the expense of the Commonwealth as State highways are now constructed repaired and maintained under the provisions of existing laws Provided That no highway shall be taken over by the Commonwealth under the provisions of this act unless such highway were a county highway on the twenty-eighth day of May one thousand nine hundred forty-three nor if a contract for the improvement thereof has been entered into between a contractor and the Commonwealth or local authorities or both until such contract shall have been completed Provided further that the Commonwealth shall not become responsible under the terms of this act for any bridge viaduct or other structure except drainage structures having a total spanned length of ten feet or less measured along the center line of the highway

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 561, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. HEYBURN. Mr. President, I object to Senate Bill No. 561 going over in its order. This bill has been on the Calendar now for several days, I think pretty nearly a week. We hope to adjourn sine die at the end of next week, and therefore it will be necessary to pass this bill today.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Walker,
Chapman,	Homsher,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

NAYS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring,
Gourley,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

HOUSE BILL No. 522 CALLED UP

Mr. WOODRING. Mr. President, I call up for consideration at this time House Bill No. 522, on page 7 of today's Calendar.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 522, as follows:

An Act to further amend the title and sections one three eight eleven sixteen eighteen and nineteen of and to add section ten point one to the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 587) entitled as amended "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation and possession of meat and meat-food products prescribing the powers and duties of the Department of Agriculture incidental thereto" including poultry within the provisions of the act providing for the licensing of establishments making possession of unwholesome meat or meat-food products prima facie evidence of intention to sell and prescribing additional penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and section one of the act approved the twenty-eighth day of May one thousand nine hundred and fifteen (P. L. 587) entitled "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation possession of meat and meat-food products prescribing the powers and duties of the Department of Agriculture incidental thereto" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 656) are hereby further amended to read as follows

An Act to protect the public health by regulating and licensing the manufacture preparation handling storage sale transportation and possession of meat [and] meat-food products and poultry and prescribing the powers and duties of the Department of Agriculture incidental thereto

Section 1 Be it enacted &c That the terms "meat" and "meat-food products" whenever used in this act shall include the carcasses or parts of carcasses of cattle sheep goats other ruminants swine horses mules and poultry and the meat of such animals and the meat-food products of such animals

The term "unfit for food" shall be construed to include the carcasses or parts of carcasses of horses mules and the meat of such animals and the meat-food products of such animals

Section 2 Sections three and eight of said act are hereby amended to read as follows

Section 3 The word "establishment" as used in this act shall include (1) any building or structure in which slaughtering butchering meat canning meat packing meat manufacturing or rendering is carried on and (2) the

ground upon which such building or structure is erected and so much ground adjacent thereto as is used in carrying on the business of such establishment including drains gutters and cesspools used in connection with the establishment and (3) any place or any vehicle where meat or meat-food products are prepared manufactured stored sold offered for sale exposed for sale or transported by land or by water except vehicles used by any licensee for the distribution of meat or meat-food products

Section 8 It is unlawful to manufacture for food prepare for food sell offer for sale expose for sale or have in one's possession for the purpose of sale any unwholesome meat or unwholesome meat-food product The possession of any unwholesome meat or meat-food product for the purposes set forth above shall be prima facie evidence of an intention to sell such article of food

Section 3 Said act is hereby amended by adding between sections ten and eleven thereof a new section to read as follows

Section 10.1 (a) It shall be the duty of every person except retail dealers restaurants or eating places operating an establishment as defined in section three of this act in this Commonwealth to apply to the Department for a license to do so before the first day of January one thousand nine hundred forty-six and annually thereafter before the first day of January of each succeeding year and pay to the department at the time of said application for registration and license is filed an annual fee of ten dollars ($10.00) for each establishment operated

(b) The application for a license shall be made on a form to be supplied by the department and shall show the location of each establishment and the name and address of the owner and the name and address of the lessor and lessee The application shall have attached thereto the affidavit of the person applying for the license that the facts set forth therein are true and correct

(c) Upon approval of application for license and payment of license fee and upon approval of sanitary conditions in the establishment and every place used in connection therewith the department shall issue to each applicant a license which shall expire at the end of each calendar year and which shall authorize the operation of said establishment for the calendar year or portion thereof for which a license is issued

(d) Such license shall be posted in a conspicuous place in or at the place of business of such licensee and exposed for inspection by any person or persons who may be properly authorized to make such examinations

(e) From and after the first day of January one thousand nine hundred forty-six it shall be unlawful for any person to operate an establishment unless said establishment is duly licensed in accordance with the provisions of this act

(f) A person who owns or operates a farm and who derives his support mainly from its cultivation shall not be required to apply for or to secure a license as provided under this section

Where an individual gives false or misleading statements to the effect that he derives his support mainly from the cultivation of a farm owned or operated by him the exemption provided for by subsection (f) of this section shall not apply and the license provided for by this section shall be required

Section 4 Sections eleven sixteen and eighteen of said act as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 656) is hereby further amended to read as follows

Section 11 The department in enforcing the provisions of this act may appoint employes of the United States Department of Agriculture engaged in the examination of animals meats or meatfood products and poultry as approved agents of the Commonwealth under the provisions of this section The department may also appoint duly qualified veterinarians licensed by this Commonwealth other than regular employes to act as approved agents of the Commonwealth in the examination of animals meats or meat-food products and poultry in any approved abattoir or community sale under the provisions of this section Such agents shall receive no compensation [as such agents] from the Commonwealth

In addition to the agents provided for above in this section the department may in enforcing this act assign any employe of the department to perform duties as agent under this act

Each employe assigned to serve as agent under this act shall have knowledge of the diseases of meat-producing animals and shall be versed in the conditions that affect the wholesomeness of animal food products An appropriate standard of fitness for such agents shall be maintained by the department

The appointment qualifications powers and duties of each such agent shall be governed by the provisions of this act and by such rules and regulations for the enforcement of this act as may be adopted and promulgated by the department Each such agent may be dismissed at any time by the department

Section 16 If upon examination it is found that any establishment or any part of an establishment or any equipment is in an unclean or insanitary condition or is being conducted or used in such a manner as to make it probable that the meat or meat-food products therein or produced therein may be rendered unwholesome or is being conducted or used in violation of this act the agent making such examination shall report the unlawful condition to the department and shall at the same time notify in writing the owner lessee or manager of the establishment

Upon receipt of such report the department by its executive officer or otherwise as it may direct shall notify the proper owner lessee or manager of the result of the examination and direct that the unlawful condition be remedied within the time specified in the notice Provided That the time so specified shall be not less than twenty-four hours unless the unlawful condition mentioned in said notice is of such character and nature as in the opinion of the department its executive officer or its agent can be removed immediately

If upon the expiration of the time specified in the notice the condition so reported to exist shall not have been remedied the department [by its executive officer] may order the license suspended or revoked and the establishment closed It is unlawful to operate an establishment or any part thereof which has been closed [by order of the executive officer of the department until the unlawful condition reported to exist has been remedied to the satisfaction of said officer of the department] and the license suspended or revoked by the department until the unlawful condition reported to exist has been remedied to the satisfaction of the department

The closing of an establishment or any part thereof or the suspension or revocation of the license shall not preclude prosecution for violation of this act

Section 18 It is unlawful to give or offer to give directly or indirectly to an agent or employe of the department or to [a special meat hygiene] an approved agent anything of value monetary or otherwise with intent to influence such agent or employe in the discharge of his duties under the provisions of this act

Section 5 Section nineteen of said act as amended by the act approved the tenth day of June one thousand nine hundred thirty-one (P. L. 496) is hereby further amended to read as follows

Section 19 It shall be unlawful and a violation of this act for any person without specific authority in writing from the Pennsylvania Department of Agriculture

(a) To make or duplicate or reproduce or use or possess any stamp mark tag certificate or emblem in imitation of an official State stamp mark tag certificate or emblem that is used or that is authorized to be used by the Pennsylvania Department of Agriculture for stamping marking or otherwise identifying meats [and] meatfood products and poultry as having been inspected and passed or otherwise approved as being wholesome and fit for food

(b) To affix or attach any stamp brand emblem tag or other marking to any meat [or] meat-food product

or poultry or to any container or wrapping or covering of any meat [or] meat-food product or poultry indicating or suggesting that the meat [or] meat-food product or poultry was slaughtered manufactured or prepared under inspection unless the stamp brand emblem tag or other marking shall have been previously approved and the use thereof authorized by the United States Department of Agriculture or the Pennsylvania Department of Agriculture or an incorporated or chartered or established municipality of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODRING. Mr. President, I am going to vote "aye" on this bill, but I am dissatisfied that my amendment was not acceptable.

The bill is in its general provisions so worthy, I feel compelled to vote "aye." What it does is to set up a means of cooperation between the Department of Agriculture and the Commonwealth and the O.P.A. with reference to meat regulations and inspections, and I certainly must vote for it.

There is a portion of the bill with which my colleague from Delaware, Senator Heyburn, is more familar than I, which has been deleted from the original terms of the bill, and I feel that the public is not protected by that deletion.

However since the bill generally is good I am going to vote for it.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, at the direction of the Republican Caucus, I move that Senate Bill No. 634, on third reading, entitled:

An Act providing that war orphans shall not be charged tuition or matriculation fees for attending secondary schools within this Commonwealth

be recommitted to the Committee on Education, for the purpose of further study.

Mr. THOMAS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. STIEFEL. I object, Mr. President.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 660, as follows:

An Act to add section thirty-one point one to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An Act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens mortgages ground rents estates and claims against such property by such sale and eliminating the right of redemption after such sales

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the sixteenth day of May one thousand nine hundred and twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" is hereby amended by adding thereto after section thirty-one a new section to read as follows

Section 31.1 In addition to the remedy prescribed in sections twenty-eight and thirty-one of this act where a city of the first class is the claimant and has obtained a judgment upon its claim it may file its petition in the court in which the proceeding is pending setting forth the facts necessary to show the right to sell together with searches or a title insurance policy showing the state of the record and the ownership of the property and of all tax and municipal claims mortgages ground rents or other charges on or estates in the land as shown by the official records of the county in which the real estate is situate and thereupon the court shall grant a rule upon all parties thus shown to be interested to appear and show cause why a decree should not be made that said property be sold freed and cleared of their respective claims mortgages ground rents charges and estates and without any

right of redemption after such sale If upon a hearing thereafter the court is satisfied that service has been made of said rule upon the parties respondent in the manner provided in this act for the service of writs of scire facias to obtain judgments upon tax and municipal claims and that contemporaneously with the service of the rule on the parties respondent notice of the rule has been published by the city in at least one newspaper of general circulation in the city of Philadelphia and in the Legal Intelligencer and that the facts stated in the petition be true it shall order and decree that said property be sold at a subsequent sheriff's sale day to be fixed thereafter by the city at least one year after the date of the decree clar of all claims liens mortgages ground rents charges and estates to the highest bidder at usch sale and the proceeds realized therefrom shall be distributed in accordance with the priority of such claims and the purchaser at such sale shall take and forever thereafter have an absolute title to the property sold free and discharged of all tax and municipal claims liens mortgages ground rents charges and estates of whatever kind and not thereafter subject to any right of redemption Advertisement of such sale shall be made and the deed to the purchaser shall be executed acknowledged and delivered as in other real estate sales by the sheriff With each service of the said rule as above provided there shall be included a notice to the effect that any person interested may at any time prior to the proposed sale pay all the costs of the proceedings including a reasonable fee for the necessary title search or title insurance policy to be fixed by the court and all tax and municipal claims penalties and interest thereon charged against the property whereupon the proceedings on petition shall at once determine.

For the purpose of enabling the petitioner in any such proceedings to give the notice required it may take the testimony of the defendant in the claim or of any other person whom it may have reason to believe has knowledge of the whereabouts of any of the parties respondent either by deposition commission or letters rogatory

Any county municipality township school district or other taxing authority being a claimant shall have the right and is hereby empowered to bid and become the purchaser of the property at such sale and while the said property so purchased is held and owned by either a county or a municipality township school district or other taxing authority it shall not be subject to tax claims

Upon the delivery by the sheriff of a deed for any property sold under the provisions of this section the judgment upon which such sale was had shall thereupon and forever thereafter be final and conclusive and the validity thereof shall not be questioned for any cause whatsoever

Section 2 Section thirty-two of said act is hereby repealed insofar as it relates to tax or municipal claims of cities of the first class

Section 3 Section thirty-three of said act is hereby amended to read as follows

Section 33 Any claim filed or to be filed under the provisions of this act and any judgment recovered thereon may be assigned or transferred to a third party either absolutely or as collateral security and such assignee shall have all the rights of the original holder thereof except that the type of sale described in section thirty-one-point-one of this act shall be available only to a city of the first class

Where the claim has been paid in full by one of several defendants therein whether originally named as such or allowed to intervene and defend it shall be satisfied of record as to him and marked to his use as against the other defendants pro rata according to their respective interests in the property bound by the claim

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. JASPAN. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator Farrell.

The PRESIDENT. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. FARRELL. I will, Mr. President.

Mr. JASPAN. Mr. President, I desire to know how much is owed to the city of Philadelphia with respect to delinquent taxes.

Mr. FARRELL. Mr. President, I really do not know, but I would say more than $15,000,000. However, the city treasurer of Philadelphia is here in the Senate Chamber and he may be able to answer that question better than I can.

Mr. JASPAN. Mr. President, I feel that the Senate should be at ease so that I can get the information from the city treasurer of Philadelphia, Mr. Baird, who possibly will be a candidate for mayor two or three years from now.

Senator Farrell, will you get this information for me if you possibly can? I have a reason for that, I am not being facetious; I do not think this bill should be given to levity.

Mr. FARRELL. Mr. President, the city treasurer of Philadelphia does not have his books with him, but he says the amount of delinquent taxes is somewhere around $16,000,000.

Mr. JASPAN. Mr. President, in view of the fact that the city treasurer does not have his books with him, will the gentleman from Philadelphia, Senator Farrell, agree that House Bill 660 go over in its order until such time as we can get the information from the city treasurer? I am asking for that information now.

Mr. FARRELL. Mr. President, I object to this bill going over in its order. This bill has been on the Calendar for quite some time and the session is drawing to a close, and this is a bill—

Mr. JASPAN. I object to any further explanation. I put a question to the gentleman from Philadelphia, which can be answered. Now let me go on further. I desire to further interrogate the gentleman from Philadelphia, Senator Farrell.

The PRESIDENT. The gentleman from Philadelphia, Senator Farrell, has a right to amplify his statement. Does the gentleman from Philadelphia desire to amplify his statement?

Mr. FARRELL. No, Mr. President, but I want to say something about the bill when Senator Jaspan has finished.

Mr. JASPAN. I desire to further interrogate the gentleman from Philadelphia, Senator Farrell.

The PRESIDENT. Will the gentleman from Philadelphia, Senator Farrell, permit himself to be further interrogated?

Mr. JASPAN. Mr. President, I desire to know how much is owing by those owning and occupying their homes, with respect to delinquent taxes. That is a very important feature of this bill. If the gentleman from Philadelphia does not understand my question, I will repeat it. By those owning and occupying their homes, how much is owing in delinquent taxes?

Mr. President, I think the gentleman from Philadelphia, Senator Farrell, understands my question, does he not?

Mr. FARRELL. No, I do not.

Mr. JASPAN. How much is owing, in delinquent taxes, by those who own and occupy their homes?

Mr. FARRELL. I could not tell you, Mr. President. I do not know.

Mr. JASPAN. May I further interrogate the gentleman from Philadelphia, Senator Farrell?

The PRESIDENT. Will the gentleman from Philadelphia, Senator Farrell, consent to be further interrogated?

Mr. FARRELL. I will, Mr. President.

Mr. JASPAN. Can the gentleman tell me how much is owing by those who own their homes but do not occupy them? Does he know that?

Mr. FARRELL. I do not know that either.

Mr. JASPAN. May I further interrogate the gentleman from Philadelphia?

The PRESIDENT. Will the gentleman from Philadelphia, Senator Farrell, consent to be further interrogated?

Mr. FARRELL. I will, Mr. President.

Mr. JASPAN. Can the gentleman tell me how much is owing from apartment houses in the city of Philadelphia?

Mr. FARRELL. I could not answer that question. I do not know.

Mr. JASPAN. The gentleman could not answer that either?

Mr. FARRELL. No.

Mr. JASPAN. Can Senator Farrell tell me how much is owing by the hotels in the city of Philadelphia?

Mr. FARRELL. My answer is the same; I do not know.

Mr. JASPAN. Does the gentleman from Philadelphia, Senator Farrell, know how much money has been collected by the city of Philadelphia through sequestration? Let me explain that further. The city of Philadelphia has the right—I realize the gentleman is not a lawyer, but he has been a member of the Board of Revision of Taxes for years; he was a real estate assessor—and he appreciates that under our laws the city has a right to sequester rents, especially in cases where people own and occupy the homes, and also as to the hotels.

Of the amount owing, that he put at approximately $16,000,000, or rather the city treasurer did, how much is collected through sequestration, if the gentleman knows.

Mr. FARRELL. I do not know.

Mr. JASPAN. Mr. President, realizing that the gentleman from Philadelphia does not know the answer to these questions, and realizing the millions of dollars owed to the city of Philadelphia in the form of delinquent taxes, certainly we should have some figures before us, especially from our Senators from Philadelphia; otherwise I see no need for this bill at the present time.

I have often wondered why our present regime in the city of Philadelphia sees fit to do away with the equity of redemption. Equity of redemption has been the law of the land since time immortal. We go back to old English history; owners of properties, upon losing them as the result of a sheriff sale or any sale, had the right to redeem their properties. Now, for the first time in the history of Pennsylvania—and this bill applies specifically to the city of Philadelphia—an attempt is made to do away with the equity of redemption. In all forms of business, particularly with respect to installment leases, conditional sales and the like, and even mortgages, we have the right to redeem upon the performance of certain conditions. Why this bill is aimed specifically and directly at Philadelphia I am at a loss to say, excepting to strike at the poor home owner who, through no fault of his own, is unable to meet his obligations.

Why have our fathers and forefathers, judges, going back for centuries, seen fit to protect the home owner? It was his home, he lived there with his wife and children, and if by chance he was poverty stricken, he lost his job, lost his wealth, the law said to him, "In the event your property is sold, you certainly have a right to redeem it within a period of years." It may be contended under this bill that notice is given to the home owner, whether it be of homes, apartment houses or hotels, "we give you a year's notice in advance." That is camouflage. That is what I call subtle subterfuge. The fact of the matter is that they are given many years' notice. As it is today, when a tax lien is filed of record it is advertised, notice is served, whenever possible, on the owner of the property, and if he is not there it is left with the tenant of the property. Having filed a lien as a matter of record, through advertisement and also personal service by the delinquent tax collector, later on a sci fa sur mortgage is filed and served on the owner of the property, or the occupant thereof, and also further advertised. Finally it reaches the dangerous point where, unfortunately—and I am only interested in the poor man who owns his home and who wants to live in his home, and who wants an opportunity to pay his taxes if at all possible, and, if that is not possible, not to punish him—A sheriff sale is ordered. I am familiar with this situation, Mr. President. I worked in the City Solicitor's office from the years 1920 to 1926, assigned to the tax liens department. Our duties were to file those liens, upon request of the Receiver of Taxes, enter and file the sci fa sur mortgages, enter judgments and, wherever possible, we tried to help the poor home owner. We served him, we let him pay his taxes in installments in order to help him.

However, there were instances where men had the funds to pay, but refused, and then in those cases—and only those cases—we put their properties up for sheriff sale; in short, if I may use the vernacular of the law—exposed them to sheriff sale, and then it was advertising for at least three weeks, so there is notice for at least a year in advance, but it does not affect our equity of redemption in the least.

If the city of Philadelphia were alert today, they could collect many millions of dollars of taxes owed to them through sequestration on many property owners and hotel owners, who owe millions of dollars to the city of Philadelphia, but they have not paid; but the city of Philadelphia has not resorted to the law that they can invoke, and invoke properly, and that is to collect rents from the occupants of the properties, particularly where there are tenants, both as to private homes, apartment houses and hotels. They have done it in a few instances, but they have not enforced the law properly.

Why, at this stage of the game are they willing to strike at that poor little man who owns his property,

and who has an opportunity to redeem it; they say, "no, we are going to deny you that right."

This only applies to the city of Philadelphia. It does not apply to any other county; it does not apply to any other state in the United States. Why does Philadelphia want this? I know the reason for this—it is very simple, very obvious. The real estate men—they are eager today to make a fortune, as they thought they would back in 1928 and 1929, but they were caught like everybody else—buy everything for investment, no matter whom it hurts, no matter whom it affects. They want this law so they can go before the sheriff and buy in a property and say, "this is my property, I can do as I please."

Frankly, assuming that they buy subject to the equity of redemption, they are still protected—they may not be able to sell immediately—but the fact remains, under our present law, when a property is sold at sheriff sale, they are entitled to their principal and all costs, plus ten per cent profit per annum. For that one year, Mr. President, who could expect more than ten per cent profit? But those Shylocks are not satisfied with that, and they are moving heaven and earth to put this bill through. For what purpose? Money, greed, avarice and everything that goes with it.

I may be in the position of owning a property and if by chance ill-fortune strikes me, shall that property be taken away from me and I be denied the right to live in my own home and be unable to redeem what was rightfully mine, what I worked for, what I invested for?

My friends, we can appreciate what is taking place today. The city of Philadelphia has neglected the people for many years. They find themselves in a very bad position from a financial standpoint. They have resorted to every means possible to salvage whatever they possible can, and then somebody held this out as a hope of bringing in considerable funds, but they are mistaken. They are not interested in the particular money that may come in; they are interested in the real estate dealers; they are interested in the hotel owners and apartment house owners.

Mr. President, I do not know whether we are all familiar with this law, but I say the right to redeem is inherent in everybody, and everybody is given that right under the old law, the Blackstone Law, and every law that follows it up to the present time. Why single out Philadelphia? So that it can collect some money? So that some real estate investor can come in and say, "I am going to buy that property." If he is really interested in that property he will buy it, because when it is redeemed he realizes he can get that ten per cent profit for the one year. What else does he want? No, he wants twenty-five, fifty per cent and probably seventy-five per cent.

Further, Mr. President, can you visualize cases where there are undeveloped lands people have inherited, not realizing they have inherited it, and these undeveloped lands are to be sold, probably not knowing they have inherited those particular lands? Yet, notice is given for a year, notice is given for many years, but sometimes they learn that the land has been sold at sheriff sale, and then they come in to redeem.

The city has many methods of collecting these taxes, but they do not want to do it. There is a method in their madness—if I may quote our friend Shakespeare—and I will say it is money, avarice and selfishness that is behind it. But what do they expect to collect, assuming that they do away with the equity of redemption?

If anyone is interested in a sheriff sale and wants to buy a property that is advertised for sale by the city, they will buy it subject to the equity of redemption, because the principal is protected, the costs are protected, and the ten per cent profit that the law entitles them to is protected.

Frankly, I think it is a very unfair bill and I think we should vote against it. It is striking at the very roots of our civilization; it is striking at a law that has been the protection of the home owner for many years.

Mr. President, when somebody buys at a tax sale it does not discharge any liens that are filed previous to the tax lien. With respect to hotels—they have mortgages amounting to millions of dollars—the tax lien on which they sell is dated after the mortgage—you buy subject to the mortgage—and that is the very reason they can not sell the hotels today, but they can go on doing a tremendous business, and they have done a tremendous business during the past few years, yet the city has not seen fit to sequester the rents collected, the money owing to them. If it were directed at those who were best able to pay, I would not mind in the least, but when equity of redemption was originally made the law of the land, when it was made the law of England, our common law, the purpose was to protect the home owner—I am repeating—and I say this is going to strike those who are unable to pay, those who through no fault of their own can not pay, and they are given that additional year to pay the tax.

This strikes at a very good law, and I say we should hesitate before we vote "aye" for this bill, and I ask my colleagues, in the name of good common sense and equity, to vote against changing a law that has been the law of the land for hundreds of years, by voting "no" instead of "aye".

Mr. KEPHART. Mr. President, on this bill may I say that it is a very simple bill. It does not have all the evils in it that Senator Jaspan has been talking about. The city of Philadelphia has several millions of dollars of taxes that are due. These taxes are liens on real estate. As the law now stands, if it is sold at a tax sale, the former owner has a year in which to come in and redeem his property. As a result of that, nobody is going to buy this real estate, because they can not spend money on improving it and repairing it and putting it into any kind of shape. If they spend money on it for repairs, the old owner may come in and take it away from them. Therefore nodody will buy this real estate.

This gives the present owner some period of time to keep his property, by giving him notice, a year before the sale, that it will be sold if he does not pay taxes within that time, instead of a year after the sale. Notice is given by newspaper publication so that he can fully protect himself. That is the purpose of the bill.

The remedy of sequestration, whereby the city goes in and operates these pieces of real estate, is not a satisfactory one. The city is not in the business of operating real estate and can not take this method of collecting taxes. It must do so by sales, and it can only sell if it can do so free and clear, so that future owners can buy

the property in such shape so that they can make a fair return on their investment.

Mr. JASPAN. I agree with my friend from Philadelphia; this is a very simple bill, literally and figuratively—very simple for the real estate man. I heard him discuss the matter with respect to improvements. Why should not a purchaser wait one year? Assuming that he has got to make improvements, and the owner comes in to redeem, he still gets his principal, all costs expended, plus ten per cent profit on his investment. Is there any loss to him? There is a profit. The average man in real estate earning ten per cent for the first year is perfectly satisfied with his investment.

With respect to giving him notice one year in advance, Mr. President, that does not do away with the equity of redemption whatsoever. He has quite a few years' notice today. As I said before, when the tax lien is filed, it is advertised; when the sci fa sur mortgage is filed and served it is advertised and when the property is exposed to sheriff sale it is again advertised, so that they are not giving him any more now than they gave him before.

There is a reason for this, and it is a selfish reason—to help these real estate men who are interested in making money at the expense of the poor.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Edmonds,	Mallery,	Tyler,
Blass,	Farrell,	Scarlett,	Wade,
Bowers,	Geltz,	Snowden,	Wagner,
Carr,	Heyburn,	Stevenson,	Walker,
Chapman,	Homsher,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

NAYS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring,
Gourley,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 713, as follows:

An Act to amend sections three and five of Article nineteen of an act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith" by making provisions for those who have served in the armed forces of the United States who are candidates for mine inspectors and who have been appointed mine inspectors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of Article 19 of the act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

Section 3 The qualifications of candidates for the office of inspector shall be certified to the Examining Board and shall be as follows

The candidates shall be citizens of Pennsylvania of temperate habits of good repute as men of personal integrity in good physical condition and shall be between the ages of thirty and fifty years Provided however That any inspector appointed under the provisions of the act of May fifteen one thousand eight hundred and ninety-three or under the provisions of this act shall be eligible for reappointment even if beyond fifty years of age if in good physical condition The candidates shall have a knowledge of the different systems of working coal seams and shall have had at least ten years' practical experience in bituminous mines five years of which immediately preceding their examination shall have been in bituminous mines of this Commonwealth and shall also have had practical experience with explosive gas and other dangerous gases found in coal mines and upon examination shall give evidence of such theoretical as well as practical knowledge and general intelligence respecting mines and mining and the working and ventilation of mines as will satisfy the Examining Board of their capability and fitness for the duties imposed upon inspectors of mines by the provisions of this act Provided however that any applicant who has served in the armed forces of the United States and who has had ten years experience in the bituminous mines of Pennsylvania shall be eligible to take such examination although he has not worked in the mines for five years immediately preceding the examination

Section 2 Section five of Article 19 is hereby amended to read as follows

Section 5 The Governor shall from the names certified to him by the Examining Board commission one person to be inspector for each district in pursuance of this act whose commission shall be for a full term of four years from the fifteenth day of May following the regular examinations Each inspector appointed under the provisions of the act of May fifteenth one thousand eight hundred and ninety-three may continue in office until May fifteen one thousand nine hundred and thirteen

After the passage of this act the [Chief] Secretary of the Department of Mines shall have the right to assign the inspectors to the districts for which in his opinion they are best fitted Provided however That any one who has been certified to the Governor by the Examining Board as eligible for appointment as an inspector and whose name was on such list at the time he entered the armed forces of the United States shall remain on said approved list until he has had an opportunity to again qualify Provided further that any person who has been commissioned as an inspector for a period of four years and who subsequent to his appointment entered the armed forces of the United States shall be entitled to serve his full term upon his return from the service

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Hauska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 717, as follows:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The word "municipality" as used in this act shall be construed to include every city borough town and township of this Commonwealth

Section 2 It shall be unlawful for any person copartnership association or corporation to stage an ice skating exhibition or engage in the playing of the game of ice hockey or to conduct a rink or place for ice skating regardless whether a charge or admission thereto is made or whether labor of business is necessary to conduct or stage the same on the first day of the week commonly called Sunday before the hour of two o'clock post meridian

It shall be unlawful for any person copartnership association or corporation to stage an ice skating exhibition or engage in playing the game of ice hockey or to conduct a rink or place for ice skating regardless whether a charge or an admission thereto or incidental thereto is made or whether labor or business is necessary to conduct or stage the same on the first day of the week commonly called Sunday after the hour of two o'clock post meridian unless the voters in the municipality have first voted in avor of the holding of ice skating ice skating exhibitions and the playing of ice hockey on Sunday as hereinafter provided

Any person copartnership association or corporation violating any of the provisions of this section shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of fifty dollars ($50.00) and in default of the payment of such fine and costs of prosecution such person or any member or agent of any copartnership or association of any officer or agent of any corporation responsible for such violation shall be imprisoned for a period of not more than ten (10) days

Section 3 Referendum State of Question of Ballots At the primary election in the year one thousand nine hundred forty-five (1945) there shall be submitted in the manner provided by the election laws of the Commonwealth upon petition to the county commissioners by the city or borough council or by the township commissioners or supervisors or upon petition to county commissioners by electors equal to at least two per centum (2%) of the highest vote cast for any candidate in the municipality at the last preceding municipal election a question to determine the will of the electors of each municipality in this Commonwealth so petitioning with respect to the holding of ice skating exhibitions and the playing of ice hockey games and the conducting of a rink or place for ice skating Such question shall be in the following form

Do you favor the conducting and staging of ice skating exhibitions and the playing of ice hockey games and the conducting of a rink or place for ice skating regardless of whether an admission charge is made or incidental thereto or whether labor or business is necessary to conduct or stage such ice skating ice skating exhibitions or to play such games after two o'clock post-meridian on Sunday	YES NO

The said question shall be printed on separate official ballots in bound form by the county commissioners of each county and sufficient number of ballots shall be furnished to the election officers in each election district of each municipality so that one ballot may be supplied to each voter at such election In districts where voting machines are used such question shall appear on the face of the machine where the machine is properly equipped for such purposes

Section 4 Returns and Computation of Votes The votes cast on such question shall be counted by the election officers and returns thereof made by them and by election officers where voting machines are used to the prothonotary of the county who shall lay the same before the return board for computation at the same time and in the same manner as other returns Such election shall be governed by the election laws of the Commonwealth and all penalties provided by said laws shall apply to such elections The return board shall compute the said returns by municipalities and certify the results of the vote cast on the question to the acting chief executive officer of each municipality affected

If at the election in the year one thousand nine hundred forty-five (1945) where any such election was held as herein provided a majority of the electors in any municipality voting at said election vote in favor of ice skating ice skating exhibitions and ice hockey games on Sunday after the hour of two o'clock post meridian then upon the certification of such election return to the acting chief executive officer of such municipality as is provided in this section it shall thereafter be lawful to conduct stage manage operate or engage in an ice skating exhibition or to play ice hockey or to conduct a rink or place for ice skating from and after the hour of two o'clock post meridian on Sunday

The right to conduct stage manage operate or engage in such ice skating exhibition or ice hockey game or to conduct a rink or place for ice skating shall be subject only to those rules and regulations which govern such exhibitions or games on days of the week other than Sunday

If the vote of the electors in the municipality was not in favor of ice skating exhibitions ice hockey games and conducting rinks or places for ice skating or if no such election was held then it shall be unlawful to conduct stage manage operate or engage in such ice skating exhibition or ice hockey game or to conduct a rink or place for ice skating to which an admission charge is made or is incidental after two o'clock post meridian on Sunday

Section 5 Further Referendums In any municipality the will of the electors with respect to the conducting and staging of ice skating and ice skating exhibition or the playing of ice hockey on Sunday may after the year one thousand nine hundred forty-five (1945) but not oftener than once in five years be ascertained and the question as provided in section three of this act shall be submitted to the electors of any municipality upon demand in writing of petitioners equal to at least two per centum (2%) of the highest vote cast for any candidate in the municipality at the last preceding municipal election Such petition shall be filed with the corporate authorities at least sixty (60) days before the day of any primary general

or municipal election except as to the primary election of the year one thousand nine hundred forty-five when such petition shall be filed at least ten (10) days before such election at which the question is to be submitted and if the petition is signed by the requisite number of petitioners it shall thereupon be certified to the county commissioners who shall cause such question to be submitted in the same manner as is provided in this act for the election in the year one thousand nine hundred forty-five (1945)

. If a majority of the voters in any municipality in which ice skating ice skating exhibitions and the playing of ice hockey games are permitted from and after two o'clock post meridian on Sunday to which an admission charge is made or is incidental are not in favor of the continuance of such ice skating ice skating exhibitions and the playing of ice hockey games then upon the certification of such election return to the acting chief executive officer of such municipality as is provided in section four of this act it shall thereafter be unlawful to conduct stage manage operate or engage in such ice skating ice skating exhibitions and the playing of ice hockey games after two o'clock post meridian on Sunday but if a majority of the electors in any such municipality which has not heretofore permitted such ice skating ice skating exhibitions and the playing of ice hockey games after two o'clock post meridian on Sunday or which has not theretofore voted on such question are in favor of such ice skating ice skating exhibitions and the playing of ice hockey games then upon the certification of such fact to the acting chief executive officer of such municipality as is provided in section four of this act such ice skating ice skating exhibitions and the playing of ice hoskey games shall thereafter be lawful

Section 6 Intent of Act It is the intent of this act to provide a method whereby the will of the electors of each municipality with respect to the holding of ice skating ice skating exhibitions and the playing of ice hockey games after two o'clock post meridian on Sunday may be ascertained

Section 7 Constitutionality The provisions of this act are severable and if any of the provisions hereof are held to be unconstitutional the decision shall not be construed to impair any other provision of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

Section 8 Repeal Section one of the act approved the twenty-second day of April one thousand seven hundred ninety-four (3 Smith Laws 177) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation" be and the same is hereby repealed in so far as it prohibits the holding of ice skating exhibitions and the playing of ice hockey games and the conducting of a rink or place for ice skating All acts and parts of acts inconsistent herewith be and the same are hereby repealed

Section 9 Effective date This act shall be effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred.)

Mr. FARRELL. Mr. President, I ask that the roll be verified.

The PRESIDENT. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voting in the affirmative as follows:

Barr,	Farrell,	Kephart,	Scarlett,
Becker,	Geltz,	Leader,	Stiefel,
Blass,	Gourley,	Margie,	Tallman,
Bowers,	Haluska,	McCreesh,	Taylor,
Coleman,	Heyburn,	McGinnis,	Thomas,
Cox,	Holland,	Rosenfeld,	Walker,
Crowe,	Jaspan,	Ruth,	Woodring,
DiSilvestro,			

The PRESIDENT. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Berger,	Ealy,	Letzler,	Troutman,
Carr,	Edmonds,	Mallery,	Wade,
Chapman,	Homsher,	Snowden,	Wagner,
Crider,	Jones,	Stevenson,	Wilson,

The PRESIDENT. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The vote on the final passage of the bill is:

In favor of the bill: 29

Opposed to the bill: 16

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—29

Barr,	Farrell,	Kephart,	Scarlett,
Becker,	Geltz,	Leader,	Stiefel,
Blass,	Gourley,	Margie,	Tallman,
Bowers,	Haluska,	McCreesh,	Taylor,
Coleman,	Heyburn,	McGinnis,	Thomas,
Cox,	Holland,	Rosenfeld,	Walker,
Crowe,	Jaspan,	Ruth,	Woodring,
DiSilvestro,			

NAYS—16

Berger,	Ealy,	Letzler,	Troutman,
Carr,	Edmonds,	Mallery,	Wade,
Chapman,	Homsher,	Snowden,	Wagner,
Crider	Jones,	Stevenson,	Wilson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 718, as follows:

An Act to add section three hundred six and one-tenth to the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) entitled "An act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes changing practice and rules of evidence defining earning power after accident authorizing the board to terminate compensation in certain cases changing the

classes of dependents entitled to compensation in case of death increasing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act" providing for payment in second injury cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) entitled "An act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes changing practice and rules of evidence defining earning power after accident authorizing the board to terminate compensation in certain cases changing the classes of dependents entitled to compensation in case of death increasing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act" is hereby amended by adding after section three hundred six thereof a new section to read as follows

Section 306.1 If an employe who is permanently partially disabled by reason of the loss of or loss of use of a hand an arm a foot a leg or an eye receives a subsequeit compensable injury by accident resulting in additional permanent partial disability so that the degree of disability caused by the combination of both disabilities is greater than that which would have resulted from the subsequent injury alone and such employe is entitled to receive compensation on the basis of the combined disabilities the employer shall be liable only for the degree of disability which would have resulted from the latter injury if there had been no preexisting disability After the compensation liability of the employer or his insurance carrier if any has been fully discharged the remainder of such compensation shall be paid out by the Commonwealth

Compensation payable by the Commonwealth under this section shall be paid out of appropriations made from time to time to the Department of Labor and Industry out of the General Fund in the State Treasury

The Department of Labor and Industry shall be charged with the conservation of the assets of said appropriation In furtherance of this purpose the Attorney General shall appoint a member of his staff to represent the Commonwealth in all proceedings brought to enforce claims against the Commonwealth In its award the Workmen's Compensation Board Department of Labor and Industry shall specifically find the amount the injured employe shall be paid weekly the number of weeks compensation which shall be paid by the employer the date upon which payments out of the State appropriation shall begin and if possible the length of time such payments shall continue all payments to cease upon the death of claimant

Any benefits received by any employe or to which he may be entitled by reason of such increased disability from any State or Federal fund or agency to which said employe has not directly contributed shall be regarded as a credit to any award made against the Commonwealth as foresaid

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 726, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain tract of land consisting of approximately ten (10) acres together with any and all buildings thereon erected adjacent to the property of the Millersville State Teachers College and located east of High School Avenue and extending from the tract now owned by the Commonwealth of Pennsylvania to the tract owned by the Manor-Millersville School District being now a part of the farm owned by Harry S. Warfel Millersville Pennsylvania in order to make such tract available for expanding industrial acts facilities and erecting a new boys' dormitory and any other purpose for which the same can be adapted

Section 2 Said tract of land when purchased shall be added to the lands of the Millersville State Teachers College The deed of conveyance shall be deposited with the Secretary of Internal Affairs Said land shall not be acquired until the title thereto has been approved by the Department of Justice

Section 3 The sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tract of land and the expenses incidental thereto including title searches

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 752, as follows:

An Act to amend section two of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" by providing for the appointment of additional deputy registers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" is hereby amended to read as follows

Section 2 Every register shall appoint and keep a deputy or deputies not to exceed two in number to officiate in his absence for whose conduct he and his sureties shall be accountable and such deputy or deputies shall be capable in law to take the probate of wills and testamentary papers and to grant letters testamentary and of administration and to do whatever else by law appertains to the office of register

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 753, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. EDMONDS. I am advised by one of the sponsors of this bill that it is not on our desks in the amended form, and therefore I object to a vote being taken upon it at this stage.

BILL OVER IN ORDER

Mr. EDMONDS. Mr. President, I ask unanimous consent that Senate Bill No. 753, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 812, as follows:

An Act to further amend the last paragraph of section eight of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" changing the name of the veterans' grave registrar to director of veterans' affairs and prescribing his duties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The last paragraph of section eight of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" as amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 294) is hereby further amended to read as follows

Section 8 Compilation of War Records

* * * * * * *

For the purpose of locating the burial places of deceased service persons the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion and the Disabled American Veterans through their local camps posts and branches in this State are authorized without expense to the county to collect the required data and pre-

pare and file with the county commissioners certificates embodying the information provided for in this section For the purpose of carrying into effect the provisions of this section the county commissioners shall appoint a [veterans grave registrar] director of veterans' affairs who shall receive such compensation as the salary board may fix

It shall also be the duty of the director of veterans' affairs to

(1) Assist the county commissioners in administering the provisions of this act relating to the burial of deceased service persons and their widows and to furnishing markers and placing headstones on their graves

(2) Assist war veterans and their families in securing their rights as such in matters relating to their person property and care of family under any of the laws of this Commonwealth and of the United States and for such services the grave registrar shall be entitled to his expenses incurred therein and additional compensation and both expenses and compensation shall be subject to the approval of the salary board or county commissioners as the case may be

(3) Carry into effect the provisions of this act relating to the compilation of war records

(4) Perform all other duties heretofore performed by the veterans' grave registrar

The veterans' grave registrar of each county in office on the effective date of this act shall continue in the office of director of veterans' affairs and as such be subject to the provisions of existing law

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 876, as follows:

An Act to amend section three of and to add section three point one to the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1019) entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurer's sales of such lands for collection of taxes authorizing the county commissioners to sell the same at private sale under the circumstances" by authorizing the county commissioners to advertise for private offers for such lands and providing for the distribution of the proceeds of such sales

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1019) entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurer's sales of such lands for collection of taxes authorized the county commissioners to sell the same at private sale under the circumstances" is hereby amended to read as follows

Section 3 Upon hearing being held if no valid objections are interposed to said sale and if it shall appear to the court that said sale should be made according to its terms the court shall order the county commissioners to make and deliver to the purchaser a commissioners' deed for the proper conveying of said lands and to collect the purchase price therefor and [to pay all costs of the proceeding from the said purchase price] the proceeds realized from said sale shall be distributed to the payment of first the costs of sale second all moneys expended by the county in the demolition removal or repair of any building or structure on such property after the same had been condemned as unsafe by the political subdivision in which the same is located third all moneys expended by the county on order of the Pennsylvania State Police or an assistant to the Pennsylvania State Police in removing or remedying any condition on such property that is found to be a fire menace or hazard and fourth taxes due the various taxing authorities in proportion to their respective interests

Section 2 The said act is hereby amended by adding immediately after section three a new section to read as follows

Section 3.1 The county commissioners may in their discretion insert once each year in one or more newspapers of general circulation published in the county wherein such lands are located an advertisement listing any or all of the said lands purchased at such county treasurer's sales and for which the period of redemption has expired and informing the public that offers for the purchase at private sale of any of such lands will be given consideration

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler
Chapman,	Heyburn,	McGinnis,	Wade
Coleman,	Holland,	Rosenfeld	Wagner,
Cox,	Homsher,	Ruth	Walker,
Crider,	Jaspan,	Scarlett	Wilson,
Crowe,	Jones,	Snowden	Woodring,
DiSilvestro,	Kephart,	Stevenson	Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 877, on third reading, entitled:

An Act to further amend sections sixteen and seventeen of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," clarifying the provisions relating to the resale of such property purchased by the county commissioners at county treasurer's sales, eliminating the right of redemption after such sales, and further providing for the reimbursement to the county for moneys spent on such property in certain cases

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 884, as follows:

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh Pittsburgh Pennsylvania providing for the transfer of such institution to the Commonwealth providing for the management and operation of closing and abandonment thereof and maintenance of tuberculosis patients therein including the collection of maintenance in certain cases providing for the retransfer under certain circumstances conferring powers and imposing duties on the Governor and Department of Health

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All buildings acquired or erected by the City of Pittsburgh Pennsylvania for the care maintenance and treatment of tuberculosis patients by the Tuberculosis Hospital of the City of Pittsburgh the personal property within such buildings or incidental thereto and any and all other grounds and lands connected therewith or annexed thereto are hereby transferred to and vested in the Commonwealth of Pennsylvania

Section 2 Any property so transferred to and vested in the Commonwealth shall if found suitable in accordance with this act be thereafter used as a State tuberculosis hospital but if such property shall within one year thereafter be found unsuitable for such purpose or shall within one year after transfer to and use by the Commonwealth as a State tuberculosis hospital be thereafter abandoned by the Commonwealth as such a hospital before substantial improvements thereto have been made then in either event such building lands and personal property so transferred to the Commonwealth shall absolutely revert to and vest in the City of Pittsburgh and the Commonwealth shall have no further claim or title thereto

Before the management and operation of any institution is taken over by the Department of Health the Governor shall issue his proclamation setting forth the date on which the Department of He lth will take over the management and operation of the institution In the event it shall be determined that the institution is to be closed the Governor shall issue a proclamation setting forth the date on which such institution will be closed The original of any such proclamation shall be filed in the office of the Secretary of the Commonwealth and a copy thereof shall be furnished the City of Pittsburgh authorities having charge of such institution

Section 3 The institution subject to this act which the Governor shall direct the Department of Health to operate and manage shall be operated and managed by such department as a State tuberculosis hospital in accordance with the laws of the Commonwealth relating to such hospitals The Department of Health in managing and operating any such institution shall have all the powers and perform all the duties vested in and imposed upon boards of trustees of State hospitals by the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) and its amendments designated as The Administrative Code of one thousand nine hundred twenty-nine All tuberculosis patients in such institution at the time the management and operation thereof is assumed by the Department of Health shall have the same status as if originally admitted to a State tuberculosis hospital The Department of Health shall have power to designate the counties of the Commonwealth from which admissions may be made to such institution

The institution acquired and operated by the Commonwealth under this act as a State tuberculosis hospital shall be known as the Pittsburgh Tuberculosis State Hospital

Section 4 When the Commonwealth through the Department of Health assumes the control and management of the institution subject to this act the terms of all officers and employes and the local management of such institution shall cease and terminate The officers and employes of such institution shall thereupon become employes of the Commonwealth subject to removal by the Secretary of Health

Section 5 In the event it shall be determined that the institution subject to this act shall be closed the Department of Health shall take charge of such institution and the terms of all officers and employees and the local management of such institution shall cease and terminate The officers and employes of such institution shall thereupon become the employes of the Commonwealth subject to removal by the Secretary of Health when their services are no longer required No new patients shall be admitted to such institution after the date specified for its closing The Department of Health shall as soon as practicable transfer the patients in the institution to any other State tuberculosis hospital including any institution transferred to and being operated by the Commonwealth under any act as a State tuberculosis institution As far as practicable the department shall transfer such patients to such State tuberculosis hospital nearest to the City of Pittsburgh After the patients in such institution are transferred therefrom the Department of Health shall with the approval of the Governor turn the institution and its grounds over to the Department of Property and Supplies for use for any other State purpose as may be deemed necessary and advisable by the Governor unless such institution under the provisions of section two of this act would revert to the City of Pittsburgh in which event such institution shall be turned over to the proper authorities thereof and shall thereafter be used for such purposes as the City of Pittsburgh may determine

Section 6 After the effective date of this act and until the management and operation of the institution is formally assumed by the Department of Health or until the institution is closed under the provisions of this act but not later than the thirty-first day of May one thousand nine hundred forty-six the City of Pittsburgh shall continue to bear the expense of administering and operating the institution and the Commonwealth shall contribute towards the expense of indigent patients therein to the same extent and in the same manner as pertained under existing laws on the effective date of this act

Section 7 All amounts due the City of Pittsburgh for the care of any tuberculosis patient in the institution

transferred to the Commonwealth by this act that have accrued and remain unpaid on the date that the Commonwealth shall take over the operation and management of such instiuttion or the date such institution is closed may be collected by the city in the same manner as if the control and management of the institution were still vested in such city Provided however That where there is a claim against the estate of any such tuberculosis patient both on behalf of the Commonwealth and on behalf of the City of Pittsburgh and there is not sufficient in the estate to pay the claim in full the same shall be paid pro rata to the Commonwealth and the city in the proportion of the amount of maintenance legally recoverable by each

Section 8 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 933, as follows:

An Act to add section one thousand six hundred fifteen to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the release of pupils from the public schools for religious instruction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shal be administered and prescribing penaties for the violation thereof provding revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding after section one thousand six hundred fourteen a new section to read as follows

Section 1615 Release of Pupils for Religious Instruction Any board of school directors of any school district shall have power to enter into suitable arrangement with a religious group or organization of responsible citizens resident in the school district who are interested in organizing part-time weekday religious education for school pupils In such cases the board of school directors shall have power to adopt such rules and regulations for the release from school sessions of those pupils whose parents or surviving parent or guardian or other person having legal custody of such pupil desires to have them attend a class to receive religious education in accordance with their religious faith for not more than one hour a week subject however to such conditions and the keeping of such records of attendance at such classes and other records for the inspection of school authorities as the board shall deem proper No part of the cost and expense of such religious instruction shall be paid out of public school funds

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Edmonds,	Leader,	Stiefel,
Becker,	Farrell,	Letzler,	Tallman,
Berger,	Geltz,	Mallery,	Taylor,
Blass,	Gourley,	Margie,	Thomas,
Bowers,	Haluska,	McCreesh,	Tyler,
Carr,	Heyburn,	McGinnis,	Wade,
Chapman,	Holland,	Rosenfeld,	Wagner,
Coleman,	Homsher,	Ruth,	Walker,
Cox,	Jaspan,	Scarlett,	Wilson,
Crider,	Jones,	Snowden,	Woodring,
Crowe,	Kephart,	Stevenson,	Woodward,
DiSilvestro,	Klein,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1082, as follows:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the provisions of said act as to the registration of electors before and after certain elections the preparation of street lists the can-

cellation of registrations for failure to vote and the destruction of records

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section seventeen and sections thirty-four and forty of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" as amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 710) are hereby further amended to read as follows

Section 17 * * * * *

(a) The commission or any commissioner employe or clerk assigned for that purpose shall at the main office of the commission during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day and on such days and during such hours as the commission may from time to time designate at other offices in the city which the commission shall from time to time during the period of ninety days preceding any election have power to establish and discontinue except Sundays holidays the days hereinafter provided for the registration of electors in the districts or wards the day of each election and each primary [the thirty days next preceding the primary election in the year one thousand nine hundred and forty-one] the fifty days next preceding each general and [in all subsequent years each] primary election and until the termination of hostilities in the present war and for six months thereafter the fifty days next preceding each municipal election and in subsequent years the thirty-five days next preceding each municipal election [or any special election not held on a day fixed for the holding of November or primary elections] and the thirty days next following each election and the five days next following each primary receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration Provided however That in case of a special election within a certain district (congressional senatorial or representative) the registration of electors shall be discontinued only in the wards comprising such district for the period of thirty-five days prior to and the five days next following such special election In each year the commission may also when it considers it necessary for the convenience of the electors provide one or more places of registration in each or any ward of the city at which two or more registrars as the commission may deem necessary shall be present to receive personal applications from qualified electors of the city who claim that they are entitled to be registered which registrars shall be present thereat between the hours of seven antemeridian and one postmeridian and between the hours of four and ten postmeridian on such days as may be elected by the commission which shall be not [less than twenty days prior to the primary election in the year one thousand nine hundred and forty-one and not] more than sixty days and not less than fifty days prior to any general or primary election [and the primary election in any subsequent year] and until the termination of hostilities in the present war and for six months thereafter not more than sixty days and not less than fifty days prior to any municipal election and in subsequent years the thirty-five days forty days and not less than thirty-five days prior to any municipal election Provided further however That with respect to any person who shall become a citizen of the United States on a day subsequent to the sixtieth day prior to any election or primary but at least one month prior to the day of such election or primary the commission or any commissioner employe or clerk assigned for that purpose shall receive personal applications from such person if he or she is otherwise qualified at the office of the registration commission until the thirtieth day prior to such election or primary during ordinary business hours except Sundays holidays and the days hereinbefore provided for the registration of electors in the districts or wards

Section 34 Comparison and Correction of Registers Street Lists (a) Commencing fifty days prior to each primary and each general and municipal election and thirty-five days prior to each municipal election the commission shall compare and correct the general and district registers

(b) After the last day preceding each primary municipal and general election when electors may be registered the commission shall prepare for each election district a street list of the names and addresses of all registered electors resident in the district arranged by streets and house numbers and except before each [municipal election] primary in odd numbered years shall cause to be made at least a hundred exact copies of such list and not later than fifteen days preceding each primary in even numbered years and each general and municipal election shall distribute copies of such lists among the inspectors and special inspectors of registration and the official concerned with the conduct of primaries and elections and among the parties bodies of electors candidates and organized bodies of citizens interested therein giving at least ten copies of each street list to the city committee of each political party or body of electors upon the written application of the chairman thereof and at least ten copies of each street list to the executive or governing board or committee of each organized body of citizens having as its purposes the investigation and prosecution of election frauds upon the written application of the presiding officer of such body of citizens and at least one copy of each street list with which his candidacy is concerned to each candidate upon his written request and keeping two complete sets of such street lists on file at the office of the commission convenient for public inspection during all the hours when the other records of the commission are open to public inspection as herein provided Not later than the seventh day preceding each election and primary the commission shall post or cause to be posted at each polling place in such city at a point accessible to the public one of the said street lists to be maintained at such place until the closing of the polls on the succeeding election day

Section 40 Cancellation of Registration upon Failure to Vote Within Certain Periods Request for Reinstatement Correction of Errors of the Commission in Cancellation of Registrations Within three months after [the municipal election held in the year one thousand nine hundred and forty-one and within three months after each general and municipal election held thereafter] the first day of January of each year the commission shall cause all of the district registers to be examined and [in the case of each registered elector who is not recorded as having voted at any election or primary within the period of four years immediately preceding the date of the municipal election held in the year one thousand nine hundred and forty-one and] in the case of each registered elector who is not recorded as having voted at any election or primary [within the period of two years] during the two calendar years immediately preceding [any municipal or general election held in any subsequent year] the commission shall send to such elector by mail at his address appearing upon his registration affidavit a notice setting

forth that the records of the commission indicate that he has not voted [within a period of four years or two years as the case may require] during the two immediately preceding calendar years and that his registration will be cancelled at the expiration of ten days from the date of mailing such notice unless he shall within that period file with the commission either personally or by mail a written request for reinstatement of his registration signed by him setting forth his place of residence A list of the persons to whom such notices shall have been mailed shall be sent promptly to the city chairman of the political party of which the electors were registered as members At the expiration of the time specified in the notice the commission shall cause the registration of such elector to be cancelled unless he has filed with the commission a signed request for reinstatement of his registration as above provided The cancellation of the registration of any such elector for failure to vote [within a period of four years or two years as the case may require] during the two immediately preceding calendar years shall not affect the right of any such elector to subsequently register by personal application in the manner provided by this act

Whenever the registration of an elector has been cancelled through error such elector may petition the commission for the reinstatement of his registration not later than the tenth day preceding any primary or election and after a hearing on said application if error on the part of the commission is proved the commission shall reinstate the registration of such elector

Section 2 Section forty-one of said act is hereby amended to read as follows

Section 41 Cancellation Removal and Preservation of Registration Affidavits (a) Whenever the registration of an elector is cancelled for any cause the commission shall cause to be marked on the registration affidavits of the elector the word "Cancelled" and the date and cause of cancellation and shall remove them from the general and district registers but each such affidavit shall be kept for five years after which it may be destroyed upon the approval thereof in writing by the district attorney

(b) All records except registration affidavits and original strike off petitions which are not essential for maintaining the current status of any qualified elector may be destroyed by the commission after two years

Section 3 The amendments herein made to section thirty-four of the said act shall remain in effect until the termination of hostilities in the present war and for six months thereafter The termination of hostilities in the present war shall be the time proclaimed as such by the President of the United States or the date specified as such in a concurrent resolution of the two houses of Congress

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. JASPAN. Mr. President, there seems to be some misunderstanding as to an agreement made between the Democrats and the Republicans about this bill, since it passed the House, and I think it was passed unanimously. Amendments have been inserted. I was given to understand the sponsor of the bill objected to them but felt that probably it would be best if we passed the bill and let it go to a conference committee to finally determine the position of the bill.

He felt further, notwithstanding his agreement, in view of the fact that Senator Mallery's bill had already covered the subject, there was no further need for amendments.

Therefore at this time I ask my colleagues to vote "aye" on this bill and leave it to a conference committee for determination, along with the Mallery bill dealing with the same subject.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
DiSilvestro,	Kephart,	Stevenson,	Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1172, on third reading, entitled:

An Act to further amend the first six paragraphs of section four hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the membership of the Pennsylvania Aeronautics Commission

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 410 CALLED UP

Mr. MALLERY. Mr. President, I call up for consideration at this time Senate Bill No. 410, Printer's No. 438, on page 6 of today's Calendar.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 410, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents; providing for the certification and licensing of child welfare organizations and foster homes; imposing duties and conferring powers upon the Department of Welfare; imposing duties upon juvenile courts; prohibiting certain advertising and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there ojection?

Mr. McCREESH. Mr. President, I thought we agreed that we were going to leave this bill go over for a few days, until I had a chance to find out something regarding the amendments. Now, in a few minutes, we find it being amended. When you consider you have appropriated $19,000 to put through this bill, I am not sure whether we have a right to vote away the taxpayers' money for something that is not needed.

Therefore, Mr. President, I do not see why we should rush the bill through. There must be somebody back of this bill—it is not Senator Mallery, because he is a very fine Senator, and I have the greatest respect for him—but there is somebody in the background, and if it is the crowd that I know and meet around through the town at different hours of the night, I would be fearful of letting them handle children. I think we should give this matter consideration and let the bill either go back to Committee on Appropriations or wait until we check the amendments.

I am checking the amendments that were put in yesterday, not just a few minutes ago.

(The Senate was at ease.)

The PRESIDENT. Is there objection to the gentleman from Blair offering amendments? The Chair hears none.

The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend sec. 2, page 3, line 1, by striking out the word "except"; Amend sec. 2, page 3, line 14, by inserting after the word "act" the following: "(h) persons receiving and maintaining a child or children placed by the Municipal Court of Philadelphia, the Juvenile Court of Allegheny County, or any other court of this Commonwealth;" Amend sec. 7, page 6, lines 20 and 21, by striking out the words "court or county or city institution district."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 165, entitled:

An Act making an appropriation to the Medical School of the University of Pittsburgh Pittsburgh Pennsylvania

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 166, entitled:

An Act making an appropriation to the Nursing School of the University of Pittsburgh Pittsburgh Pennsylvania

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 175, entitled:

An Act to further amend sections four ten twelve sixteen seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by further regulating boxing sparring and wrestling matches and exhibitions

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. FARRELL offered the following amendments:

Amend section 1, page 2, line 22, by inserting after the word "suspend" and before the word "upon" the following: "after hearing"; Amend section 1, page 2, line 24, by striking out at the beginning of the line thereof the boldface bracket as follows: [[]; Amend section 1, page 2, line 26, by striking out after the word "permit" and before the word "The" the boldface bracket as follows: []].

They were agreed to.

The section was agreed to as amended.

The second and third sections were read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. FARRELL offered the following amendments:

Amend section 4, page 5, line 24, by inserting after the word "suspended" and before the word "by" the

following: "after hearing"; Amend section 4, page 5, line 27, by striking out after the word "wrestling" and before the word "However" the boldface bracket as follows: [[]; Amend section 4, page 5, line 28, by striking out at the end of the line thereof the boldface bracket as follows: []]; Amend section 4, page 6, line 1, by striking out at the beginning of the line thereof the boldface bracket as follows: [[]; Amend section 4, page 6, line 2, by striking out at the end of the line thereof the boldface bracket as follows: []].

They were agreed to.

The section was agreed to as amended.

The fifth, sixth and seventh sections were read and agreed to.

The eighth section was read.

On the question,

Will the Senate agree to the section?

Mr. FARRELL offered the following amendments:

Amend sec. 8, page. 10, line 8, by striking out after the word "of" and before the word "one" the following: "[July]", and inserting in lieu thereof the following: "January"; Amend sec. 8, page 10, line 8, by striking out after the word "hundred" the following: "[forty-five]" and inserting in lieu thereof the following: "forty-six".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 176, on second reading, entitled:

An Act to add sections eight point one and eight point two, to the act approved the thirtieth day of March, one thousand nine hundred three (P. L. 106), entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes, assessed and levied, are delinquent and remain unpaid," by fixing the interests of the various taxing authorities having taxes or claims against property sold under the provisions of said act by the treasurer of any city of the second class, and providing for the distribution of moneys received as income from, or resale of any such property purchased by the city at such tax sale

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 211, on second reading, entitled:

An Act providing for and regulating the appointment promotion and reduction in rank, suspension and removal of paid operators of fire apparatus in boroughs incorporated town and townships of the first class creating a civil service commission in each borough incorporated town and township of the first class defining the duties of such civil service commission imposing certain duties and expenses on boroughs incorporated town and townships of the first class imposing penalties and repealing inconsistent laws

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 282, entitled:

An Act to add clause XLVIII to section one thousand five hundred two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing purchase of real property and construction of garbage disposal plants

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 306, entitled:

An Act to authorize cities boroughs incorporated towns townships and school districts to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 440, on second reading, entitled:

An Act to further amend subsection six of section nine hundred five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by increasing the tax rate for fire hydrants and fire hydrant water service

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 432, entitled:

An Act to amend section nine of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1050), entitled, "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries; and for the care and dis-

position of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," by changing the amount and method of contributions for, and payment of, death benefits.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 443, on second reading, entitled:

An Act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violations of its provisions to be misdemeanors; and providing penalties for violations thereof

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 480, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the furnishing of "Pennsbury Memorial"

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 528, entitled:

An Act to further amend section fourteen of the act approved the thirty-first day of March one thousand eight hundred seventy-six (P. L. 13) entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" by eliminating the salary of county surveyors in counties having less than two hundred fifty thousand and more than one hundred fifty thousand inhabitants

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS RECOMMITTED

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 548, on second reading, entitled:

An Act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties

be recommitted to the Committee on Judiciary General, for the purpose of amendment.

Mr. BECKER. Mr. President, I second the motion.

The motion was agreed to.

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 613, on second reading, entitled:

An Act to amend the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amount of one thousand dollars ($1,000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions; and imposing penalties" by changing the short title of the act redefining the term "charges" changing the form of the application restricting the conduct of business by a licensee enlarging the authority of the Secretary of Banking altering the powers of licensees altering the requirements and limitations applicable to licensees altering the form of certain statements and excluding certain domestic corporations

be recommitted to the Committee on Banking.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 623, on second reading, entitled:

An Act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and not the local health authorities and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 626, entitled:

An Act to add section one point one to the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on certain waters

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following amendments:

Amend Section 1, Subsection 1.1, page 2, line 10, by striking out after the bracketed word "one" the word "two" and inserting in lieu thereof the word "five"; Amend Section 1, Subsection 1.1, page 2, line 11, by striking out before the word "horse" the words "and one-half"; Amend Section 1, Subsection 1.1, page 2, line 12, by striking out after the word "Commonwealth" and before the word "such" the word "when" and inserting in lieu thereof the following: "in locations where"; Amend Section 1, Subsection 1.1, page 2, line 12, by striking out after the word "are" the word "two" and inserting in lieu thereof the word "one"; Amend Section 1, Subsection 1.1, page 2, line 13, by striking out before the word "feet" the word "hundred" and number "(200)" and inserting in lieu thereof the following: "hundred eighty (180)".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 641, on second reading, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment" by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitation of such power or interest by virtue of any restriction in the nature of a socalled spendthrift trust provision or similar provisions and providing for the execution delivery and recording of such release or disclaimer

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 642, entitled:

An Act making an appropriation to the Pennsylvania Post-War Planning Commission for the purpose of making a survey of the Port of Pittsburgh and providing for the same as a postwar project

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideartion of Senate Bill No. 643, entitled:

An Act validating certain borough ordinances which were inadvertently recorded beyond the statutory period

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 646, entitled:

An Act re-appropriating for additional purposes moneys heretofore appropriated to the Department of Military Affairs for the purpose of erecting constructing and equipping an auditorium at Indiantown Gap

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 662, on second reading, entitled:

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivisions free of charge, to certain veterans, his agent or representatives of the United States Veterans' Administration

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officers of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 672, on second reading, entitled:

An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans and the commitment of veterans and to make uniform the law with reference thereto

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 719, on second reading, entitled:

An Act to reenact and further amend the title and the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" providing for the transfer to the Commonwealth of all grounds lands buildings and personal property used for the care and maintenance of indigent persons in conjunction with institutions for the care of mental patients heretofore transferred to the Commonwealth and for payment therefor by the Commonwealth to the political subdivisions and further regulating the procedure relating to property of such institutions abandoned by the Commonwealth and to institutions closed

go over in its order,

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 745, entitled:

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County providing for the control and management thereof authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations and making an appropriation

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 746, entitled:

An Act making an appropriation for the preparation of the Eightieth Division History and creating a commission for such purposes

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 757, entitled:

An Act to further reenact and amend the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 563) entitled "An act to add section two thousand two and one tenth to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities" extending the effective period thereof substituting the Department of Public Instruction and the Governor for the State Council of Education and placing additional duties and powers upon the trustees of State Teachers Colleges

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 763, entitled:

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 936) entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate and fixing the fees for such services" by providing for the appointment of a custodian of delinquent tax records elimination of fees and relieving the receiver of taxes of the liability for the accuracy of tax memoranda

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 844, on second reading, entitled:

An Act to amend section ten of the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 596), entitled "An act requiring cities of

the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," including the solicitor for delinquent real estate tax and water rate liens and the employes of his office under the provisions of said act

go over in its order,

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 845, on second reading, entitled:

An Act to amend section thirteen of the act approved the twenty-third day of May one thousand nine hundred seven (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provision to be misdemeanors and providing penalties for violations thereof" by further regulating the eligibility lists in cities of the second class "A"

go over in its order,

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1012, entitled:

An Act to further amend section one thousand and three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by further regulating the newspaper publication of the auditor report

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1017, on second reading, entitled:

An Act to protect the public health and safety by requiring registration with and the securing of certificates of registration from the State Board of Pharmacy by persons copartnerships associations and corporations engaged in the manufacture or production of drugs and medical supplies regulating the manufacture of drugs and medical supplies as herein defined prohibiting the manufacture possession or sale of adulterated or misbranded drugs and medical supplies prescribing certificates of registration providing for inspections and the suspension and revocation of certificates of registration conferring powers on the State Board of Pharmacy and courts and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1036, entitled:

An Act relating to the rate of pay for policemen, firemen and park guards in cities of the first class; providing for a system whereby policemen, firemen and park guards of cities of the first class, who shall enter or who shall have entered the military service during the present hostilities, shall be paid upon honorable discharge and reentry into the police, fire or park guard service, at the same rate of pay as if they had actually served on the police force, fire bureau or park guard force of cities of the first class during the years, months or days they were in the military service.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1062, on second reading, entitled:

An Act to further amend section nine of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties to the judges thereof and appeals therefrom", by giving trustees the right to hold certain real estate under certain conditions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 296 CALLED UP

Mr. BARR. Mr. President, I call up for consideration at this time Senate Bill No. 296, Printer's No. 340, on page 5 of today's Calendar.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 296, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties and providing for abatement of certain accrued interest and penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. BARR. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend sec. 1, page 1, line 9, by striking out the word "persons" after the word "such" and inserting in lieu thereof the following: "person if owned by such person and if occupied as a residence by such person at the time of induction into such forces or organization or if purchased thereafter and occupied by the family of such person, provided that this act shall not apply to apartment houses"; Amend sec. 1, page 2, line 1, by inserting after the word "accrued" and before the word "during" the following: "on such property".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL INTRODUCED AND REFERRED

Mr. BLASS. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BLASS read in place and presented to the Chair Senate Bill No. 776, entitled:

An Act to further amend section five of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 730), entitled "An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drinks; providing for the registration thereof; prohibiting the sale, offering or exposing for sale, exchange or giving away thereof in certain cases unless registered; regulating the manufacture, bottling, preparation, mixing, and compounding of carbonated beverages or still drinks, and the sale and dispensing thereof; creating a special fund in the State Treasury; and providing penalties," by authorizing the Secretary of Agriculture to issue rules governing the use of color in certain beverages.

Which was committed to the Committee on Agriculture.

SENATE CONCURRENT RESOLUTION TAKEN FROM TABLE

Mr. CROWE. Mr. President, I call up Senate Concurrent Resolution No. 126, now on the table of the Senate.

The resolution was twice read as follows:

INSURANCE COMMISSIONER AND SECRETARY OF REVENUE TO FORMULATE PENNSYLVANIA ASSIGNED RISKS PLAN FOR PHYSICALLY DISABLED PERSONS

In the Senate, April 11, 1945.

There are many persons within the Commonwealth who, although skilled in the driving of automobiles, are denied the right so to do on account of physical disabilities which make the procurement of liability and property damage insurance impossible.

The return of fighting men from the battle fronts of the world will greatly increase this number, and the inability of many of those who deserve every possible privilege and opportunity of enjoyment, to secure such insurance, will prevent their full use of automobiles.

It is not possible nor would it be advisable to compel insurance companies to accept such risks which in their experience are hazardous.

Many companies in Pennsylvania writing liability and property damage insurance have lately developed the "Pennsylvania Automobile Assigned Risks Plan" for the voluntary handling of liability and property damage insurance on persons who have come under the provisions of the Financial Responsibility Law.

The formation of a similar plan for the voluntary handling of liability and property damage insurance on persons physically handicapped, might be the means of affording such persons the coverage necessary to allow them to enjoy the privilege of driving an automobile, either for pleasure or in the carrying on of a business; therefore be it

Resolved (if the House of Representatives concur), By the General Assembly of the Commonwealth of Pennsylvania that the Insurance Commissioner of the Commonwealth and the Secretary of Revenue of the Commonwealth are requested to meet and consult with representatives of the various casualty companies doing business within the Commonwealth, in an attempt to arrive at and formulate a plan for the organization of a Pennsylvania Assigned Risks Plan for the insuring of physically handicapped persons; and be it further

Resolved, That a copy of this resolution shall be transmitted by the Secretary of the Senate to the Insurance Commissioner and to the Secretary of Revenue.

RULE 39 SUSPENDED

A motion was made by Mr. CROWE and Mr. TROUTMAN,

That Rule 39, which required resolutions reported from committee to lie over for one day be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

Which was agreed to.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION

JOINT STATE GOVERNMENT COMMISSION TO DEVELOP SOUND AND SCIENTIFIC FINANCIAL HIGHWAY PROGRAM

Mr. TAYLOR. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. TAYLOR and McGINNIS, offered the following resolution which was twice read, as follows:

In the Senate, April 25, 1945.

Resolved (if the House concur), That it shall be the duty of the Joint State Government Commission (hereinafter called the Commission), in consultation with organizations of recognized national standing, to cause to be made a thorough and impartial study in order to determine the relative responsibilities and burdens which should, in equity, be placed on the Commonwealth and on political subdivisions in respect to financing the cost of the construction, reconstruction and maintenance of the highways of the Commonwealth, including all state and local highways, the amount of state-aid for highway purposes which should be granted by the Commonwealth to political subdivisions for highway purposes, and generally to develop a sound and scientific financial highway program for the Commonwealth and her political subdivisions; and for such purposes the Commission shall have power and its duty shall be to engage the services of not less than three individuals of recognized standing in the fields of highway economics and highway engineering, together with such assistants and clerks as may be deemed necessary by the Commission.

All departments of the State government and all political subdivisions shall assist the Commission in every possible way by making available and furnishing such data, records, information and advice relative to the study provided for by this resolution as may be deemed necessary by the Commission. For these purposes the Commission shall have the power to compel the appearances of witnesses and the production of books, papers and records, and to issue proper subpoenas for the attendance of wit-

nesses on the production of books, papers, records and any and all other writings deemed necessary for the fulfillment of the duties prescribed in this resolution.

The Commission shall constitute and provide for the appointment of advisory committees, consisting of administrative officials of the State and local governments and of the representatives of organized groups having direct interest in and affected by the development of streets and highways, to aid in the study of the problems presented by this resolution.

The Commission shall make a full and complete report of its findings and recommendations to The General Assembly not later than March 1, 1947, together with such drafts of legislation as may be necessary to carry such recommendation into effect.

The costs and expenses of said study and report thereon shall be paid for out of special allocation of fifty thousand dollars ($50,000) to the Commission from the Motor License Fund.

RULE 39 SUSPENDED

Mr. TAYLOR. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator McGinnis.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. McGINNIS. I will, Mr. President.

Mr. HOLLAND. Mr. President, how much money is this investigation going to cost, have you estimated?

Mr. McGINNIS. $50,000.

Mr. HOLLAND. Would the gentleman from Allegheny kindly repeat the figure?

Mr. McGINNIS. $50,000.

Mr. HOLLAND. Is an appropriation bill in to cover it?

Mr. McGINNIS. The resolution calls for it.

Mr. HOLLAND. You can not appropriate by resolution.

Mr. McGINNIS. We have a couple of weeks to do that. Mr. President, the Joint State Government Committee has some money left and I am sure they will get more if necessary.

Mr. HOLLAND. Mr. President, I am satisfied my advisors on my right have given me the answer. Senators Taylor, Heyburn, Geltz and Barr have advised me that there will be an extra appropriation of $50,000, because the amount of money necessary for this investigation would absolutely wipe out all the money in the Joint State Government Commission.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE BILL No. 410 CALLED UP

Mr. KEPHART. Mr. President, I call up from page 6 of the Calendar, Senate Bill No. 410 for consideration at this time, on final passage.

RECONSIDERATION OF SENATE BILL No. 410

Mr. KEPHART. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 410, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties

passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted "aye."

Mr. BARR. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BARR. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection?

POINT OF ORDER

Mr. McCREESH. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Philadelphia will state his point of order.

Mr. McCREESH. Mr. President, I would like to find out just what condition this bill is in now, and when it will come up for third reading.

The PRESIDENT. The bill is now on third reading and unanimous consent has been requested by the gentleman from Philadelphia, Senator Kephart, to offer an amendment.

Is there objection?

Mr. McCREESH. Never mind.

The PRESIDENT. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend Senate Bill 410, Section 6, Page 5, Line 26, after the word "board" and before the word "shall" by inserting the words "except those received or cared for under Section 2 hereof"

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

RESOLUTION

PERMITTING THE SENATE FINANCE COMMITTEE TO USE THE SENATE CHAMBER FOR PUBLIC HEARING

Mr. GELTZ. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELTZ, offered the following resolution which was twice read, considered and agreed to:

Resolved, That the Senate Finance Committee be granted permission to use the Senate Chamber for a public hearing for two hours commencing at ten o'clock, a.m. on Tuesday, May 1, 1945.

SENATE BILL No. 753 CALLED UP

Mr. KEPHART. Mr. President, I call up from page 10 of the Calendar, Senate Bill No. 753.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 753, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia.

And said bill having been read at length the third time,

On the question,

Will the Senate agre to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer an amendment at this time, to correct a typographical error, on page 3.

The PRESIDENT. Is there objection?

Mr. EDMONDS. Mr. President, I have no objection, and I think that the correction should be made, but I would like to ask the gentleman from Philadelphia, Senator Kephart, whether this printer's number we have before us, 432, contains all the amendments that have been offered.

The PRESIDENT. It is Senate Bill No. 753, Printer's Number 453.

Mr. KEPHART. For the information of the gentleman from Montgomery, the latest Printer's number on Senate Bill No. 753 is 453, which was just put on our desks a few minutes ago.

Mr. EDMONDS. Does Printer's number 453 have the amendments that were offered yesterday?

Mr. KEPHART. That is right, Mr. President. There is a typographical error on page 3.

The PRESIDENT. There being no objection, the Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend Section 4, page 3, line 9 by removing the bold faced bracket after the word "section" and placing a bold faced bracket after the word "of"]

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

REPORT FROM COMMITTEE

Mr. STEVENSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STEVENSON from the Committee on Municipal Government, reported as amended, House Bill No. 839, entitled:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess until 8:00 o'clock p. m.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER (John M. Walker) in the Chair.

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

BILLS INTRODUCED AND REFERRED

Mr. HALUSKA. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HALUSKA read in place and presented to the Chair Senate Bill No. 777, entitled:

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death; regulating such corporations and limiting the amount for which such corporations may issue policies.

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair Senate Bill No. 778, entitled:

An Act to further amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 685), entitled "An act designating certain life insurance companies as limited life insurance companies, and further describing the powers thereof," by further defining the powers of limited life insurance companies under certain conditions.

Which was committed to the Committee on Insurance.

REPORTS FROM COMMITTEES

Mr. WAGNER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WAGNER, from the Committee on Insurance, reported as committed, Senate Bill No. 638, entitled:

An Act to further amend section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and con-

solidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies. Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing domestic stock and mutual insurance companies other than life to transact outside of the United States, its territories and possessions, any and all forms of insurance or reinsurance other than life insurance or annuities, authorizing such companies to accept any and all kinds of reinsurance other than life insurance or annuities, and providing for the maintenance in either case of a minimum policyholders' surplus of one million five hundred thousand dollars.

He also, from the Committee on Insurance, reported as committed, Senate Bill No. 639, entitled:

An Act to amend paragraph eleven of subdivision (c) of section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amendnig, revising, and consolidating the law providing for the incorporation of insurance companies and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing domestic stock and mutual casualty insurance companies to make insurances against loss or damage to automobiles and airplanes, seaplanes dirigibles, or other aircraft, including loss or damage by fire and against perils to property resulting from the ownership, maintenance, or use of automobiles and airplanes, seaplanes, dirigibles, or other aircraft.

He also, from the Committee on Insurance, reported as committed, Senate Bill No. 640, entitled:

An Act to amend paragraph (2) of subdivision (b) of section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance, amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance compnaies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such compjanies, associations, and exchanges including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealnig existing laws," by authorizing domestic stock and mutual fire marine and fire and marine insurance companies to make insurances against loss by reason of legal liability for damage to property or bodily injury to the person arising from the ownership or maintenance or use of aircraft, automobiles, or other vehicles.

Mr. SCARLETT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. SCARLETT, from the Committee on Public Utilities, reported as committed, Senate Bill No. 716, entitled:

An Act to amend section eight of the act approved the twenty-first day of June, one thousand nine hundred and thirty-seven (P. L. 1969), entitled "An act relating to nonprofit cooperative corporations organized to engage in rural electrification, providing for the organization consolidation and dissolution of such corporations; prescribing the qualification for membership therein; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing cooperative or nonprofit corporations and associations within the provisions of this act; conferring powers, and imposing duties on certain State departments, commissions and officers; fixing fees; conferring the right of eminent domain; prohibiting the use of certain terms in the corporate names of other corporations; exempting such corporations from excise taxes; imposing on them a license fee; and exempting such croporations from the jurisdiction of the Pennsylvania Public Utility Commission, and from the provisions of the Securities Act", by providing that before a certificate of incorporation shall issue to an electric cooperative corporation the Pennsylvania Public Utility Commission shall find and determine certain facts and approve the articles of incorporation

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. JASPAN. Mr. President, I object to Senate Bill 716 being read for the first time.

The PRESIDING OFFICER. There being objection to Senate Bill No. 716 being read for the first time, said bill will appear on the Senate first reading Calendar tomorrow.

Does the gentleman from Delaware amend his motion to exclude Senate Bill No. 716?

Mr. HEYBURN. I do, Mr. President.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 78, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) entitled as amended "An act to provide revenue for State purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation" by excepting and excluding therefrom the obligations of municipal corporations by exempting scrip bonds certificates and evidences of indebtedness held in certain employes pension trusts and held under certain circumstances for the benefit of non-residents of this Commonwealth and by making further provision for the assessment collection and the making of payment of and report concerning the tax imposed by the act.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 103, entitled:

An Act making an appropriation to the Department of Property and Supplies for additions repairs and improvements to the buildings and grounds of the Pennsylvania Soldiers and Sailors Home at Erie.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreebaly to order,

The Senate prcoeeded to the first reading and consideration of House Bill No. 122, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property, providing for the assessment and collection of the same, providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes" by exempting and excluding therefrom all public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities by exempting personal property held in certain employee pension trusts and presonal property held under certain circumstances for the benefit of non-residents of this Commonwealth and by exempting annuities and shares of stock of corporations liable to a gross premium tax and shares of stock of corporations relieved of the capital stock tax

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first readnig and consideration of Senate Bill No. 638, entitled:

An Act to further amend scetion two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing domestic stock and mutual insurance companies other than life to transact outside of the United States, its territories and possessions, any and all forms of insurance or reinsurance other than life insurance or annuities, authorizing such companies to accept any and all kinds of reinsurance other than life insurance or annuities, and providing for the maintenance in either case of a minimum policyholders' surplus of one million five hundred thousand dollars.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 639, entitled:

An Act to amend paragraph eleven of subdivision (c) of section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing domestic stock and mutual casualty insurance companies to make insurances against loss or damage to automobiles and airplanes, seaplanes, dirigibles, or other aircraft, including loss or damage by fire and against perils to property resulting from the ownership, maintenance, or use of automobiles and airplanes, seaplanes, dirigibles, or other aircraft.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 640, entitled:

An Act to amend paragraph (2) of subdivision (b) of section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing domestic stock and mutual fire marine and fire and marine insurance companies to make insurances against loss by reason of legal liability for damage to property or bodily injury to the person arising from the ownership or maintenance or use of aircraft, automobiles, or other vehicles.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 668, entitled:

An Act to further amend clause (a) of section five hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343) entitled, "An act relating to the finances of the State government; providing for the settlement, assessment, collection and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every

political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes or to make returns or reports under the laws imposing taxse for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth"; permitting petitions for refunds to be made within three years of the final judgment of a court of competent jurisdiction holding an act to be unconstitutional or erroneously interpreted.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 671, entitled:

An Act to amend section six hundred eight of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," by requiring milk dealers to give daily reports of milk delivered by milk producers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 674, entitled:

An Act to further amend section thirty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in capativity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" increasing the maximum amounts of payment by the State in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 702, entitled:

An Act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name, style, or designation unless upon advertisement and the filing of an application to that effect in the offce of the Secretary of the Commonwealth and of the prothonotary; requiring non-resident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring couty commissioners, at the expense of the county, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application on the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 715, entitled:

An Act to further amend the title and the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled, as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by adding a new section; changing the provisions imposing inheritance taxes on personal property accounts in trust and transfers intended to take effect in possession or enjoyment at or after death; imposing additional duties on banks, safe deposit companies, trust companies, corporations, institutions or depositories, surviving parties of joint accounts or accounts in trust, persons, registers of wills and the Department of Revenue, and providing penalties; changing the provisions for rate of tax debts and deductions, the computation of tax on life estates or estates for years, the assessment of tax on future estates, the lien of taxes and commissions to be retained by registers of wills.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 723, entitled:

An Act to amend subsection (a) and further amend subsection (b) of section nine, of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the rights of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further regulating judicial review.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 724, entitled:

An Act to further amend subsection (b) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certifiy as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by making further provisions for designation and selection of representatives for purposes of collective bargaining.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 725, entitled:

An Act to amend clause (f) of subsection (1) of section six of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further defining and limiting unfair labor practices.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 740, entitled:

An Act to further amend clause (c) of section seven of the act, approved the first day of June, one thousand nine hundred and thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the boad to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, in cluding the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas courrt to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the boards; prescribing

certain penalties"; by limiting investigations made to determine representatives in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 750, entitled:

An Act authorizing the Department of Welfare with the approval of the Governor to establish additional institutions or to relocate present institutions for the care and treatment of persons afflicted with mental disorders or for the detention of persons sentenced by the courts; authorizing the Department of Property and Supplies to acquire by purchase or condemnation certain sites for such institutions; and to improve or erect buildings thereon; providing for the administration of relocated or new institutions; and empowering the Board of Commissioners of Public Grounds and Buildings to dispose of institutions no longer used.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 807, entitled:

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances for the State Government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended; by further regulating the procedure and the jurisdiction of the Board of Finance and Revenue relative to certain claims for refund; changing and restricting the right of the Commonwealth to impose interest on certain unpaid taxes and bonus when such taxes and bonus are not settled within a prescribed period of time, further providing for the report settlement and resettlement of taxes bonus and other accounts due the Commonwealth and for the furnishing of receipts for transfer inheritance and estate taxes; eliminating provisions for an Attorney General's commission and further regulating the procedure for filing petitions for resettlement, petitions for review, appeals to court.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 839, entitled:

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further regulating the affairs of boroughs and revising, amending and changing the law relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 873, entitled:

An Act to further amend sections fifteen and eighteen of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 466), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations, not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, beekeeping, and horticulture," providing for the termination of memberships, for filing summaries of audits; for involuntary winding up and dissolution of associations failing to file such summaries, exemptnig associations from payment of certain State taxes and the filing of reports relative thereto, and imposing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 874, entitled:

An Act to further amend the act, approved the thirtieth day of April, one thousand nine hundred twenty-nine (P. L. 885), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," providing for associations to be formed by two or more cooperative agricultural associations, removing certain limitations on holding of common stock; enlarging the powers to purchase stock of certain other corporations; providing for preferred stock in classes differing only as to rate of dividend, further regulating preferred stock dividends and patronage refunds; further regulating voting rights of stockholders, requiring filing of summaries of audits; imposing penalties, and changing the words "Auditor General" to the words "Secretary of Revenue."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1104, entitled:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion; providing for the organization of the various counties into soil conservation districts, the appointment of their officers and employes, and prescribing their powers and duties; creating the State Soil Conservation Commission in the Department of Agriculture and fixing

its powers and duties relative to the enforcement of this act; providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations thereto; providing for disposition and operation of existing districts; and repealing existing laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1139, entitled:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin with power to cooperate in abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia to authorize the Governor of the State to execute on behalf of this State a compact with representatives of other states for the purpose of forming the above-mentioned commission and creating a Potomac Valley Conservancy District providing for the appointment of the Pennsylvania members of said commission for the Commonwealth of Pennsylvania and their terms of office and providing an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1209, entitled:

An Act relating to and regulating the business of the use and disposition of the bodies of dead animals providing for the licensing of such business and the cancellation of such licenses authorizing the Department of Agriculture to promulgate rules and regulations therefor and imposing certain duties upon said department and providing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Thursday, April 26, 1945, at 11 o'clock a. m., Eastern War Time.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 8:46 o'clock p. m., Eastern War Time until Thursday, April 26, 1945, at 11 o'clock a. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 25, 1945

The House met at 1:30 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Rev. T. Victor Scott, Assistant Pastor of Pine Street Presbyterian Church, Harrisburg, a guest of the Chaplain, offered the following prayer:

Almighty God, who art from everlasting to everlasting, from whom proceed all power and dominion in heaven and earth, to whom we are indebted for all things, we now seek the transcendent blessings of Thy realized presence.

We pray Thee that thou wilt look with favor upon these Thy servants, the members of this House.

We pray that Thou wilt guide them in all their deliberations.

We pray that their trust may ever be in Thee, and in Thee alone.

We pray that they and all of us may live lives of integrity, doing nothing that would stain the flag of these United States, that would bring discredit on this Commonwealth, that would dishonor the name of God. This we ask through Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, April 24, 1945.

The Clerk proceeded to read the Journal of Tuesday, April 24, 1945, when, on motion of Mr. RUDISILL unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Mr. SALUS HOUSE BILL No. 1288

An Act making an appropriation to the Psychiatric Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 116.

An Act to further amend sections one, eleven and twelve of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by modifying certain definitions and imposing further powers and duties upon the retirement board, prescribing the rights and liabilities of withdrawing contributors and of disability annuitants.

Referred to the Committee on State Government.

SENATE BILL No. 132.

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania, abolishing County of Philadelphia as a separate political entity, and providing for administering of county functions by City of Philadelphia.

Referred to the Committee on Constitutional Amendments.

SENATE BILL No.. 355.

An Act for the prevention control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 402.

An Act to amend subsection B of section three of the act, approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262), entitled "An act relating to consumer credit in amounts of one thousand dollars ($1,000.) or less; requiring licenses from the Secretary of Banking; restricting licenses to domestic business corporations; fixing minimum capital requirements; conferring certain powers on the Secretary of Banking; limiting interest and other charges; providing certain exemptions; and imposing penalties," excluding domestic corporations owned exclusively by and for members of the medical and dental professions from the provisions thereof.

Referred to the Committee on Banking.

SENATE BILL No. 565.

An Act to further amend subsection (f) of section three, and the first paragraph of section four of the act approved the thirty-first day of July, one thousand nine hundred forty-one (P L. 644), entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell or lease certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities," by extending the time in which the development of projects may be initiated thereunder.

Referred to the Committee on State Government.

SENATE BILL No. 578.

An Act to further amend subsection (b) of section nine hundred thirteen, and section nine hundred seventy-eight point one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special, and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating certain filing fees required by said act.

Referred to the Committee on Elections.

SENATE BILL No. 667.

An Act to further amend clauses six, seven, twenty and twenty-three of section two of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," exempting from the provisions thereof motor vehicles engaged in the transportation of wood used in the manufacture of charcoal and wood chemicals.

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 673.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to convey to the County of Blair or the City of Altoona or to the County of Blair and the City of Altoona certain real property located in said county and heretofore acquired by the Commonwealth for development as an airport.

Referred to the Committee on State Government.

SENATE BILL No. 675.

An Act to repeal The General State Authority Act of 1935 and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth.

Referred to the Committee on State Government.

SENATE BILL No. 686.

An Act authorizing certain persons on active duty with the armed forces of the United States to act as notaries public, requiring certification of their authority in certain circumstances and fixing evidential value of instruments so acknowledged.

Referred to the Committee on Judiciary General

SENATE BILL No. 694.

An Act providing that any adjudication or decree of any orphans court which shall have become confirmed absolutely or shall have become final pursuant to the rules of such court shall be deemed to be final and definitive for all purposes.

Referred to the Committee on Judiciary General.

SENATE BILL No. 695.

An Act to amend section twelve hundred nine of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the suspension of the provisions for the burning and destruction of ballots and other papers at certain times, and the salvaging thereof.

Referred to the Committee on State Government.

SENATE BILL No. 721.

An Act to further amend section two hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," further regulating when a director may be elected solicitor to the board.

Referred to the Committee on Education.

SENATE BILL No. 722.

An Act to amend the act approved the fifteenth day of March, one thousand eight hundred ninety-nine (P. L. 8) entitled "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid," by further regulating appropriations made to land grant colleges.

Referred to the Committee on State Government.

SENATE BILL No. 734.

An Act authorizing the transferring to the Commonwealth of the properties and possessions of corporations formed for the support of a hospital for the insane and the disposition of unexpended moneys theretofore appropriated to such corporations.

Referred to the Committee on State Government.

PETITIONS AND REMONSTRANCES

The SPEAKER laid before the House the following petitions and remonstrances which were read by the Clerk.

UNFAIR EMPLOYMENT PRACTICES

Communications and telegrams from citizens and organizations in Pennsylvania favoring legislation prohibiting unfair employment practices and endorsing House Bill No. 354.

Referred to the Committee on Labor.

COAL MINING

Communication from Willard G. Shortz, Kingston, favoring passage of House Bills Nos. 406 and 409, regulating the mining of anthracite coal.

Referred to the Committee on Mines and Mining.

POSTAL SERVICE

Communication from the Philadelphia Post Office Clerks Union, No. 89, favoring passage of House Resolution No. 43, memorializing Congress to reclassify the salaries of the postal service.

Referred to the Committee on Rules.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 51, 146, 439, 474, 749 and 791

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 51, Printer's No. 166, entitled "An Act providing for the health and safety of persons employed in and about the coal mines of the Commonwealth of Pennsylvania the protection and preservation of property connected therewith the appointment of electrical inspectors by the Secretary of Mines with the consent and approval of the Governor the fixing of their salaries and necessary expenses incurred in the performance of their duties and the fixing of the qualifications which shall be possessed by persons appointed to the position of Electrical Inspector."

EDWARD MARTIN.

April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 146, Printer's No. 229, entitled "An Act to further amend the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the opera-

tion of vehicles tractors street cars trackless trolley amnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' changing the definition of "dealer" and limiting the delivery and issuance of temporary registration plates or markers"

EDWARD MARTIN.

April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 439, Printer's No. 352, entitled "An Act providing for the establishment in counties of the second class of the lot and block plan for the registration of land titles for the accumulation of county tax liens and for the enumeration of the parcels of real estate to be assessed for county city borough township school and institution district taxation providing for the incurring of indebtedness for the installation thereof and imposing duties upon the county controller and the deed registrar in each of such counties."

EDWARD MARTIN.

April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 474, Printer's No. 185, entitled "An Act providing for the granting of certificates of licensure to practice professions or work at any trade or occupation in this Commonwealth for which licenses are issued by any State board or other State agency to certain persons who served in the military or naval forces of the United States."

EDWARD MARTIN.

April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 749, Printer's No. 418, entitled "An Act to amend section eight hundred ninety-two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' permitting and protecting the sale of American War Mothers' carnations."

EDWARD MARTIN.

April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 791, Printer's No. 243, entitled "An Act to further amend section two of the act approved the ninth day of March one thousand eight hundred forty-seven (P. L. 278) entitled 'An act in relation to the sales of unseated lands in the several counties of this Commonwealth' by providing that the cost of advertising such sales shall be paid out of the proceeds of the sale."

EDWARD MARTIN.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. HOFFMAN for himself for the remainder of the week after 4 p. m. today.

Mr. NAGEL for himself for tomorrow's session because of illness in the family.

INTERROGATION

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I would like to ask the Majority Leader whether it is his intention to have a constitutional majority on his side of the House tomorrow and deal with the entire calendar, or whether he will only present a consent calendar?

Mr. LICHTENWALTER. Mr. Speaker, at the moment I could not answer the gentleman from Cambria's question. I certainly hope that we will have a constitutional majority on this side of the House. I have not checked the list of leaves of absence that may be requested this afternoon.

There was one case that was called to my attention in the last half hour where there was a death in the family, and the gentleman of course requests that he be excused.

I can not answer the gentleman's question at the moment, but it is certainly my intention and my hope that there will be a constitutional majority present.

Mr. ANDREWS. One further question, Mr. Speaker. If the Majority Leader has a constitutional majority present will he deal with the Calendar as a whole?

Mr. LICHTENWALTER. I will be very happy to confer with the gentleman regarding his inquiry with regard to the calendar tomorrow.

Mr. ANDREWS. I thank the gentleman.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. BOIES for himself after today's session.

Mr. BAUMUNK for himself for tomorrow's session because of death in the family.

COMMITTEE REPORTS

Mr. WAGNER from the Committee on Appropriations reported as committed House Bill No. 94, entitled:

An Act making an appropriaion to the Department of Forests and Waters for the use of the Pennsylvania State Park and Harbor Commission of Erie.

Mr. McCLESTER from the Committee on Appropriations reported as committed House Bill No. 138, entitled:

An Act authorizing the establishment, construction and maintenance of limited access highways and local service highways, and providing for closing certain highways; providing for the taking of private property and for the

payment of damages therefor, providing for sharing the costs involved, and for the control of traffic thereover, providing penalties and making an appropriation.

Mr. LEISEY from the Committee on Counties reported as committed House Bill No. 260, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of April, one thousand nine hundred twenty-seven (P. L. 403), entitled "An act fixing the salary of county commissioners in counties of the third, fourth, fifth and sixth classes," by increasing the salary of county commissioners in counties of the sixth class.

Mr. BOWER from the Committee on State Government reported as committed House Bill No. 1011, entitled:

An Act to amend the act approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2687), entitled "An act authorizing the Secretary of Property and Supplies, with the approval of the Governor, to enter into contract with persons, firms or corporations to erect office buildings, and to lease such office buildings for the use of the Commonwealth, the same to become the property of the Commonwealth upon termination of said lease," removing the authorization to contract for the erection of buildings.

Mr. FOX from the Committee on Counties reported as committed House Bill No. 1045, entitled:

An Act to reenact and amend the act approved the fourth day of May, one thousand nine hundred thirty-three (P. L. 276) entitled "An act fixing the compensation and mileage of jury commissioners in counties of the sixth class," extending the provisions thereof to counties of the fifth class.

Mr. STONIER from the Committee on State Government reported as committed House Bill No. 1089, entitled:

An Act making real estate owned by the Commonwealth or any agency thereof, subject to local taxes in certain cases, and providing for the payment of such taxes by the Commonwealth or the agency thereof.

Mr. CULLEN from the Committee on State Government reported as committed House Bill No. 1117, entitled:

An Act to further amend clauses six and nine of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further defining State employes and original members so as to extend the benefits of the act to employes of institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, acquired by the Commonwealth for actual use as State mental hospitals.

Mr. LONGO from the Committee on State Government reported as committed House Bill No. 1138, entitled:

An Act to preserve the purity of the waters of the Commonwealth and to regulate the sealing of coal mines, providing for the sealing of coal mines by the Sanitary Water Board and the payment of the costs thereof by the Commonwealth in certain cases, conferring powers and imposing duties on the Sanitary Water Board and the Department of Mines, imposing duties on the owners, operators and lessees of coal mines, and imposing penalties.

Mr. HEWITT from the Committee on Appropriations reported as committed House Bill No. 1225, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvement, development and maintenance of the plot of ground in the city of Erie, Pennsylvania acquired for the location of the Flagship Niagara.

Mr. COOK from the Committee on Motor Vehicles reported as committed House Bill No. 1246, entitled:

An Act to further amend subsections (a) and (b) of section four hundred eleven, and section five hundred six of the act approved, the first day of May, one thousand nine hundred twenty-nine, (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the high ways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof; upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds"; by further providing for the transfer of motor vehicles, trailers and semi-trailers from a husband to his wife and from a wife to her husband.

Mr. EWING from the Committee on Ways and Means reported as committed Senate Bill No. 208, entitled:

An Act to further amend Section one of the act approved the fifteenth day of July, one thousand eight hundred ninety-seven (P. L. 292), entitled "An act to provide revenue by taxation," by modifying the procedure for the collection and payment of tax.

Mr. EWING from the Committee on Ways and Means reported as committed Senate Bill No. 209, entitled:

An Act to further amend section one of the act, approved the thirteenth day of June, one thousand nine hundred seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporation,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto,' ap-

proved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance or trust companies" by reducing the rate of said tax and modifying the procedure for the collection and payment of said tax.

Mr. GYGER from the Committee on Judiciary Special reported as committed Senate Bill No. 459, entitled:

An Act to amend section six of the act, approved the twelfth day of June, one thousand eight hundred seventy-eight (P. L. 196), entitled "An act to consolidate revise and amend the penal laws of this Commonwealth," by fixing the time for the commencement and prosecution of indictments and for certain felonies committed by certain persons

Mr. LAUGHNER from the Committee on Corporations and Industry reported as committed Senate Bill No. 532, entitled:

An Act to amend section two of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 903) entitled "An act relating to corporations providing methods of determining what stockholders shall be entitled to vote at meetings or to receive dividends or allotments of rights or to exercise rights and the effect thereon of transfers of stock within sixty days of any election or meeting" by making further provision for such determination in lieu of closing the stock transfer books.

Mr. GOODLING from the Committee on Game reported as committed Senate Bill No. 628, entitled:

An Act to amend section thirteen hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," increasing the annual amount available for bear damages.

Mr. FROST from the Committee on Game reported as committed Senate Bill No. 629, entitled:

An Act to amend section six hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto"; permitting for purposes of conservation, the designation and posting of beaver colonies; prohibiting the trapping of beavers at any time in such colonies and imposing penalties.

Mr. McKINNEY from the Committee on Judiciary General reported as committed Senate Bill No. 644, entitled:

An Act to further amend section nine of the act, approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing for the payment of interest in certain claims.

Mr. BOORSE from the Committee on Corporations and Industry reported as committed Senate Bill No. 684, entitled:

An Act authorizing and empowering any corporation for profit, heretofore or hereafter organized under any general or special law of this Commonwealth, by action of its board of directors, to make contributions, out of its income in any taxable year, for public and charitable purposes, to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year, as returned by it to the Federal Government for income tax purposes, and ratifying contributions heretofore made.

Mr. ROOT from the Committee on Ways and Means reported as amended Senate Bill No. 573, entitled:

An Act to further amend section one of the act approved the fourth day of June one thousand nine hundred fifteen (P. L. 828) entitled "An act to provide revenue by imposing a State tax upon sales or agreements to sell or memoranda of sales of stock and upon deliveries or transfers of shares or certificates of stock in domestic and foreign corporations co-partnership associations and joint-stock associations providing the manner of collecting such tax and prescribing penalties" by modifying the rates of tax imposed by the said act

Mr. ROOT from the Committee on Ways and Means reported as amended Senate Bill No. 574, entitled:

An Act to amend section three of the act approved the fourth day of June one thousand nine hundred and fifteen (P. L. 828) entitled "An act to provide revenue by imposing a State tax upon sales or agreements to sell or memoranda of sales of stock and upon deliveries or transfers of shares or certificates of stock in domestic and foreign corporations, co-partnership associations, and joint-stock associations; providing the manner of collecting such tax, and prescribing penalties", by providing an alternative method of collection of such tax.

Mr. RAY L. RILEY from the Committee on Game reported as amended Senate Bill No. 577, entitled:

An Act to amend section seven hundred eight and to further amend clause (f) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the time limitation for tagging big game controlling the removal and transportation of big game requiring report of such killing and providing penalties

Mr. ROOT from the Committee on Banking reported as amended Senate Bill No. 641, entitled:

An Act to amend the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents; rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilege of dwelling houses or other buildings devised; the abatement

and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," as amended by further modifying the terms, qualifications, and other conditions under which the investment of trust funds may be made by fiduciaries.

Mr. BAKER from the Committee on Appropriations reported as committed House Bill No. 425, entitled:

An Act providing for the construction of a museum building and the acquisition and maintenance by the Department of Forests and Waters with the advice of the Bushy Run Battlefield Commission of lands adjacent to the Bushy Run Battlefield State Park and making an appropriation.

Mr. COHEN from the Committee on Appropriations reported as committed House Bill No. 293, entitled:

An Act providing for the appointment and expenses of a commission of three persons to study, revise and codify the law relating to decedents estates and to fiduciaries and making an appropriation.

Mr. ELDER from the Committee on Fisheries reported as amended Senate Bill No. 106, entitled:

An Act to further amend sections two hundred twenty, and two hundred eighty-five of the act approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters, and the boundary lakes, and boundary rivers of the Commonwealth," increasing the resident fishing license fee; and limiting the use of the money derived from such increase

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 231, 249, 477, 580, 645, 652, 653, 656, 657, 658, 666, 687, 689, 714, 727, 728, 729, 730, 731, 732, 736.

House Bills concurred in by Senate 61, 95, 177, 363, 414, 534, 553, 558, 621, 795, 1080.

Amended House Bills returned for concurrence 536, 1010.

Amended Senate Bill concurred in by Senate 423.

Resolutions for concurrence congratulating Moore Institute of Art. Extending thanks to Selective Service personnel.

Appointment of Conference Committee on H. B. 548.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. L. H. WOOD asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

PERMISSION TO ADDRESS HOUSE

Mr. LANE asked and obtained unanimous consent to address the House.

Mr. Speaker, I wish to call to your attention the fact that House Bill 258, amending the unemployment insurance act, was introduced into this House by the gentleman from Philadelphia, Mr. Cohen, and myself on January 23rd. On January 24th this bill was referred to the Committee on Workman's Compensation, and there it lies gathering dust, and I believe, marked for pickling by the officials of that committee.

I understand that His Excellency, the Governor, is favorable toward liberalizing the Workman's Compensation Act, and the Unemployment Insurance Act of this state, and I had hoped that the chairman would cooperate.

In these days, we need no definition of unemployment; we need no reminder of the lean and hard days, when millions were unable to obtain employment, and it is well to keep in mind, that in the days following the cession of hostilities, we may again be confronted, with the same problem, for which, we must, be prepared.

It is because we believe, that the unemployment question, is one of the most serious of all the factors of our economy, that we have given deep study to it, and it is, for this reason, that we have introduced this legislation, which I hope and trust, will aid in meeting any future unemployment problems which may eventuate in this Commonwealth.

Soup kitchens, and breadlines, have no place, in this America of ours, where it is never a question, of the production of sufficient supplies to meet our needs.

When we were forced to look upon millions of our citizens, who were willing to work, but, who were unable to obtain it, we must realize that there is something wrong with the machinery but seemingly, we do not know how to make repairs, nor how to build a new machine, which will not break down. I am willing to admit, that our bill is one which is intended to make repairs, to tide us over the period of breakdown, and give us an opportunity to work out a permanent solution.

All through the years, we have had the so-called panics, those days of financial depression, in which millions, are thrown out of employment, through no fault of their own.

It is not that we produce less; it is, that the machinery is out of order, and the break in the machine gets worse, as time goes on, and also, the suffering increases. The more inquiring among our peoples, are asking why this is so—our economists answer them with calculous and conic section theories; they tell them about cycles, balances, and great sheets of tables, which, they themselves do not understand. Those in the soup and bread lines look at each other, and are of course, disillusioned.

In an economy which breaks down periodically, those who are caught in the throes of depression, should not be made to suffer, nor to face disillusion in the bread lines, and eventually, lose confidence in this great democracy of ours.

The production and distribution mechanisms might have been in proper working order, but something had gone wrong in the financial or monetary planning. The farms and gardens, were as usual giving forth plenty, and the transportation systems were, ready to carry this production to the consumers; but, the trouble at the top

of the financial brackets, stalls the entire machine, men and women walked the streets, with horror of hunger in their eyes. Business was at a standstill.

Time was, when we waited for this tangle to straighten itself out, waiting for time itself, to cure depression, and of course, we let the hindermost suffer. But until some remedy is found, which will prevent the recurrence of depressions—and, that problem, is now receiving the attention of students of economy and government—there must be some consideration given to measures which will meet unemployment now.

After the cessession of hostilities in the great conflagration which is still raging, possibly there will be a period of considerable business activities, as there was after World War No. 1, but, this, may not last. It is my opinion, that steps should be taken now, at this legislative session, to meet that possibility, although, we all hope, that it will not develop. That is the purpose of House Bill 258.

It provides for improvements, in unemployment insurance, it is intended to advance morale, and if enacted, I am sure that it will do so—it will add to the feeling of security of workers, because they will know, that if they are unable to obtain employment, they will have recourse to an advanced unemployment insurance plan.

We all know, how the long waiting period before payments were made available, has hampered those in distress. The measure we have introduced covers this point. It reduces the waiting period from two weeks to one week. This will be an aid to those, who rely on insurance, which will be appreciated in time of stress. There is another very important feature in this bill. It provides for partial unemployment benefits. The experience of those who have administered the unemployment fund, has shown definitely, that such provision is required. Of course, this provision requires careful administration, to prevent any misuse of funds; but experience has shown thus far, that such administration has been a feature of the administrations of unemployment funds. We are approaching this whole question of unemployment with greater efficiency, and greater vision than has ever before been shown. This partial unemployment provision will take care of many cases which call for temporary, and partial aid in a time of lack of full employment.

Under-Employment Benefits, in the United States an article by B. M. Stuart and a publication of the National Labor Office, entitled Unemployment Insurance, advocate this plan in a general way. Recent Economic Changes, a publication of the National Bureau of Economic Research contains material along this line.

Under-employment is defined in these, as, unemployment within employment. This specialized meaning has developed, from recognition of the economic, as contrasted with the personal factors, operating for the large number who, though seeking work are unable to find it, and who, when cut off from economic support, see their thrift penalized, and their families paying in health, education, and unity.

Seasonal unemployment, recurs year after year, in many industries, with losses resulting in both work, and management. Various plans have been adopted, to cover these periods of seasonal unemployment, but none seem to have operated with complete success. Partial unemployment benefits, will also aid in covering these periods, and they also will assist in morale building, which is one of the important objectives of this bill.

Maximum payments available are increased under this measure, which is another, of its important features. It has been generally conceded, that the maximum payments were too low, and this change has long been urged, by those who are studying this whole problem. More than this, there is a provision, that, groups not now provided for, in unemployment insurance are made eligible for benefits. This also has long been under discussion by experts, who have agreed, that these groups should be covered by unemployment insurance.

In the enlightened view, of this question of unemployment insurance, it appears, that the paradox of millions in want, and hunger, while others are impoverished by storage and interest charges on food and clothing, which they cannot sell is being urged, against the too-long accepted theory, that social welfare is best brought about as a by-product of self-interest.

In my opinion, however, every depression has its influence in the trend toward regimentation, a condition which is emphatically not desirable, and which is bitterly opposed, by economists and favored by a very few.

I think House Bill 258 has features, which will help to solve some of the unemployment insurance problems, and which, will aid in halting any trend, toward this dangerous regimentation, which has been held to be, just around the corner.

I respectfully urge, that the Committee on Workmen's Compensation, give this bill, their serious thought and study, and report it to the floor of this House for a thor ugh debate. I do not claim that this bill contains all the answers, to the unemployment insurance problem; however, I am profoundly convinced, that it will be a step, in the right direction.

House Bill 258 has been studied by representatives of the American Federation of Labor. The Congress of Industrial Organizations, and United Mine Workers of America and they have, unanimously approved the provisions of this bill. Other highlights of this bill are that the maximum total compensation during a benefit year is raised from $288 to $572. The maximum number of compensable weeks is increased from 16 to 26 weeks.

Mr. LANE. Mr. Speaker, I desire to interrogate the Minority Whip, the gentleman from Westmoreland, Mr. Lovett.

The SPEAKER. Will the gentleman from Westmoreland permit himself to be interrogated?

Mr. LOVETT. I shall, Mr. Speaker.

Mr. LANE. I would like to ask the gentleman if he is a member of the Committee on Workmen's Compensation, Mr. Speaker.

Mr. LOVETT. I believe I am, Mr. Speaker.

Mr. LANE. I would like to ask the gentleman if the Committee on Workmen's Compensation ever considered House Bill 258?

Mr. LOVETT. In answer to the gentleman I might say that to my knowledge the Committee on Workmen's Compensation has never even had an organization meeting.

Mr. LANE. Do I understand the gentleman to say, Mr.

Speaker, that the Committee on Workmen's Compensation of this House never held a meeting?

Mr. LOVETT. To my knowledge that is true, Mr. Speaker.

Mr. LANE. I thank the gentleman.

Mr. Speaker, I would like to interrogate the gentleman from Allegheny, Mr. Moran.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. MORAN. I shall, Mr. Speaker.

Mr. LANE. I would like to ask the gentleman from Allegheny, Mr. Moran, if he is a member of the Committee on Workmen's Compensation?

Mr. MORAN. Mr. Speaker, in answer to the gentleman I would say that I am supposed to be a member of that committee, and I do not know anything about it only what I see in the paper.

Mr. LANE. I would ask the gentleman from Allegheny, Mr. Moran, if the Committee on Workmen's Compensation ever considered House Bill 258?

Mr. MORAN. In reply to the gentleman I would say that I do not see how they could have. They have never had a meeting to get organized to consider anything.

Mr. LANE. Do I understand the gentleman to state that the Committee never held a meeting?

Mr. MORAN. Not to my knowledge, Mr. Speaker.

Mr. LANE. I thank the gentleman.

Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Herman. I am sorry; he is not here. I withdraw that request.

I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. LANE. I would ask the gentleman from Elk, Mr. Sorg, is he is a member of the Committtee on Workmen's Compensation?

Mr. SORG. I am, Mr. Speaker.

Mr. LANE. I also desire to ask the gentleman if the Committee on Workmen's Compensation ever considered House Bill 258?

Mr. SORG. To my knowledge they did not, Mr. Speaker.

Mr. LANE. I would ask the gentleman, Mr. Speaker, if the Committee on Workmen's Compensation ever held a meeting?

Mr. SORG. Not to my knowledge, Mr. Speaker.

Mr. LANE. Do I take it then that the Committee on Workmen's Compensation was never organized? Is that correct?

Mr. SORG. That I do not know, Mr. Speaker.

Mr. LANE. I thank the gentleman. Mr. Speaker, I desire to interrogate the gentleman from Bedford, Mr. Foor.

The SPEAKER. Will the gentleman from Bedford permit himself to be interrogated?

Mr. FOOR. I shall, Mr. Speaker.

Mr. LANE. I would ask the gentleman from Bedford, Mr. Foor, if he is a member of the Committee on Workmen's Compensation?

Mr. FOOR. I am, Mr. Speaker.

Mr. LANE. I would ask the gentleman if that committee ever considered House Bill 258?

Mr. FOOR. To my knowledge, no sir.

Mr. LANE. I also would ask the gentleman if the Committee on Workmen's Compensation ever held a meeting?

Mr. FOOR. Not to my knowledge.

Mr. LANE. Then I am to understand the gentleman that the committee was never organized?

Mr. FOOR. I cannot answer that question.

Mr. LANE. I thank the gentleman. Mr. Speaker, I desire to interrogate the gentleman from Dauphin, Mr. Fox.

The SPEAKER. The Chair understands the gentleman asked unanimous consent to address the House.

Mr. LANE. That is correct, Mr. Speaker.

The SPEAKER. The gentleman is not addressing the House when he interrogates Members. The Chair will permit one more interrogation.

Will the gentleman from Dauphin permit himself to be interrogated?

Mr. FOX. I shall, Mr. Speaker.

Mr. LANE. Mr. Speaker, did the Chair say he will permit one more interrogation?

The SPEAKER. The gentleman from Dauphin, Mr. Fox.

Mr. LANE. I will withdraw my request to interrogate the gentleman from Dauphin, Mr. Fox, and I would like to interrogate the gentleman from Dauphin, Mr. Reese.

The SPEAKER. Will the gentleman from Dauphin, Mr. Reese, permit himself to be interrogated?

Mr. DAVID P. REESE, Jr. I shall, Mr. Speaker.

Mr. LANE. Mr. Speaker, I would like to ask the gentleman from Dauphin, Mr. Reese, if he is the Chairman of the Committee on Workmen's Compensation.

Mr. DAVID P. REESE, Jr. That is correct, Mr. Speaker.

Mr. LANE. I would ask the gentleman from Dauphin, Mr. Reese, if his committee ever considered House Bill 253?

Mr. DAVID P. REESE, Jr. It has not, Mr. Speaker.

Mr. LANE. I would like to ask the gentleman from Dauphin, Mr. Reese, if the Committee on Workmen's Compensation ever held an organization meeting.

Mr. DAVID P. REESE, Jr. It has not.

Mr. LANE. I thank the gentleman.

Mr. Speaker, in view of the statements which were made on the floor by the various members of this committee, including the Chairman, I desire the Chair to rule as to whether or not the Committee on Workmen's Compensation is a legally functioning committee of this House.

The SPEAKER. Will the gentleman please repeat his question?

Mr. LANE. In view of the statements that were made on the floor of this House by the various members of this committee, including the Chairman of the Committee on Workmen's Compensation, that this committee has never been organized. I desire the Chair to rule as to whether or not this committee is a legally functioning Committee of this House of Representatives in the Session of 1945.

The SPEAKER. Under Rule 27 of the House the Committee on Workmen's Compensation is a duly constituted Standing Committee of this House, and all its members were elected by the Members of this House.

Mr. LANE. Mr. Speaker, could you name me the Secretary of that Committee.

The SPEAKER. The Chair has no official knowledge of the organization of any committee.

QUESTION OF INFORMATION

Mr. LANE. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. LANE. Would it be possible for me to appeal from a decision of the Chair in regard to his ruling?

The SPEAKER. There has been no ruling; there was no point of order raised, consequently there is nothing from which to appeal. The Chair merely read the rule of the House.

Mr. LANE. Mr. Speaker, I regret taking up the time of the House at this particular time, but I asked the Chair a specific question as to whether or not the Committee on Workmen's Compensation was a legally functioning Committee in view of the fact that it has admitted that it has not been organized, and I ask for a ruling.

The SPEAKER. The Chair has stated very definitely that under Rule 27 that Committee is a duly constituted Committee, elected by the Members of this House.

Mr. LANE. In spite of the fact that it is not organized?

The SPEAKER. That has nothing to do with the fact that it is a legally constituted Committee. It is certainly legally existing. The Chair at no time attempts to control or influnece any Committee.

QUESTION OF INFORMATION

Mr. LANE. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. LANE. What action is it necessary for this House to take to bring about a meeting of the Committee on Workmen's Compensation?

The SPEAKER. The Chair will read Section 2 of Article III, of the Constitution of Pennsylvania,

> No bill shall be considered, unless referred to a Committee, returned therefrom, and printed for the use of the Members.

Rule 30 of this House provides that

> Each Committee shall have full power over the bill, resolution or other paper committed to it, . . .

The responsibility for the consideration of bills before being acted upon by this House is placed clearly under the provisions of the Constitution and the Rules of this House upon the Committees of the House and not upon the Chair. The Chairman acts only as the organ of the Committee in precisely the same manner as the Speaker of the House acts as the instrument of the House. It is the function of both to carry out the wish of the body over which they respectively preside.

That is the Chair's ruling.

Mr. LANE. I take it that is the Chair's ruling.

The SPEAKER. That is the ruling of the Chair.

Mr. LANE. Mr. Speaker, in view of the fact that you have ruled on this subject, and also because I believe we are not operating a democratic form of government by permitting a Chairman of a Committee to be the dictator on legislation which is committed to that committee, which I take it is thrown into the wastebasket, I regretfully appeal from the ruling of the Chair and I ask for a vote as to whether or not the Chairman of a committee has sole power over the bills.

Mr. ANDREWS. Mr. Speaker——

The SPEAKER. For what purpose does the gentleman rise?

Mr. ANDREWS. I would like to make a statement, Mr. Speaker. Would the gentleman from Washington yield to me?

The SPEAKER. Will the gentleman from Washington yield to the gentleman from Cambria, Mr. Andrews?

Mr. LANE. I will, Mr. Speaker.

Mr. ANDREWS. The question that the gentleman from Washington wants to propound to the Chair is what action the Members of the Committee which has failed to organize should take to compel the Chairman to call a meeting of the Committee, or meet upon their own initiative, and what process they would take in case the Committee met on its own initiative to gain possession of the bills in the keeping of the Chairman.

The SPEAKER. The Chair would inform the gentleman from Cambria that there are only two methods: one is a call by the Chairman; the other is a request signed by the majority of the members of the Committee asking for a meeting of the Committee.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. Mr. Speaker, in the event the Chairman declines to convene the Committee and the Members of the Committee fail themselves to call a meeting, what is the jurisdiction of the House to require the Committee to meet and act, or if the Committee declines to act, to gain possession of the bills in the Chairman's keeping.

The SPEAKER. The only other method would be for the House to move to discharge the Committee from the consideration of the bills.

Mr. ANDREWS. Can we discharge the Chairman?

The SPEAKER. That would include the Chairman because it would include the entire Committee. He is a member of the Committee.

Mr. ANDREWS. I mean, is it possible for the House to replace the Chairman?

The SPEAKER. That is an appointment of the Speaker of the House, and is not in the control of the House. The power to appoint, of course, carries with it the power to remove.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I rise to a further parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. I gather that in the event the Chair has reason to question the conduct of the Chairman of a Committee the Chair can replace that Chairman?

The SPEAKER. Power of appointment rests with the Speaker of the House so far as Committee Chairmen are concerned.

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the Chairman of the non-existent committee.

The SPEAKER. Will the gentleman, if there such a thing as a non-existent committee, permit himself to be interrogated?

Mr. DAVID P. REESE, Jr. I shall, Mr. Speaker, under my nom de plume.

Mr. ANDREWS. Mr. Speaker, would the Chairman of the vigilent, industrious, hardworking Committee of which he is Chairman permit himself to be interrogated?

Mr. DAVID P. REESE, Jr. I shall, Mr. Speaker.

Mr. ANDREWS. In order to end the discussion and controversy and such action as might be necessary for the minority party to take, Mr. Speaker, would the gentleman consent to follow the line of the other Chairmen of the other Committees and organize his Committee and pass upon some of the bills in his possession?

Mr. DAVID P. REESE, Jr. That has already been decided, Mr. Speaker, favorably.

Mr. ANDREWS. Do I gather then that the Chairman will organize his committee?

Mr. DAVID P. REESE, Jr. There is no question about that, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, a further question, will it be soon or on the final day of the session?

Mr. DAVID P. REESE, Jr. It will be sooner than the gentleman would expect, Mr. Speaker.

Mr. ANDREWS. I thank the gentleman, and I hope it satisfies the gentleman from Washington.

Mr. LANE. Mr. Speaker, I thank the gentleman from Dauphin, Mr. Reese, and I hope the meeting is soon.

RESOLUTION

SENATE REQUESTED TO FURNISH CERTIFIED COPIES OF BILLS

Mr. DALRYMPLE asked and obtained unanimous consent to offer a resolution and for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 24, 1945.

Whereas, Senate Bill No. 319, Printer's No. 192, entitled:

An Act to further amend section thirty-two of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors, of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniiture and household goods, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

Senate Bill No. 320, Printer's No. 193, entitled:

An Act to further amend section thirty-one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

Senate Bill No. 321, Printer's No. 194, entitled:

An Act to further amend section thirty-one of the act approved the seventh day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporation real estate brokers rental agents and boards of school directors and imposing penalties" by further regulating the check-up of registered electors

Senate Bill No. 322, Printer's No. 195, entitled:

An Act to further amend section thirty-one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of election and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further regulating the check-up of registered electors

Senate Bill No. 323, Printer's No. 196, entitled:

An Act to further amend section thirty of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors

in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further regulating the check-up of registered electors

The official copies of which were referred by the Speaker to the committee on Elections of the House, Tuesday, March 27, 1945, said bills having been considered by the Committee on Elections and ordered reported to the House as amended, Tuesday, April 10, 1945. The member assigned to report these bills has informed the chairman of the House Elections Committee that they have been lost.

Be it resolved, That the Chief Clerk of the House is hereby directed to request the Senate to furnish the House certified copies of the aforementioned bills, which copies shall be given to the Committee on Elections and receipted for in the Committee Record Docket in the Chief Clerk's office, and they shall be substituted for the original official copies of the bills, authorized to be reported to the House, by the Committee on Elections.

On the question,
Will the House adopt the resolution?
It was adopted.

PERSONAL PRIVILEGE

Mr. HOFFMAN. Mr. Speaker, I rise to a question of personal privlege.

Mr. SPEAKER. The gentleman will state it.

Mr. HOFFMAN. Mr. Speaker, I would like to make a statement in connection with House Bill 568, Printer's No. 593.

Owing to enforced absence that prevented my personal presence on the floor of the House on April 19 when House Bill 568, Printer's No. 593 was undergoing final passage I was not able to express my interest and vote on that bill, and I am making this statement for the purpose of having no misapprehension concerning my relationship to the school teachers' salary bill.

I think the members of the Committee on Education and the Majority Floor Leader and others of the Members of the House will recognize my activity and my interest in House Bill 568, and except for the circumstances which prevented my personal presence on the floor of the House at that time I would have been glad to vote for that bill. My vote is registered on first and second reading of the bill, and during the time the bill was under consideration members of the Board of Education will indicate just what my interest was on that bill.

For that reason, with the permission of the Speaker and the Members of the House I am making this explanation to appear upon the records of the Journal.

BILLS REPORTED FROM COMMITTEE READ FIRST TIME

Mr. LICHTENWALTER. Mr. Speaker, I request consent that all bills reported from Committees as committed be read for the first time.

The SPEAKER. Will the House give its unanimous consent to the reading of the bills reported from committee as committed for the first time? Is there objection? The Chair hears none and consent is granted.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 94, entitled:

An Act making an appropriation to the Department of Forests and Waters for the use of the Pennsylvania State Park and Harbor Commission of Erie.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 138, entitled:

An Act authorizing the establishment, construction and maintenance of limited access highways and local service highways, and providing for closing certain highways; providing for the taking of private property and for the payment of damages therefor, providing for sharing the costs involved, and for the control of traffic thereover, providing penalties and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 260, entitled:

An Act to amend section one of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 403), entitled "An act fixing the salary of county commissioners in counties of the third, fourth, fifth and sixth classes," by increasing the salary of county commissioners in counties of the sixth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1011, entitled:

An Act to amend the act approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2687), entitled "An act authorizing the Secretary of Property and Supplies, with the approval of the Governor, to enter into contract with persons, firms or corporations to erect office buildings, and to lease such office buildings for the use of the Commonwealth, the same to become the property of the Commonwealth upon termination of said lease," removing the authorization to contract for the erection of buildings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1045, entitled:

An Act to reenact and amend the act approved the fourth day of May, one thousand nine hundred thirty-three (P. L. 276) entitled "An act fixing the compensation and mileage of jury commissioners in counties of the sixth class," extending the provisions thereof to counties of the fifth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1089, entitled:

An Act making real estate owned by the Commonwealth or any agency thereof, subject to local taxes in certain cases, and providing for the payment of such taxes by the Commonwealth or the agency thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1117, entitled:

An Act to further amend clauses six and nine of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employe retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further defining State employes and original members so as to extend the benefits of the act to employes of institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, acquired by the Commonwealth for actual use as State mental hospitals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1138, entitled:

An Act to preserve the purity of the waters of the Commonwealth and to regulate the sealing of coal mines, providing for the sealing of coal mines by the Sanitary Water Board and the payment of the costs thereof by the Commonwealth in certain cases, conferring powers and imposing duties on the Sanitary Water Board and the Department of Mines, imposing duties on the owners, operators and lessees of coal mines, and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1225, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvement, development and maintenance of the plot of ground in the city of Erie, Pennsylvania acquired for the location of the Flagship Niagara.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1246, entitled:

An Act to further amend subsections (a) and (b) of section four hundred eleven, and section five hundred six of the act approved the first day of May, one thousand nine hundred twenty-nine, (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof; upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" by further providing for the transfer of motor vehicles, trailers and semi-trailers from a husband to his wife and from a wife to her husband.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 208, entitled:

An Act to further amend Section one of the act approved the fifteenth day of July one thousand eight hundred ninety-seven (P. L. 292) entitled "An act to provide revenue by taxation" by modifying the procedure for the collection and payment of tax

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 209, entitled:

An Act to further amend section one of the act approved the thirteenth day of June one thousand nine hundred seven (P. L. 640) entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto for the insurance of owners of real estate mortgages and others interested in real estate from loss by reason of defective titles liens and encumbrances and of companies entitled to the benefits of and of companies having any of the powers of companies entitled to the benefits of an act entitled 'An act conferring upon certain fidelity insurance safety deposit trust and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act entitled "An act to provide for the incorporation and regulation of certain corporations" approved April twenty-ninth Anno Domini one thousand eight hundred and seventy-four and of the supplements thereto' approved June twenty-seventh one thousand eight hundred and ninety-five commonly known as title insurance or trust companies" by reducing the rate of said tax and modifying the procedure for the collection and payment of said tax

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 459, entitled:

An Act to amend section six of the act approved the twelfth day of June one thousand eight hundred seventy-eight (P. L. 196) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" by fixing the time for the commencement and prosecution of indictments for certain felonies committed by certain persons

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 532, entitled:

An Act to amend section two of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 903) entitled "An act relating to corporations providing methods of determining what stockholders shall be entitled to vote at meetings or to receive dividends or allotments of rights or to exercise rights and the effect thereon of transfers of stock within sixty days of any election or meeting" by making further provision for such determination in lieu of closing the stock transfer books.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 628, entitled:

An Act to amend section thirteen hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" increasing the annual amount available for bear damages

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 629, entitled:

An Act to amend section six hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" permitting for purposes of conservation the designation and posting of beaver colonies prohibiting the trapping of beavers at any time in such colonies and imposing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 644, entitled:

An Act to further amend section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of assembly" providing for the payment of interest in certain claims

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 684, entitled:

An Act authorizing and empowering any corporation for profit heretofore or hereafter organized under any general or special law of this Commonwealth by action of its board of directors to make contributions out of its income in any taxable year for public and charitable purposes to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year as returned by it to the Federal Government for income tax purposes and ratifying contributions heretofore made

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 293, entitled:

An Act providing for the apopintment and expenses of a commission of three persons to study revise and codify the law relating to decedents estates and to fiduciaries and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon members of the Senior classes of Calley Township High School, Dushore High School and Elkland Township High School, all of Sullivan County, who are the guests of the gentleman from Sullivan, Mr. Baumunk.

We are pleased to have you visit us today and hope you will come back again.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. DIX asked and obtained permission for the Committee on Fisheries to meet during the session of the House.

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess for thirty minutes for the purpose of permitting the Democratic Caucus to meet in the old House Caucus Room. Is there objection? The Chair hears none a recess is declared.

AFTER RECESS

The time of recess having expired the House was called to order.

The SPEAKER (Ira T. Fiss) in the Chair.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being intorduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 231.

An Act to amend section seven of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities person association or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" providing for and regulating the change of width grade lines or location of state highways in such cities the ascertainment and assessment of damages and benefits to abutting property in connection therewith and the payment of damages by cities and the Commonwealth including the cost of the removal of certain structures and making appropriations from the Motor License Fund

Referred to the Committee on Highways.

SENATE BILL No. 249.

An Act to amend section one of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 323), entitled "An act abating certain tax penalties and interest on unpaid county, city, borough, town, township, school district, poor district, and county institution district taxes, with certain exceptions; prohibiting the sale of real property for the nonpayment of any such taxes for a certain period; and preserving certain tax liens and providing for the extension thereof," by reinstating and extending the benefits of said act to persons having defaulted in the payments due in one thousand nine hundred forty-four, and changing the time when the current taxes must be paid during the remainder of the installment period.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 477.

An Act relating to the recovery of possession by the owner of leased or demised premises from sublesse holding over after termination of the original lease; requiring notice to be given and prescribing procedure.

Referred to the Committee on Judiciary General.

SENATE BILL No. 645.

An Act to amend section five of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955) entitled "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum slearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Board of Housing, and certain other State officers and departments," bv providing for the appointment of members of an authority.

Referred to the Committee on State Government.

SENATE BILL No. 652.

An Act to amend the title and further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 662) entitled "An act relating to retirement from the Pennsylvania National Guard"; extending the provisions thereof to the Pennsylvania State Guard; and making changes with respect to advance in grade of retiring officers and enlisted men.

Referred to the Committee on Military Affairs.

SENATE BILL No. 653.

An Act to amend the act, approved the sixteenth day of March, one thousand nine hundred thirty-seven (P. L. 100) entitled "An act directing the Department of Military Affairs to select, procure, furnish, and award certain decorations, medals, and badges," providing for additional decorations, medals, and badges; and changing the procedure for awarding the same.

Referred to the Committee on Military Affairs.

SENATE BILL No. 656.

An Act to amend clause (a) of section three hundred one, clauses (a), (b), (c) and (f) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g), and four hundred twenty-eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employers' rights of subrogation; adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

Referred to the Committee on Workmen's Compensation.

SENATE BILL No. 657.

An Act to further amend clauses (a), (b), (c), (f) and (h) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employers' rights o subrogation, adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

Referred to the Committee on Workmen's Compensation.

SENATE BILL No. 658.

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder.

Referred to the Committee on Workmen's Compensation.

SENATE BILL No. 666.

An Act to further amend the title, and sections one to twelve both inclusive, of the act, approved the nineteenth day of March, one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization, government, discipline, maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania, or any part thereof, shall be in active service of the United States," by changing the name of the Pennsylvania State Guard to Pennsylvania Guard; and increasing the amount of allowances permitted for officers' uniforms and equipment

Referred to the Committee on Military Affairs.

SENATE BILL No. 687.

An Act to amend sections eleven hundred and five and eleven hundred and fifteen of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by creating a conclusive presumption that roads not used for public travel or maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years have been vacated and by providing a procedure for the vacation of roads not used for public travel and not maintained or kept in repair for a period of ten years

Referred to the Committee on Highways.

SENATE BILL No. 689.

An Act to amend subsection (b) of section sixteen of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom," further regulating conveyances of real estate one year after the death of testator

Referred to the Committee on Judiciary General.

SENATE BILL No. 714.

An Act to amend sections eight, nine and thirteen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County; providing for the creation of the Pennsylvania Turnpike Commission, and conferring powers and imposing duties on said commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth, payable solely from tolls, to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such bonds exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for the issuance of additional bonds and regulating the sale and the use of the proceeds thereof.

Referred to the Committee on State Government.

SENATE BILL No. 727.

An Act to provide for the sentencing of male persons convicted of certain crimes, the commitment of defective delinquents and repealing certain laws.

Referred to the Committee on Welfare.

SENATE BILL No. 728.

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Welfare the Pennsylvania Correctional, Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution"; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

Referred to the Committee on Welfare.

SENATE BILL No. 729.

An Act creating certain penal and correctional institutions and boards of trustees to manage them; abolishing certain penal and correctional institutions; imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

Referred to the Committee on Welfare.

SENATE BILL No. 730.

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents creating a board of trustees to supervise and manage such institutions regulating the admission and cost of care and maintenance of such juvenile delinquents.

Referred to the Committee on Welfare.

SENATE BILL No. 731.

An Act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents.

Referred to the Committee on Welfare.

SENATE BILL No. 580.

An Act to further amend section three of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 912), entitled "An act to protect the public health; defining and providing for the licensing of bakeries, and regulating the inspection, maintenance, and operation of bakeries and premises, stores and shops connected therewith; defining and regulating the manufacture, sale, and offering for sale of bakery products; conferring powers on the Department of Agriculture; and providing penalties," by eliminating certain requirements concerning wrappers.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 732.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Welfare boards of trustees for certain penal, correctional and delinquent defective institutions, defining their powers and duties and changing the powers and duties of certain other penal, correctional and defective delinquent institutions.

Referred to the Committee on Welfare.

SENATE BILL No. 736.

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes

Referred to the Committee on Counties.

SENATE MESSAGES

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 423.

An Act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof conferring exclusive jurisdiction on certain courts over rates

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 548

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 548, entitled:

An Act providing that when the contract of a fiduciary is made by him or approved by court inadequacy of price or an offer to deal on other terms, shall not relieve the fiduciary of his obligation or constitute ground for any court to set aside the contract or to refuse to enforce it

And has appointed Messrs. Becker, Berger and Gourley a committee of conference to confer with a similar committee of the House of Representatives, already appointed, on the subject of the differences exitsing between the two houses in relation to said bill.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 61.

An Act to amend section one thousand two hundred one of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by clarifying certain definitions and authorizing reimbursement by the Commonwealth in certain cases

HOUSE BILL No. 95.

An Act conferring upon the Councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries wages or other compensation of officers clerks

and employes of the Courts which are fixed by law or by the Courts

HOUSE BILL No. 177.

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" extending the retirement provisions relating to former teachers to additional persons who separated from school service prior to the first day of July one thousand nine hundred nineteen

HOUSE BILL No. 363.

An Act to further amend the act approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act to promote the public health and safety, by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers, and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties," by further regulating requirements for examinations, licenses and fees, and revising the powers and duties of the department and revising penalties

HOUSE BILL No. 414.

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by increasing the minimum amount to be paid to certain persons on retirement

HOUSE BILL No. 534.

An Act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May, one thousand nine hundred twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by making certain provisions now applicable to parks in second class counties only, applicable to parks in all classes of counties.

HOUSE BILL No. 553.

An Act to further amend section two hundred twelve of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws," changing the retaliatory provisions of law so as to equalize the burdens and prohibitions as herein defined placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth

HOUSE BILL No. 558.

An Act to amend subsection (e) of section three of the act approved the first day of August one thousand nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called to military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund; reserving all rights and privileges of employes granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" limiting the amount of refund payable to such employes who resign or fail to return to their employment and providing for payments to school districts

HOUSE BILL No. 621.

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity and regulating the same

HOUSE BILL No. 795.

An act to further amend clause (f) of section two hundred one and to add clause (n) to section two hundred one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources

HOUSE BILL No. 1081.

An Act to amend clause twelve of section three of the act approved the tenth day of May one thousand nine hundred and thirty-nine (P. L. 111) entitled "An act relating to and providing for the promotion and development of business industry and commerce in the Commonwealth conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth abolishing the Pennsylvania State Publicity Commission terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to the Department of Commerce and repealing certain laws" providing for the inspection of mineral production the gathering and compilation of composite statistics for reports to the General Assembly by agencies administering production control plans and for their termination of such plans under certain circumstances

With the information that the Senate has passed the same without amendment.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 502, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors and comparing and correcting the general and district registers

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS PASSED OVER

The SPEAKER. The following amended bills on first reading are not on file and will be passed over:

House Bill No. 41, Printer's No. 652
House Bill No. 280, Printer's No. 667
House Bill No. 516, Printer's No. 668
House Bill No. 559, Printer's No. 669
House Bill No. 956, Printer's No. 666
House Bill No. 957, Printer's No. 663
House Bill No. 958, Printer's No. 665 and
House Bill No. 959, Printer's No. 664.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 469, entitled:

An Act to repeal the act, approved the twenty-first day of March, one thousand nine hundred twenty-nine (P. L. 34), entitled "An act authorizing the judges of the courts of common pleas and orphans' courts in counties of the third class to employ stenographers, typists, and clerks to facilitate the business of the courts, and to provide and validating former employments and payments therefor."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 67, entitled:

An Act making an appropriation to the Department of Health for the acquisition of land by purchase or condemnation the construction and equipment of a State Health Laboratory the construction of buildings the improvement furnishing and repairs of the State Sanatoria and the Crippled Children's Hospital for the payment by the Commonwealth of a share of the cost of preparing plans and surveys for sewage or industrial waste treatment plants and for the payment by the Commonwealth of a share of the cost of constructing such industrial waste plants for sealing abandoned coal mines for stream clearance including the purchase or condemnation of lands easements or right of ways and the acquisition or construction of pipes conduits or tunnels and pumps and pumping equipment and for experimental and research work relating to the pollution of streams and the prevention thereof

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 68, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land park and the development and use thereof for reforestation for the work of the department with respect to forests and forest land and for the acquisition by purchase condemnation or gift of land for State Parks and for the development thereof and for stream channel improvement and other stream clearance of any type for flood control and for encouragement of proper forest practices by private land owner for payment by the Commonwealth of a share of the cost of preparing plans and estimates for the construction of plants for the treatment of industrial waste and for the payment by the Commonwealth of a share of the cost of constructing such plants for conducting experiments and research to determine approved methods for controlling stream pollution and treating acid mine drainage and industrial waste and for the purchase or condemnation of lands easements or right of ways and the acquisition or construction of pipes conduits drains or tunnels and pumps and pumping equipment

The first, second and third sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. COHEN. Mr. Speaker, I would like to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. COHEN. May I ask the gentleman whether or not this is one of a series of bills which were introduced to carry out the recommendations of the Post War Planning Commission?

Mr. LICHTENWALTER. Mr. Speaker, I do not know that this is one of a series of bills to carry out the recommendations of the Post War Planning Commission. I believe that this is a bill that the Governor recommended in his message to the General Assembly.

Mr. COHEN. Then the gentleman cannot say whether or not this is a Post War Planning Commission recommendation?

Mr. LICHTENWALTER. No, I cannot, Mr. Speaker.

On the question recurring,

Will the House agree to the title?

It was agreed to.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 139, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State Teachers Colleges and Cheyney Training School for Teachers the Pennsylvania Soldiers' Orphan School the Thaddeus Stevens Industrial School the Pennsylvania Oral School for the Deaf at Scranton the Pennsylvania State College historical monuments markers or properties in the custody of the Pennsylvania Historical Commission for purchase or condemnation of land for construction of new buildings for repair and alteration to and replacement of existing buildings and for architectural and engineering services for fixtures equipment sewage treatment plants water supply and electrical and other facilities

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 156, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at any existing or new Stateowned institutions within the Department of Welfare for purchase or condemnation of land for construction of new buildings for repair and alterations to and replacement of existing buildings and for architectural and engineering services fixtures equipment sewage treatment plants water supply electrical and other facilities

The first section was read.

On the question,

Will the House agree to the section?

Mr. COHEN. Mr. Speaker, I desire to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. COHEN. Will the gentleman tell me, Mr. Speaker, whether or not this bill is based upon the appropriation of money to carry out plans of the Post War Planning Commission?

Mr. LICHTENWALTER. Mr. Speaker, I cannot say whether this bill is based upon the appropriation to carry out the recommendations of the Post War Planning Commission, but again I would say that this is a part of the over-all plan of the Governor to take care of the surplus appropriation.

Mr. COHEN. Mr. Speaker, can the gentleman tell me whether he knows whether the Post War Planning Commission have any plans?

Mr. LICHTENWALTER. Mr. Speaker, I imagine that the Post War Planning Commission has plans. Definitely this bill sets up a certain amount of money for a certain type of work that was recommended by the Governor. I have not seen and I have not been particularly concerned so far as these bills go as to whether they were part of the plans of the Post War Planning Commission or not. They were recommendations made in the Governor's message to carry out the program.

Mr. COHEN. I thank the gentleman. There is no objection to section one.

The first section was agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. COHEN. Mr. Speaker, I should like to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. COHEN. The reading of Section 2 indicates to me that it is money appropriated for the purpose of an institutional program under the Department of Welfare and gives the Department of Property and Supplies the right of fixing what is to be expended, including the right of fixing what is to be expended when, where and why, and that with the approval of the Governor. Am I right in that understanding?

Mr. LICHTENWALTER. That is correct, and that is the recommendation of the Department of Welfare.

Mr. COHEN. And has that been the usual procedure in the past on institutional programs to have the Department of Property and Supplies given veto power over the Department of Welfare or any other department?

Mr. LICHTENWALTER. No, it is not, Mr. Speaker, and I would not say that this would be an exact veto power by the Department of Property and Supplies.

Mr. COHEN. Can the gentleman deny that if the Welfare Department were to determine to build a penitentiary at Reading, Pennsylvania, to expend two million dollars, that that determination could be overruled or amended or revised either upwards or downwards by the Department of Property and Supplies, and would then be in position to be approved or disapproved by the Governor?

Mr. LICHTENWALTER. I would say that is not so, Mr. Speaker.

Mr. COHEN. Can the gentleman tell me why the Department of Property and Supplies has to be in the picture at all?

Mr. LICHTENWALTER. I would say, Mr. Speaker, that the Department of Property and Supplies has to be in the picture because you are appropriating, I would say, a certain sum of money to carry on the work of building new institutions, penal institutions and other institutions for that department. Certainly if you are appropriating this money to the Department of Property and Supplies it

would just take the recommendation of the Department of Welfare and we might have the entire amount of the appropriation expended at one particular place, and maybe in excess of the amount appropriated under this bill. Therefore, I think it is just a matter of control.

Mr. COHEN. Mr. Speaker, does the gentleman know of any other instances where the Department of Property and Supplies has the right to determine

> The amount of the foregoing appropriation to be expended for or upon any project for any particular institution shall be determined with the approval of the Governor by the Department of Property and Supplies after recommendation by the Department of Welfare.

Mr. LICHTENWALTER. Yes, Mr. Speaker, I would say in many instances we have so appropriated. I can think of an instance that happened very recently in my own county, where the Fish Commission was to purchase the Trexler hatchery, and the amount of money involved was determined by the Department of Property and Supplies. I believe that has been the practice over many years.

Mr. COHEN. Mr. Speaker, I should like to ask the gentleman whether this bill is the beginning of a program of institutional building and maintenance under the Department of Welfare that we intend and hope will continue for the next several years?

Mr. LICHTENWALTER. It is, Mr. Speaker.

Mr. COHEN. Will the gentleman tell me whether I am correct or not when I urged that the so-called Post War Planning Commission have some plans on this?

Mr. LICHTENWALTER. Mr. Speaker, I know of no such plans. I understand it is the Governor's program. The bill has passed the Senate, and I believe it will be up for consideration in the House before long. It is a program instituted entirely by the Governor and he has appointed a committee to study this problem. I have no diagram of any Post War Planning Commission plans.

Mr. COHEN. Will the gentleman tell me whether there is a Post War Planning Commission?

Mr. LICHTENWALTER. I think the gentleman is well aware that there is a Post War Planning Commission, and I think the gentleman knows it because he knows there is a Housing program.

Mr. COHEN. Will the gentleman tell me where they are hiding?

Mr. LICHTENWALTER. For the information of the gentleman, I believe when we started this session they had to move. They were on "E" floor somewhere in the center of the capitol building and had to move over to the north wing due to the requirements of the Senate, because even the Post War Planning Commission could not hamper the operations of the efficient Senate of Pennsylvania.

Mr. COHEN. It is my opinion, Mr. Speaker, that they probably will not hinder or hamper the work of the Senate or of anybody in Pennsylvania if they keep hiding where they are.

Mr. ANDREWS. Mr. Speaker, in connection with all of these appropriation bills I desire for the purposes of the record to enter a protest, a general dissent. We are making history, legislative history and abandoning the traditions of many, many years as to legislative practice if we proceed upon the course that those in command have evidently determined we shall pursue.

You hear much about what His Excellency the Governor has planned. We hear much about what a Planning Commission is supposed to have planned. We hear much about the rights to be exercised by departments, but nowhere in the midst of all this planning do I hear mention of the Legislature. This program to which this House is evidently committed involves the abdication of Legislative function. There was a time when this Legislature said to the departments, "This much you shall spend for this particular purpose," and then it said to the Governor, "This much you shall spend for this particular purpose." Now we hand over to the Department of Health ten or twelve or thirteen million dollars, a blank check beyond the control of this House, and we hand over to the Department of Forestry a blank check involving millions, and in the expenditure of which this House has no voice and will have no voice.

At this late period in the session we cannot on our side draw a program presenting a legislative blueprint of how the state money should be spent, but I am saying to you gentlemen, that if you accept these bills as a precedent you are passing your legislative powers into the hands of the Departmentts, and you might as well meet here with a rubber stamp in the beginning of the session and vote His Excellency the Governor five hundred million dollars to spend as he pleases.

I hear in this House too these words, "You must be loyal to the administration." And I am asking you vested with the legislative power, who is and what is the administration if you are not, and whether there is any implied obligation on the part of Legislators to be more loyal to a Department or to the Governor than there is on the part of the Department or Governor to be loyal to the wishes and desires of this Legislative body?

I am tired and weary of the spectacle presented when committees crawl under the table with a program because some one in the Department objected to a bill, and because somebody from the Department objected to the bill and it never comes out. This legislative program represents the power of the Departments and the bureaus at their zenith. Never before in the history of Pennsylvania have we passed to them un-numbered millions to spend as they please.

Now, gentlemen, I want it understood that that is your program; it is not our program. We do not agree to the theory, and we file our protest as a matter of record.

Mr. LICHTENWALTER. Mr. Speaker, to be very brief in reply to the gentleman, I did not know that we were going to discuss this program at this time when these bills were on second reading. I thought that they would probably be discussed on third reading and final passage.

I will admit that we are probably establishing a new precedent, but after all, Mr. Speaker, it is a precedent almost unheard after the Commonwealth of Pennsylvania incurred during the Earle administration a debt of seventy-one million dollars which through economy was paid off during the Republican administration, and that surplus having increased to an amount that certainly has not been heard of in Pennsylvania for many years. We are meeting in this Legislative session during abnormal times. We find the world today in trying times and circumstances, and therefore, Mr. Speaker, it becomes necessary to do some of the things that we would probably normally not

have to do if there were available all the materials, all the labor, all the things needed at the various places in Pennsylvania under construction that would use this money. Certainly then it would not be necessary to appropriate this money for these various purposes which are enumerated in the bill, so that the Departments with the approval of the Department of Property and Supplies, the approval of the Governor, may construct and do certain things with this money. Therefore, I see no great alarm. I feel that the men who have accumulated this surplus, the leaders, who have wisely guided the destiny of this Commonwealth certainly can be trusted to see that this money is expended for the welfare of the entire citizenry of this Commonwealth.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The third section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 326, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of building a protective wall along the bank of the Ohio River roof repairs steel beam supports and renewal of piping in power plant and one new generator all at the Dixmont Hospital Dixmont Allegheny County Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

PARLIMENTARY INQUIRY

Mr. FLEMING. Mr. Speaker, I rise to a question of Parlimentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. FLEMING. House Bill 326 and House Bill 328 were introduced jointly by Mr. Stuart and myself; will the fact that Mr. Stuart's name is mispelled on the white copies of the bill in any way affect the validity of the bills when they are finally enacted?

The SPEAKER. It will not affect the validity of the act, because it does not become a part of the act.

Mr. FLEMING. Thank you, Mr. Speaker.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 328, entitled:

An Act making an appropriation to the Department of Welfare to pay for the care treatment removal and maintenance of the indigent insane in The Dixmont Hospital Dixmont Allegheny County Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1153, entitled:

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Services in establishing and carrying on an educational program in industrial and labor relations in Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1280, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

The SPEAKER. The following bills are not on file and will be passed over.

House Bill No. 63, Printer's No. 653
House Bill No. 300, Printer's No. 654
House Bill No. 580, Printer's No. 655
House Bill No. 587, Printer's No. 656
House Bill No. 864, Printer's No. 657
House Bill No. 892, Printer's No. 658
House Bill No. 894, Printer's No. 659
House Bill No. 1005, Printer's No. 660
House Bill No. 1187, Printer's No. 661 and
House Bill No. 1279, Printer's No. 662.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 194, entitled:

An Act to further amend section twenty of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs; by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, country, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," by increasing the fee for killing unlicensed dogs.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 262, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" further defining and limiting the rights powers duties liabilities and immunities of building and loan associations and their shareholders and creditors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 263, entitled:

An Act to further amend subsection B of section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" further regulating distribution of the assets of building and loan associations in liquidation by the Secretary of Banking

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 341, entitled:

An Act to repeal, except as to counties of the first class, clause (b) 1 of section one of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 342, entitled:

An Act to amend section two hundred thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" requiring each register of wills to give a joint and several bond approved by the judges of the orphans' court and by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 499, entitled:

An Act to further amend the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices and comparing and correcting the general and district registers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 493, entitled:

An Act to repeal the special acts approved the twelfth day of March one thousand eight hundred sixty-six (P. L. 171) and the fourteenth day of February one thousand eight hundred sixty-seven (P. L. 207) relating to the fees of the sheriff, prothonotary register recorder clerk of courts and district attorney in Washington County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 500, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the

powers and duties of citizens parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation", by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, and comparing and correcting the general and district registers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 501, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, comparing and correcting general and district registers, preparing preliminary street lists and street lists

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 503, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties", by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, comparing and correcting general and district registers, preparing preliminary street lists and street lists

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 538, entitled:

An Act to amend section eight of the act approved the eighth day of May one thousand nine hundred forty-four (Act No. 2) entitled "A supplement to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. one thousand three hundred thirty-three) entitled 'An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections'" by further regulating the disposition of military files

The first section and title were separately read and agreed to.

On the question,

Will the House agree to the bill on second reading?

Mr. COHEN. Mr. Speaker, I desire to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. COHEN. With respect to Senate Bill 538, Printer's No. 274, and on the following page of the calendar, Senate Bill 539, Printer's No. 275, will the gentleman tell me if he has any knowledge as to whether there was any bipartisian conference or agreement with the respect to the changes in the military ballot law proposed by these two bills?

Mr. LICHTENWALTER. I know of none, Mr. Speaker.

Mr. COHEN. I ask the gentleman in view of the fact that all militiary voting laws in Pennsylvania were drawn after a bi-partisan conference and agreement, bi-partisan sponsership and unanimous vote both in the special session last year and the regular session this year, whether or not these two bills could not be held until we see whether or not some bi-partisan cooperation and amity could be reached and arrived at?

Mr. LICHTENWALTER. Mr. Speaker, I see no reason for that. These bills have passed the Senate, why they should be held up now, when they can be discussed on third reading unless there are amendments the gentleman wishes to offer.

Mr. COHEN. Mr. Speaker, I am through with my interrogation.

I would like to say that the amendments provided by these two bills are amendments to problems which were discussed at the Legislative-Politicians-Governors conference last year and even this year, and there were some reasons for the provisions in the bill. Probably they are

one hundred per cent all right but I suspect that we ought to withhold action on them inasmuch as we are going to be here another week, and it takes only two days to pass them. We can have a conference and clear up any differences if any exist—and I know not whether they do, but I think we ought to have all the militiary voting legislation handled by the precedent established that we have set up and to which I have already referred.

Mr. LICHTENWALTER. Mr Speaker, I do not mind holding the bill on third reading, but I know that the gentleman from Philadelphia has graciously sat around and been a party to many bi-partisans conferences around the table on Mondays with the Democratic members on the part of the Senate, working out of the details of militiary balloting, and that certainly I believe would have been the time to bring up any objections to be filed. Certainly I think that would have been the proper time. These bills you know originated in the Senate, and it would be a matter for bi-partisan agreement.

Mr. COHEN. I ask then if the gentleman will agree that we pass them on second reading and that on Monday we take up the two bills and discuss them?

Mr. LICHTENWALTER. That is certainly agreeable.

On the question recurring,

Will the House agree to the bill on second reading?

It was agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 539, entitled:

An Act to amend Section nine of the Act approved the fifth day of May one thousand nine hundred forty-four (Act No. 1) entitled "A supplement to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled 'An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections'" further regulating the disposition of military files

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 631, entitled:

An Act to further amend section one thousand eleven of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations or persons; authoriziing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," by providing that hereafter any claim for the amount of any deficiency in the funds, property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate shall have the same rank and priority upon liquidation by the secretary as receiver as given to deposits and other claims enumerated in the third category set forth in said section.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 663, entitled:

An Act to further amend section one of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the third, class; and imposing certain charges on counties," defining "County Employe" to include persons employed by independent poor districts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 693, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" providing for payment of filing fees by cash in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection,

House Bill No. 717, Printer's No. 500

was passed over at the request of the SPEAKER.

ALL SENATE BILLS PASSED OVER

Mr. LICHTENWALTER. Mr. Speaker, I request that

all Senate Bills on the Final Passage and Third Reading calendars be passed over.

The SPEAKER. Will the House give its unanimous consent to passing over all Senate Bills on the Final Passage and Third Reading Calendars? Is there objection? The Chair hears none and consent is granted.

The SPEAKER. The Chair requests the gentleman from Lehigh, Mr. Lichtenwalter, to preside.

MR. LICHTENWALTER IN THE CHAIR

BILL ON THIRD READING

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FLEMING,

The House resumed the consideration on third reading of House Bill No. 936, as follows:

An Act to amend section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" by fixing a limit for taxes to be levied on real estate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" is hereby amended to read as follows

Section 2 The councils of said cities of the second class shall be and they are hereby authorized empowered and directed to fix the amounts of money which will be required to defray all the various expenses necessary for conducting the various departments and also to fix the amounts of money necessary for the payment of the interest and principal upon the indebtedness of said cities and the separate indebtedness of any portion or division thereof and for all other municipal purposes and said councils are hereby authorized empowered and directed annually to cause a tax sufficient for all of said purposes to be levied and collected out of the estate real and personal subject to taxation within said cities Provided however That taxes shall not be levied by any such city in any one year upon land at a rate to exceed twenty-five (25) mills nor upon buildings at a rate to exceed twelve and one-half (12½) mills

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SHAFFER. Mr. Speaker, this is the same bill which we considered last week and which places upon the taxing powers of the City of Pittsburgh a ceiling on the only source of revenue which the city has. I am well aware that last week, or the week previous we passed a bill in this House giving City Council other forms of revenue, and I am also aware that in that bill there was a provision that the provisions of that act would expire and the power would be nonexistant after October 15th.

I do not wish to repeat all of the remarks I made last week except to summarize, that it appears to me that it is poor legislative policy to freeze the only source of revenue of the second largest city in our state until some form of additional revenue is prepared to take up the slack in event of any emergency.

Here we are with absolutely no assurance as to what will happen to the so-called Sterling enactment of last week, since it is now in the Senate. It is in the Committee, and the dying days of the session are here. It seems to me very foolish to consider this bill except in the light of existing law, and under existing law this bill is very vicious, it is very bad, it is very poor economics for a city the size of Pittsburgh.

I would like to go one step further and point out this fact, assuming that both bills became the law of this state, the Sterling Act with its broadened tax base and taxing powers will expire on October 15th, so that the safety valve which you are placing or giving to Council of Pittsburgh will be non existant thereafter, but this companion measure they will have to live with for ever after, at least they will have to live with it until the session of 1947. Therefore, from October 15, 1945 until the session of 1947 the City of Pittsburgh will be ham strung so far as its financial policy is concerned. That I think is very clear. One measure is a temporary measure and this is a permanent measure. I ask the Members of the House if they think that is a sound tax problem.

The City of Pittsburgh has had difficulties financially since 1935, and I am well aware that it has been said on this floor that a change of administration might be anticipated since an election is to be held. I might point out to the proponents of this bill that it may very likely be a boomerang to any change of administration, because the hands that you are trying to tie today may be your hands tomorrow. Therefore, I ask the Members of the House to vote down this bill.

Mr. McNAIR. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER pro tempore. Will the gentleman from Allegheny, Mr. Laughner permit himself to be interrogated?

Mr. LAUGHNER. I shall, Mr. Speaker.

Mr. McNAIR. Mr. Speaker, I would like to inquire whether the gentleman has considered amendments and changes suggested by their candidate for mayor in the recent issue of yesterday's Pittsburgh Press.

Mr. LAUGHNER. I did not hear the question, Mr. Speaker.

Mr. McNAIR. I would like to inquire whether the gentleman has considered the amendments and changes suggested by the candidate for mayor in yesterday's Pittsburgh Press.

Mr. LAUGHNER. I have not considered it, Mr. Speaker, and I might say to the gentleman from Allegheny, Mr. McNair, that I am not interested one way or another whether or not the city of Pittsburgh has a Democratic or a Republican administration; I still think

that it is a good bill and we should limit the taxes so that the home owner will not have to pay any more than he has in the past.

Mr. McNAIR. Mr. Speaker, is it not a fact that the Chairman of our Pittsburgh governing body, the Committee on Second Class Cities, notified us that they are going to elect a mayor of Pittsburgh?

Mr. LAUGHNER. I don't know whether the chairman of the delegattion or the governing body, as the gentleman calls it, has notified him of anything or not.

POINT OF ORDER

Mr. FLEMING. Mr. Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state his point of order.

Mr. FLEMING. The gentleman is not speaking on the bill. He is discussing a statement that I made with no reference to this bill.

The SPEAKER pro tempore. The gentleman must confine himself to the question before the House.

Mr. McNAIR. I will do so. First I want to thank the sponsor of the bill.

I desire to state that this bill limits the tax on land to twenty-five mills and the tax on buildings to twelve and one-half mills. The suggestion made in the Pittsburgh Press is that it be changed to limit the tax on land to twenty mills and the tax on buildings to ten mills. Now, if that is their plan and their idea it seems to me now is the time to adopt it, but I would just mention in passing that if you give the large land owners downtown a cut of five mills and the small home owners only get a cut of two and one-half mills, when you say this bill benefits the small home owner in Pittsburgh it is a mistaken idea, because the small home owner would get very little benefit.

Furthermore whatever taxes are levied to make up the difference would be paid by the small home owner and not the land owner downtown.

Mr. LAUGHNER. Mr. Speaker, I find that I must differ with the gentleman from Allegheny, Mr. McNair, when he says that large land owners will be the only ones to benefit. After all, this is a limit on the millage, and the millage is set on all properties, whether it be large properties or small home owners.

Now, Mr. Speaker, I would just like to call to the attention of the Members of the House that in 1933 and 1934—and I believe I am not mistaken, that was the year that the gentleman from Allegheny took office as Mayor of the City of Pittsburgh, the millage at that time was 20.6 and 10.3.

Since that time it has been going up until it has reached the present point of twenty-five and twelve and a half. It is my opinion that we have gone far enough in the City of Pittsburgh in taxing the property owners. As you all know, we have passed a bill to give the City of Pittsburgh power to tax other things, and I believe that we should save the home owners. The City of Pittsburgh has been complaining of late that people have been moving out of the city proper and going to the outlying districts. It is my opinion that the high taxes in Pittsburgh are one reason for that, and I believe this would be a benefit to the City of Pittsburgh, because more people will buy homes and live in the city proper.

Mr. HEATHERINGTON. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER pro tempore. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. LAUGHNER. I shall, Mr. Speaker.

Mr. HEATHERINGTON. Did I hear the gentleman say that we in the City of Pittsburgh have very high taxes?

Mr. LAUGHNER. I said the City of Pittsburgh had high taxes.

Mr. HEATHERINGTON. What part of the city does the gentleman live in?

Mr. LAUGHNER. I do not live in the city, but my constituents, or a great part of them do live in the city, Mr. Speaker.

Mr. HEATHERINGTON. Does the gentleman think a bill of this nature would help lower the taxes in the city?

Mr. LAUGHNER. I do not know that it will lower the taxes, but if it is passed it surely will put a limit on the millage. That is what the bill desires to do.

Mr. HEATHERINGTON. Does the gentleman have any idea how we could put an amendment on it to help us in the boroughs and townships too.

Mr. LAUGHNER. Mr. Speaker, I even have a bill in committee to freeze the limit in the county of Allegheny.

Mr. HEATHERINGTON. Does the gentleman think that he could get that bill out?

Mr. LAUGHNER. I do not think that I can, Mr. Speaker.

Mr. HEATHERINGTON. Is it in the same Committee that this one was in?

Mr. LAUGHNER. I do not think that it is, Mr. Speaker.

Mr. HEATHERINGTON. Does the gentleman have any idea what the number is? Maybe I could help get it out.

Mr. LAUGHNER. I do not, but I would appreciate any help.

Mr. McNAIR. Mr. Speaker, I do not desire to continue this discussion but I might suggest that those Members from Allegheny County who do not live in Pittsburgh are not interested in whether we in Pittsburgh have police protection, fire protection, sewage, garbage and all the other services that we need. Of course they can limit our revenues, but we must have these services, and I ask them how can the city furnish these services when we have no taxes.

As for relieving the small home owner, if we do limit the taxes on land and buildings and place a tax on washing machines, radios, and so forth, how do we get any relief from these bills? The small home owner will still have to pay, and the home owner will get no relief under these bills.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Messrs. Baker, Leonard and O'Donnell asked for a verification of the roll.

The roll was verified and was as follows:

YEAS—107

Barton,	Frost,	Loftus,	Royer,
Baumunk,	Fullerton,	Lyons,	Salus,
Bonawitz,	Gardner	Madden,	Serrill,
Boorse,	Getchey,	Madigan,	Shoemaker,
Bower,	Gibson,	Mahany,	Sloan,
Breisch,	Goodling,	McAtee,	Smith,
Brice,	Greenwood,	McClester,	Snyder,
Brunner, C. H.,	Greer,	McCormack,	Sollenberger,
Cadwalader,	Guthrie,	McDowell,	Sorg,
Cook,	Gyger,	McKinney,	Stockham,
Cooper,	Hall,	McMillen,	Stonier,
Costa,	Hare,	Mikula,	Stuart,
Coulson,	Haudenshield,	Miller,	Tahl,
Dague,	Helm,	Milliken,	Tittle,
Dalrymple,	Hewitt,	Moore, C. E.,	Trout,
Dennison,	Hoopes,	Moser,	Turbett,
Depuy,	Howells,	Murray, P. G.,	Turner,
Dix,	Huntley,	Nelson,	Wagner,
Dye,	James,	O'Dare,	Waterhouse,
Elder,	Kennedy,	Pickens,	Watkins,
Erb,	Kline,	Propert,	Wescott,
Ewing,	Krise,	Reagan,	Wood, L. H.,
Flack	Kurtz,	Reese, D. P.,	Wood, N.,
Fleming,	Laughner,	Reilly,	Worley,
Foor,	Lee,	Riley,	Yeakel,
Fox	Leisey	Robertson,	Fiss,
Freed,	Lichtenwalter,	Root,	Speaker.

NAYS—82

Andrews,	Gore,	Mihm,	Regan,
Baker,	Grant,	Mills,	Reidenbach,
Barrett,	Haberlen,	Mooney,	Reynolds,
Bentzel,	Hamilton,	Moore, W. J.,	Rudisill,
Boney,	Heatherington,	Moran,	Scanlon,
Boory,	Hennihan,	Munley,	Schuster,
Brancato,	Herman,	Murray, M. L.,	Shaffer,
Brothers,	Hunter,	Myhan,	Skale,
Brown,	Jones,	Nagel,	Snider,
Brunner, P. A.,	Kirley,	O'Connor,	Stank,
Burns,	Kolankiewicz,	O'Donnell,	Swope,
Cohen,	Komorofski,	O'Neill,	Tate,
Coleman,	Lane,	Owens,	Trachtman,
Corrigan,	Leonard,	Pentrack,	Trent,
Cullen,	Longo,	Petrosky,	Verona,
Dillon,	Lopez,	Polaski,	Weiss,
Dougherty,	Lovett,	Polen,	Welsh,
Elish,	Matthews,	Powers,	White,
Finnerty,	McLanahan,	Readinger,	Wright,
Gaffney,	McNair,	Reese, R. E.,	Yester,
Gallagher,	McNally,		

NOT VOTING—15

Bentley,	Duffy,	Levy,	Rose,
Boles,	Green,	Modell,	Varallo,
Chervenak,	Hersch,	O'Brien,	Wachhaus,
Coyle,	Hoggard,	Pettigrew,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGES

The Clerk of the Senate Mr. Steinfelt, being introduced, presented extracts from the Journal of the Senate which were laid on the table.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. HELM asked and obtained permission for the Committee on Welfare to meet during the session of the House.

Mr. CADWALADER asked and obtained permission for the Committee on Counties to meet during the session of the House.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,

House Bill No. 1182, Printer's No. 544,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1243, entitled:

An Act to add section thirty-three to the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," prohibiting dredging or otherwise disturbing the bottoms of certain waters which are the spawning beds of fish; and imposing penalties.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. WATERHOUSE. Mr. Speaker, I move that this bill be recommitted to the Committee on Forestry for the purpose of amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 148, as follows:

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to carry into effect the act of Congress approved July second one thousand eight hundred and sixty-two granting public land to the several states for educational purposes and subsequent acts of Congress related thereto and the act of the Legislature of Pennsylvania approved April first one thousand eight hundred and sixty-three and subsequent acts of the Legislature of Pennsylvania accepting the provisions and conditions of said acts of Congress and pledging the faith of the State to carry the same into effect the sum of six million fourteen thousand dollars $6,014,000 is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and forty-five to the Trustees of the Pennsylvania State College for the following purposes

(a) For the general maintenance of instruction research and extension in the School of Agriculture the Mont Alto State Forest School the School of Engineering the School of the Liberal Arts the School of Mineral Industries the School of Chemistry and Physics the School of Education the Graduate School the School of Physical Education and Athletics for the general maintenance of other schools departments offices and services including repairs and improvements to the grounds and buildings service of light heat power water and sewage disposal salaries and wages materials supplies equipment books and periodicals insurance and interest and such other expenditures as the trustees may deem necessary and practicable the sum of five million six hundred sixty-nine thousand dollars ($5,669,000)

(b) For the purpose of carrying on research and investigation to discover by-products of anthracite and bituminous coal and uses therefor of developing new scientific chemical industrial domestic and other uses and new and extended markets for anthracite coal and its products and for employing engineers chemists technical experts assistants clerks stenographers and other employes and purchasing such machinery supplies equipment apparatus and other things necessary in the furtherance of the aforesaid research and investigation to be used by the School of Mineral Industries under the supervision of the Department of Mines the sum of seventy thousand dollars ($70,000) Provided however That the moneys appropriated by this paragraph shall be available and expended only to the extent that a sum equal to fifty per centum of the amount to be expended by the Commonwealth has been procured and made available by the members of the anthracite and bituminous coal industry

(c) For the use of the School of Agriculture for expenditure by the Agriculture Experiment Station for the support of research and investigation directed toward the development and production of superior strains of crops and livestock and to develop more efficient methods of producing and marketing such products the sum of one hundred and fifty thousand dollars ($150,000)

(d) For the support of research and investigation of long range basic problems affecting the mineral industries including slate the sum of seventy-five thousand dollars ($75,000)

(e) For the purpose of matching money contributed by industry to the School of Mineral Industries for research and investigation of long range basic problems affecting the mineral industries the sum of fifty thousand dollars ($50,000) Provided That no more shall be expended from this item than may be required to match an equal sum contributed by one or more industries for such research and investigation Affidavits evidencing such contributions shall be submitted by the College to the Auditor General

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nagel,	Trachtman,
Cullen,	James,	Nelson,	Trent,
Dague,	Jones,	O'Brien,	Trout,
Dalrymple,	Kennedy,	O'Connor,	Turbett,
Dennison,	Kirley,	O'Dare,	Turner,
Depuy,	Kline,	O'Donnell,	Varallo,
Dillon,	Kolankiewicz,	O'Neill,	Verona,
Dix,	Komorofski,	Owens,	Wachhaus,
Dougherty,	Krise,	Pentrack,	Wagner,
Duffy,	Kurtz,	Petrosky,	Waterhouse,
Dye,	Lane,	Pettigrew,	Watkins,
Elder,	Laughner,	Pickens,	Weiss,
Elish,	Lee,	Polaski,	Welsh,
Erb,	Leisey,	Polen,	Wescott,
Ewing,	Leonard,	Powers,	White,
Finnerty,	Levy,	Propert,	Wood, L. H.,
Flack,	Lichtenwalter,	Readinger,	Wood, N.,
Fleming,	Loftus,	Reagan,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Reese, D. P.,	Yeakel,
Freed,	Lovett,	Regan,	Yester,
Frost,	Lyons,	Reidenbach,	Fiss,
Fullerton,		Reilly,	Speaker.

NAYS—0

NOT VOTING—2

Bentley, Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 870, entitled:

An Act to further amend section fifteen, and to add section fifteen and one-tenth to, the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled as amended "An act relating to dogs, and the protection of livestock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," authorizing county treasurers to retain certain moneys collected under said act, and the payment thereof to certain societies for prevention of cruelty to animals under supervision of the courts of common pleas.

On the question,

Will the House agree to the bill on third reading?

Mr. E. GADD SNIDER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER pro tempore. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, (Sec. 15), page 3, line 14, by striking out the word "Ninety", and inserting in lieu thereof: "Ninety-five".

Amend Sec. 2, (Sec. 15.1), page 3, line 25, by striking out the word "ten", and inserting in lieu thereof: "five".

The SPEAKER pro tempore. Will the House give

unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 649, entitled:

An Act to amend section seven of the act approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the Judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny," by increasing the salaries of judges of the Municipal Court of Philadelphia.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. ROOT. Mr. Speaker, I move that this bill be placed on the postponed calendar.

The motion was agreed to.

BILL PASSED OVER

There being no objection

House Bill No. 648, Printer's No. 389,

was passed over at the request of Mr. SKALE.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 170, as follows:

An Act making an appropriation to the Department of Commerce out of the Motor License Fund for the proper conduct of a specific portion of its work

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred seventy-five thousand dollars ($375,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Commerce out of the Motor License Fund for the two fiscal years beginning June first one thousand nine hundred forty-five for the following purposes (a) for the proper conduct of the work of the department in advertising publicizing and otherwise promoting the tuorist travel facilities advantages and attractions of the Commonwealth or any political subdivision thereof in the manner provided in the Commerce Law the sum of three hundred twenty five thousand dollars ($325,000) to be transferred from time to time from the Motor License Fund to the General Fund in such amounts as the Secretary of Commerce with the approval of the Governor shall direct the sums so transferred to be credited to the current appropriation made to the Department of Commerce out of the General Fund (b) for the proper conduct of the work of the Pennsylvania Aeronautics Commission including payment of expenses of the Commission and the salaries wages or other compensation of an Executive Director and other employes for the payment of general expenses supplies printing equipment and maintenance and repairs of landing field intermediate landing fields landing field equipment beacons sites other air navigation facilities and for the encouragement and development of civil aeronautics the sum of fifty thousand dollars ($50,000) which sum of fifty thousand dollars ($50,000) however shall be repaid into the Motor License Fund on or before May thirty-first one thousand nine hundred forty-seven out of money hereinafter appropriated to the said Department of Commerce

Section 2 So much of the moneys as shall be determined by the Department of Revenue in the Motor License Fund as are derived after May thirty-first one thousand nine hundred and forty-five from the tax on liquid fuels sold for use in aircraft is hereby specifically appropriated to the Department of Commerce for the following purposes (a) for repayment into the Motor License Fund on or before May thirty-first one thousand nine hundred forty-seven of the sum of fifty thousand dollars ($50,000) appropriated in the foregoing section to the said Department for temporary use by the Pennsylvania Aeronautics Commission and (b) for the proper conduct of the work of the Pennsylvania Aeronautics Commission including payment of expenses of the Commission and the salaries wages or other compensation of an executive director and other employes for the payment of general expenses supplies printing equipment and maintenance and repairs of landing fields intermediate landing fields landing field equipment beacon sites other air navigation facilities and for the encouragement and development of civil aeronautics

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Riley,
Baker,	Gallagher,	Mahany,	Robertson,
Barrett,	Gardner,	Matthews,	Root,
Barton,	Getchey,	McAtee,	Rose,
Baumunk,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Boies,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,
Boney,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Milliken,	Snider,
Brown,	Hare,	Mills,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trachtman,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Duffy,	Kurtz,	Pettigrew,	Watkins,
Dye,	Lane,	Pickens,	Weiss,
Elder,	Laughner,	Polaski,	Welsh,
Elish,	Lee,	Polen,	Wescott,
Erb,	Leisey,	Powers,	White,
Ewing,	Leonard,	Propert,	Wood, L. H.,

Finnerty,	Levy,	Reilly,	Wood, N.,
Flack,	Lichtenwalter,	Reynolds,	Worley,
Fleming,	Loftus,	Readinger,	Wright,
Foor,	Longo,	Reagan,	Yeakel,
Fox	Lopez,	Reese, D. P.,	Yester,
Freed,	Lovett,	Reese, R. E.,	Fiss,
Frost	Lyons,	Regan,	Speaker.
Fullerton,	Madden,	Reidenbach,	

NAYS—0

NOT VOTING—2

Bentley, Chervenak.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 226, as follows:

An Act fixing the salary of the district attorney in counties of the eighth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salary of the district attorney in counties of the eighth class shall be one thousand dollars ($1,000) to be paid by the county

Section 2 The act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 917) entitled "An act regulating the salaries of district attorneys in countes of the seventh and eighth classes" is hereby repealed in so far as it applies to counties of the eighth class

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Baumunk,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nagel,	Trachtman,
Cullen,	James,	Nelson,	Trent,
Dague,	Jones,	O'Brien,	Trout,
Dalrymple,	Kennedy,	O'Connor,	Turbett,
Dennison,	Kirley,	O'Dare,	Turner,
Depuy,	Kline,	O'Donnell,	Varallo,
Dillon,	Kolankiewicz,	O'Neill,	Verona,
Dix,	Komorofski,	Owens,	Wachhaus,
Dougherty,	Krise,	Pentrack,	Wagner,
Duffy,	Kurtz,	Petrosky,	Waterhouse,
Dye,	Lane,	Pettigrew,	Watkins,
Elder,	Laughner,	Pickens,	Weiss,
Elish,	Lee,	Polaski,	Welsh,
Erb,	Leisey,	Polen,	Wescott,
Ewing,	Leonard,	Powers,	White,
Finnerty,	Levy,	Propert,	Wood, L. H.,
Flack,	Lichtenwalter,	Readinger,	Wood, N.,
Fleming,	Loftus,	Reagan,	Worley,
Foor,	Longo,	Reese, D. P.,	Wright,
Fox,	Lopez,	Reese, R. E.,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,			Speaker.

NAYS—1

Regan,

NOT VOTING—2

Bentley, Chervenak.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 231, as follows:

An Act fixing the fees of the recorder of deeds in counties of the sixth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The fees of the recorder of deeds in counties of the sixth class shall be as follows

For recording and exemplifying deeds mortgages and other writing for every six words one cent The minimum rate for recording same shall be two dollars and twenty-five cents ($2.25)

For indexing deeds mortgages and other writings with more than four names ten cents extra for each additional name

For abstracting first description or parcel of land twenty cents for each additional description or parcel fifteen cents extra

For entering satisfaction fifty cents

For taking acknowledgments for each person twenty-five cents

For certifying deeds mortgages assignments and satisfaction of record to county commissioners fifty cents

Section 2 All fees for services to be performed under this act shall be payable in advance

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Riley,
Baker,	Gallagher,	Mahany,	Robertson,
Barrett,	Gardner,	Matthews,	Root,
Barton,	Getchey,	McAtee,	Rose,
Baumunk,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Boies,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,

Boney,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Milliken,	Snider,
Brown,	Hare,	Mills,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trachtman,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Duffy,	Kurtz,	Pettigrew,	Watkins,
Dye,	Lane,	Pickens,	Weiss,
Elder,	Laughner,	Polaski,	Welsh,
Elish,	Lee,	Polen,	Wescott,
Erb,	Leisey,	Powers,	White,
Ewing,	Leonard,	Propert,	Wood, L. H.,
Finnerty,	Levy,	Readinger,	Wood, N.,
Flack,	Lichtenwalter,	Reagan,	Worley,
Fleming,	Loftus,	Reese, D. P.,	Wright,
Foor,	Longo,	Reese, R. E.,	Yeakel,
Fox,	Lopez,	Regan,	Yester,
Freed,	Lovett,	Reidenbach,	Fiss,
Frost,	Lyons,	Reilly,	Speaker.
Fullerton,	Madden,	Reynolds,	

NAYS—0

NOT VOTING—2

Bentley, Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 841, as follows:

An Act to further amend section thirteen of and to add section seventeen point one to the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" further providing for the suspension and revocation of licenses issued under the provisions of said act and for the reissuance of such licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirteen of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" as last amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 677) is hereby further amended to read as follows

Section 13 Powers and Duties of Department The department shall have the power to refuse revoke or suspend licenses or certificates upon due hearing on proof of violation of any provisions of this act or the rules and regulations established by the department under this act or for gross incompetency or dishonest or unethical practices or for performing beauty culture work on Sunday or for displaying any price advertising for beauty services in or upon any part of premises of a beauty shop in such a manner that such advertising shall be visible from the outside of the beauty shop and shall have the power to require the attendance of witnesses and the production of such books records and papers as it may desire Before any certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representattive of the department with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose certificate of registration has been so suspended or revoked may [after the expiration of ninety days] on application to the department have the same reissued to him or her upon satisfactory proof that the disqualification has ceased Before the department may institute any of the above proceedings it shall send a notice in writing to the certificate holder of any alleged violation of this act or rules thereunder together with a notice that if the violation is not abated within fifteen days the proceedings above outlined will be initiated

Section 2 Said act is hereby amended by adding thereto after section seventeen a new section to read as follows

Section 17.1 Right of Municipality to Regulate Nothing contained in the act to which this is an amendment shall be construed as prohibiting any municipality from adopting appropriate ordinances not inconsistent with the provisions of this act or the rules and regulations adopted thereunder as may be deemed necessary to promote the public health and safety and regulate the conduct of beauty shops and beauty schools

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WORLEY. Mr. Speaker, I would ask the gentleman from Philadelphia, Mr. Finnerty, to explain the bill.

Mr. FINNERTY. Mr. Speaker, House Bill 841, Printer's No. 618, is an amendment that would amend the present beautician law, which it amends on page 2, Section 13, line 22. The amendment is to display

> Any price advertising for beauty services in or upon any part of the premises of a beauty shop in such a manner that such advertising shall be visible from the outside of the beauty shop.

Mr. Speaker, this amendment does not stop a beauty parlor from advertising. This amendment is at present a part of the law governing barber shops and these amendments have been in that law since 1937.

Right of municipality to regulate. Nothing contained in the act to which this is an amendment shall

be construed as prohibiting any municipality from adopting appropriate ordinances not inconsistent with the provisions of this act for the rules and regulations adopted thereunder as may be deemed necessary to promote the public health and safety and regulate the conduct of beauty shops and beauty schools.

Mr. Speaker, this amendment has been a part of the barber law since 1921. Now, the City of Philadelphia has taken advantage of this part of the barber law and has taken over the inspection of barber shops. They have done a very good job in keeping the barber shops in a sanitary condition, and those are the two amendments and the only amendments that are in this bill and both of these amendments are approved by the Department of Public Instruction.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Andrews,	Gallagher,	Matthews,	Riley,
Baker,	Gardner,	McAtee,	Robertson,
Barrett,	Getchey,	McClester,	Root,
Barton,	Gibson,	McCormack,	Rose,
Baumunk,	Goodling,	McDowell,	Royer,
Bentzel,	Gore,	McKinney,	Rudisill,
Boies,	Green,	McLanahan,	Salus,
Bonawitz,	Greenwood,	McMillen,	Scanlon,
Boney,	Greer,	McNair,	Schuster,
Boorse,	Guthrie,	McNally,	Serrill,
Boory,	Gyger,	Mihm,	Shaffer,
Bower,	Haberlen,	Mikula,	Shoemaker,
Brancato,	Hall,	Miller,	Sloan,
Breisch,	Hamilton,	Milliken,	Smith,
Brice,	Hare,	Mills,	Snider,
Brothers,	Haudenshield,	Modell,	Snyder,
Brown,	Heatherington,	Mooney,	Sollenberger,
Brunner, C. H.,	Helm,	Moore, C. E.,	Sorg,
Brunner, P. A.,	Hennihan,	Moore, W. J.,	Stockham,
Burns,	Herman,	Moran,	Stonier,
Cadwalader,	Hersch,	Moser,	Stuart,
Cook	Hewitt,	Munley,	Swope,
Cooper,	Hoopes,	Murray, M. L.,	Tahl,
Corrigan,	Howells,	Murray, P. G.,	Tate,
Costa,	Hunter,	Myhan,	Tittle,
Coulson,	Huntley,	Nagel,	Trachtman,
Coyle,	James,	Nelson,	Trent,
Cullen,	Jones,	O'Brien,	Trout,
Dague,	Kennedy,	O'Connor,	Turbett,
Dalrymple,	Kirley,	O'Dare,	Turner,
Dennison,	Kline,	O'Donnell,	Varallo,
Depuy,	Kolankiewicz,	O'Neill,	Verona,
Dillon,	Komorofski,	Owens,	Wachhaus,
Dix,	Krise,	Pentrack,	Wagner,
Dougherty,	Kurtz,	Pettigrew,	Waterhouse,
Duffy,	Lane,	Pickens,	Watkins,
Dye,	Laughner,	Polaski,	Weiss,
Elder,	Lee,	Polen,	Welsh,
Elish,	Leisey,	Powers,	Wescott,
Erb,	Leonard,	Propert,	White,
Ewing,	Levy,	Readinger,	Wood, L. H.,
Finnerty,	Lichtenwalter,	Reagan,	Wood, N.,
Flack	Loftus,	Reese, D. P.,	Worley,
Fleming,	Longo,	Reese, R. E.,	Wright,
Foor,	Lopez,	Regan,	Yeakel,
Fox,	Lyons,	Reidenbach,	Yester,
Freed,	Madden,	Reilly,	Fiss,
Frost,	Madigan,	Reynolds,	Speaker.
Fullerton,	Mahany,		
Gaffney,			

NAYS—8

Cohen,	Grant,	Lovett,	Skale,
Coleman,	Hoggard,	Petrosky,	Stank,

NOT VOTING—2

Bentley,	Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1057, as follows:

An Act to amend section five hundred sixteen of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by providing for the furnishing of duplicates to boroughs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred sixteen of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" is hereby amended to read as follows

Section 516 Duplicates to Be Furnished Boroughs and and Townships of the First Class The county commissioners or the board for the assessment and revision of taxes of the several counties shall on or before the first day of April of each year at the expense of the county furnish to the secretary of council of each borough and to the township commissioners of each township of the first class for its use a properly certified duplicate of the last adjusted valuation of all real estate personal property and occupations made taxable for county purposes in such borough or township of the first class respectively Such duplicate shall state the name of each taxable with the valuation description and kind of property and occupation of such taxable

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Andrews,	Gallagher,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower,	Gyger,	Mihm,	Shoemaker,

Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm,	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Herman,	Moran,	Stockham,
Cohen,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tahl,
Costa,	Howells,	Myhan,	Tate,
Coulson,	Hunter,	Nagel,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,	Madigan,		

NAYS—1

Coleman,

NOT VOTING—2

Bentley, Chervenak,

The majority required by the Constitution having voted in the affirmaeive, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 883, as follows:

An Act to further amend sections one and eight of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the fifth class imposing certain charges on counties and prescribing penalties" further regulating such retirement systems

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and eight of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the fifth class imposing certain charges on counties and prescribing penalties" as amended by the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 777) are hereby further amended to read as follows

Section 1 The following words and phrases as used in this act unless a different meaning is plainly required by the context shall be construed to have the following meanings

"Board" the county retirement board created by this act

"County Employe" any person whether elected or appointed who is employed by the county the county institution district in the county prison or in any other institution maintained by the county from county moneys or who is employed by any county or State official and paid by such official from moneys appropriated by the county for such purpose whose salary or compensation is paid in regular periodic installments but shall not include any person paid on a per diem basis

In all cases of doubt the board shall determine whether a person is an employe within the meaning of this act and its decision shall be final

"Fund" the county employes' retirement fund created by this act

"Accumulated Deductions" the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act and standing to the credit of the members' annuity reserve account together with the regular interest thereon

"Contributor" any person who has accumulated deductions in the fund created by this act standing to the credit of the members' annuity reserve account

"Beneficiary" any person in receipt of a retirement allowance under this act

"Prior Service" all service as a county employe served not later than December thirty-first preceding the year the retirement system shall be established in said county

"Original Member" a member who was a county employe on the date of establishment of the retirement system in said county or an elected county officer whose term of office began after the establishment of the retirement system and who had previously held an elective office in said county prior to the date of the establishment of the retirement system therein

"New Member" a member who shall have become a member of the retirement system after the date of establishment of the retirement system in said county except an elected county officer whose term of office began after the date of the establishment of the retirement system in said county and who had held an elective office therein prior to the date of the establishment of the retirement system in said county

"Superannuation Retirement Age" as applied to a contributor means sixty years of age or upwards

"Final Salary" the average annual salary received by a contributor for the five years of service immediately preceding retirement or in the event a member has not served five years the total salary received divided by the number of years served

"Regular Interest" interest at the rate of three and one-half per centum compounded annually

"County Annuity" payments for life or during disability derived from contributions made by the county and the interest earnings thereof

"Member's Annuity" payments for life or during disability derived from contributions made by the contributor and the interest earnings thereof

"Retirement Allowance" the county annuity plus the member's annuity

Section 8 Compulsory Membership Each county officer may and each county employe shall be required to become a member of the retirement system established, under the provisions of this act at such date as may be specified in the resolution establishing the retirement system and thereafter when first becoming a county employe Those becoming members on the date of establishment of the retirement system shall be known as original members and those becoming members after said date as new members Provided however that if any person becomes an elected officer subsequent to the first Monday of January of the year the retirement fund was established who shall have been at any time theretofore serving in an elected county office he shall receive credit for the service prior to the first Monday of January of the year the system was established and shall be known as an original member

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gallagher,	Madigan,	Reynolds,
Baker,	Gardner,	Mahany,	Riley,
Barrett,	Getchey,	Matthews,	Robertson,
Barton,	Gibson,	McAtee,	Root,
Baumunk,	Goodling,	McClester,	Rose,
Bentzel,	Gore,	McCormack,	Royer,
Boies,	Grant,	McDowell,	Rudisill,
Bonawitz,	Green,	McKinney,	Salus,
Boney,	Greenwood,	McLanahan,	Scanlon,
Boorse,	Greer,	McMillen,	Schuster,
Boory,	Guthrie,	McNair,	Serrill,
Bower,	Gyger,	McNally,	Shaffer,
Brancato,	Haberlen,	Mihm,	Shoemaker,
Breisch,	Hall,	Mikula,	Skale,
Brice,	Hamilton,	Miller	Sloan,
Brothers,	Hare,	Milliken,	Smith,
Brown,	Haudenshield,	Mills,	Snider,
Brunner, C. H.,	Heatherington,	Modell,	Snyder,
Brunner, P. A.,	Helm,	Mooney,	Sollenberger,
Burns,	Hennihan,	Moore, C. E.,	Sorg,
Cadwalader,	Herman,	Moore, W. J.,	Stank,
Cohen,	Hersch,	Moran,	Stockham,
Coleman,	Hewitt,	Moser,	Stonier,
Cook,	Hoggard,	Munley,	Stuart,
Cooper,	Hoopes,	Murray, M. L.,	Swope,
Corrigan,	Howells,	Murray, P. G.,	Tahl,
Costa,	Hunter,	Myhan,	Tate,
Coulson,	Huntley,	Nagel,	Tittle,
Coyle,	James,	Nelson,	Trachtman,
Cullen,	Jones,	O'Brien,	Trent,
Dague,	Kennedy,	O'Connor,	Trout,
Dalrymple,	Kirley,	O'Dare,	Turbett,
Dennison,	Kline,	O'Donnell,	Turner,
Depuy,	Kolankiewicz,	O'Neill,	Varallo,
Dillon,	Komorofski,	Owens,	Verona,
Dix,	Krise,	Pentrack,	Wachhaus,
Dougherty,	Kurtz,	Petrosky,	Wagner,
Duffy,	Lane,	Pettigrew,	Waterhouse,
Dye,	Laughner,	Pickens,	Watkins,
Elder,	Lee,	Polaski,	Weiss,
Elish,	Leisey,	Polen,	Welsh,
Erb,	Leonard,	Powers,	Wescott,
Ewing,	Levy,	Propert,	White,
Finnerty,	Lichtenwalter,	Readinger,	Wood, L. H.,
Flack,	Loftus,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,			Speaker.
Gaffney,			

NAYS—0

NOT VOTING—2

Bentley, Chervenak.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1212, as follows:

An Act to prohibit persons from coercing teachers principals and supervising principals to make political contributions and teachers principals and supervising principals from making such contributions as the result of coercion

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be unlawful for any person to solicit require coerce or demand directly or indirectly from any teacher principal or supervising principal employed in the public schools of this Commonwealth any contribution or assessment in money or other thing of value for political purposes whatever or for any person to threaten directly or indirectly any teacher principal or supervising principal with loss of position demotion or reduction in salary for failing or refusing to make any contribution or to pay any assessment in money or other thing of value for political purposes or for any teacher principal or supervising principal in response to any demand coercion or solicition to pay or offer to pay any contribution or assessment in money or other thing of value for political purposes Any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars ($1000) or to suffer imprisonment for a term not exceeding one year or both at the discretion of the court

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Reynolds,
Baker,	Gallagher,	Mahany,	Riley,
Barrett,	Gardner,	Matthews,	Robertson,
Barton,	Getchey,	McAtee,	Root,
Baumunk,	Gibson,	McClester,	Rose,
Bentzel,	Goodling,	McCormack,	Royer,
Boies,	Gore,	McDowell,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tahl,
Costa,	Howells,	Myhan,	Tate,
Coulson,	Hunter,	Nagel,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D P.,	Worley,
Foor,	Longo,	Reese, R E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,		Speaker.

NAYS—0

NOT VOTING—2

Bentley, Chervenak.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1266, entitled:

An Act authorizing the Pennsylvania Post-War Planning Commission, whenever funds are available, to allocate funds to the various counties or their agencies for certain post-war projects upon the matching of such allocations by the counties

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, the gentleman from Philadelphia, Mr. Cohen has very much to say about this bill.

Mr. COHEN. Mr. Speaker, I would like to interrogate the Majority Leader, if I may, if the rules of the House will permit me and if the Majority Leader can speak to me from his high position, or does he want me to sit next to him?

The SPEAKER pro tempore. And use the same "mike"?

Mr. COHEN. Could be. I should like to ask the gentleman from Lehigh whether I can believe my eyes. It says in the title of the act "Pennsylvania Post War Planning Commission." It seems to me Mr. Speaker, that we have found out at last that such a Commission exists.

The SPEAKER pro tempore. I would refer the gentleman from Philadelphia to the gentleman from Berks, Mr. McAtee.

Mr. COHEN. Mr. Speaker, may I further ask the gentleman in regard to Section 1 of the act which says

> The Pennsylvania Post War Planning Commission is hereby authorized whenever the funds therefor shall be made available by appropriation to allocate such funds to the various counties or to duly authorized agencies thereof for the purpose of carrying out as post-war projects any public works or improvement program which shall be for the improvement . . .

Mr. Speaker, may I ask what funds?

The SPEAKER pro tempore. The Chair would suggest that you ask the gentleman from Elk, Mr. Sorg.

Mr. COHEN. Mr. Speaker, will the gentleman from Elk tell me what funds are referred to in this bill that will be allocated?

Mr. SORG. Whatever funds might have become available.

Mr. COHEN. To whom, Mr. Speaker?

Mr. SORG. To the Pennsylvania Post War Planning Commission.

Mr. COHEN. For what, Mr. Speaker?

Mr. SORG. Mr. Speaker, for whatever the counties may desire to do.

Mr. COHEN. When, Mr. Speaker?

Mr. SORG. These questions are coming pretty fast, Mr. Speaker. Whenever they so desire after the passage of this measure.

Mr. COHEN. I should ask why, Mr. Speaker?

Mr. SORG. Mr. Speaker, I think the gentleman wants me to say "I don't know."

Mr. COHEN. I thank the gentleman.

Mr. Speaker, earlier in the day we had some interrogation and developed some facts about something like forty some odd millions of dollars to be spent for some institutions, welfare projects, reforestation and stream clearance. I remember away back in October 1944 hearing the Governor of the Commonwealth speaking at a dinner in Philadelphia outlining a post-war planning program for Pennsylvania, and I heard subsequent to the election of that year, and I think in the Governor's message early this year an outline of the allocation of many millions of dollars for post war projects in Pennsylvania. Today when I saw a bill seeking to put into effect a part of the Governor's program for post-war work in Pennsylvania, I was told that this was the Governor's program and not the Post War Planning Commission's program. Now, Mr. Speaker, if there is a Post War Planning Commission I think it is high time that we know where it is, what it has done and when does it expect to tell us what they plan for Pennsylvania. It is all very well for the Governor to tell us that this money is to be spent for post war projects, and on this side of the House by our votes we have indicated that we are in favor of allocating these funds for these post war projects. We are not quite in accord with the idea of taking directions under a false label. If the administration will tell us that this is the Governor's program as undertaken by the various Departments of Pennsylvania, we are satisfied for the program to go on, but if we are to be told in the public press and public pronouncements and elsewhere that this is a Post War Planning Commission program, then they should stand up and tell us what their program is, so that if at any time there is blame to be placed we will know who advocated the program and we will know who is to take the responsibility. Of course, the Governor takes responsibility for everything. If any matter goes wrong he gets blamed for it; if the commission goes wrong he gets blamed for that, and if we go wrong he gets blamed for that, and so it is no answer to say that the Governor takes the blame. You see, Mr. Speaker, we have turned over to the Post War Planning Commission the right to get a program going in Pennsylvania which we are told in the next ten years indicates a possible expenditure of over one billion dollars, and in this session perhaps we might allocate some one hundred million dollars or more of that money, and we shall commit ourselves to the beginning of a program that in the next biennium and the bienniums hereafter we will have to allocate and appropriate more money to complete work well begun. If that is what is to happen, let us know about it, but let us not say that a program is here, and no one knows, if anything goes wrong except the Post War Planning Commission, the only one that will admit its parentage.

I am afraid, Mr. Speaker, that there is no such a thing as a Post War Planning Commission. If there is not, we ought not to give them any money. If there is a

Commission in fact and it is working let them come in and tell us now, today or tomorrow or if necessary at a special session or if necessary wait here another month, but whey don't they come into the House and Senate and tell us what their program is?

I do not want to go through a lot of detailed information that I have but may I suggest an instance to you. Last week, or rather Monday night of this week, the House unanimously voted for a Post War Housing program in Pennsylvania, and this Post War Housing program was approved unanimously, which indicates our good faith to go along on something which only the newspapers tell us was a product of the Post War Planning Commission. We suspected before the big stuff hit us we would know more about it officially.

The Post War Planning Commission's program on housing, if you want to know the truth, was a program that was gotten together originally by the influence and suggestion of Mayor Barney Samuels of Philadelphia and so reported in the press towards the end of last year, taken up by one of the members of the commission, Mr. Hopkinson of Philadelphia, at whose suggestion, I presume, the Post War Planning Commission allocated twenty-five thousand dollars of our money to a group of experts to study a post-war planning program for Pennsylvania. Of the twenty-five thousand dollars they spent twenty thousand dollars and what they gave us was four bills which the Legislative Reference Bureau could have prepared for us in three days because the bills were centered mostly upon the Act of 1937 passed by the House and Senate and the amendment to the Insurance Law of 1923. They spent twenty thousand dollars for what I would have done for $10 on the line because it was only a question of putting some amendments into already existing law. The amazing thing, Mr. Speaker, is that the Post War Planning Commission does not have any other program, any alternative program for housing in Pennsylvania, if for any reason the Senate refuses to go along on the four bills passed by this House.

When you spend twenty-five thousand dollars for a housing program it seems to me you ought to be able to make your first best offer and be ready for the second best offer, but the Planning Commission has no such offer because they never made a study. They paid twenty thousand dollars to get four bills drafted which we corrected in the House, and in case you are not quite certain of that fact then I refer you to the Department of Commerce. The Department of Commerce will tell you that its Planning Board under the able work of Frank Pitkin, who in my estimation is one of the best of the planners we have in Pennsylvania, has been making a housing study.

Their housing study is available to the Post War Planning Commission, but I have yet to learn whether the Post War Planning Commission asked Mr. Pitkin or the Department of Commerce for their help. If they did they did a smart thing, but if, as the Executive Director states in his budget here that they have no alternative program, that suggests that either they ignored Mr. Pitkin or the Department of Commerce or just that they never asked—I do not know. This is just one instance of the many things I could read to you by the page of the faults and the defects in the Post War Planning Commission.

A couple of weeks ago I listened rather carefully to the gentleman from Delaware, Mr. Turner, for whom I have the greatest respect for his intimate and deep knowledge of government wheels that turn and mesh and makes things go around in Harrisburg. It seems to me that perhaps he was hitting the right note when he suggested, to my mind at least, that we were spending money for a Post War Planning Commission that has not planned, that we have spent a lot of money and we intend to spend a lot of money for its administrative purposes, and on its word, or not on its word, depending upon whether we can find them or cannot find them, to spend over the next ten years possibly one billion dollars without any more information to the Members of the House that we have no bills for and we have no alternative plans. We do not know where the plans are because they have not been shown to us. "Take what we give you" without anybody accepting the responsibility or the absolute sponsorship of these measures. Perhaps they are afraid to tell us what they have done, and perhaps what the gentleman from Delaware said two weeks ago should be followed, that Members of the House ought to be on that Commission, that we ought to put our legislative brains together with their civic brains and get a workmanlike job and a comprehensive job that we can turn to in a book and say "There are the plans, this is what we are going to do and this is what it is going to cost".

I say to you, Mr. Speaker, that House Bill 1266 provides that they may allocate funds where they have been appropriated, and as the interrogation has suggested, without knowing why or when or where—nobody knows. We passed a bill allocating one million dollars not so long ago to be used for the help of surveyors and draftsmen and engineers of local communities in their postwar projects. But has our Post War Planning Commission told us whether any community or municipality has given its plan consideration and taken advantage of the suggestions or directions, or are we going to have that one million dollars lying around there for the County Commissioners to come along and allocate to themselves on the basis of population, or shall it be on the basis of what plans of what ideas they have, or is it going to be allocated on the basis of "You have done your work well, here is your money for your work." Are we giving a blank check to somebody somewhere? Are we just going to pass bills, blindly appropriating millions and millions of dollars and say "Do it that way because now we have the money".

It occurs to me, Mr. Speaker that the only reason some people criticize the New Deal for spending a lot of money was because they had none of their own to spend, and now that they have got it to spend they think that the New Deal is fine, a fine thing to spend it, to give a blank check, but do not tell the Legislature how you are going to do it or why, because the Director of the Post War Planning Commission at the public hearing said, "We have projected plans to spend one billion dollars over ten years, but where you get the money I don't know; it is your job, you levy the taxes. You raise the money, these are the plans." If that is the way it

is, Mr. Speaker, let us go slow. If that is the way it is let us act now. If the majority party does not want to act it is perfectly O. K. There are one hundred and seven votes down the line on its passage.

The position on this side is that we will go along with all these corrections and all these changes, that we will go along with all the things that will aid the Commonwealth's physical plant or anything that will do the Government plant good, but we are protesting now the loose and unworkmanlike and unstatesmanlike method of approaching what is perhaps one of the great problems in Pennsylvania, and which over the years might become its most difficult problem, and for which somebody some day is going to take an awful lot of criticism. Five years from now you may criticize Governor Martin for it and he is supposed to take the blame; he has broad shoulders and he can stand it, but he won't be Governor then and some other Governor might get blamed and he will say, "It is not my fault, Governor Martin did it." The same thing applies to any party in power, they may get blamed for it, and if you think you can shake it off, go ahead, but I think if we are going to have the responsibility in the future we ought to ask the questions now.

Mr. TURNER. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Wood, the Chairman of the Appropriations Committee.

The SPEAKER pro tempore. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. NORMAN WOOD. I shall, Mr. Speaker.

Mr. TURNER. Mr. Speaker, I would like to ask the gentleman whether within his knowledge as chairman of the Appropriations Committee there has been any appropriation of funds which may be used for allocation to counties to match funds which they might have for a post-war program?

Mr. NORMAN WOOD. Mr. Speaker, to the best of my knowledge there has not been.

The SPEAKER pro tempore. The Chair requests the gentleman from Montgomery, Mr. Lloyd H. Wood, to preside.

MR. LLOYD H. WOOD IN THE CHAIR

Mr. TURNER. That is all, I thank the gentleman.

Mr. Speaker, I regret that I did not hear all of the discussion by the gentleman from Philadelphia, Mr. Cohen, on the subject, but as he referred to some remarks which I had made previously, I think the House knows that I have a rather firm conviction that we are not proceeding in the proper way to set up a post-war program and to allocate funds. Nevertheless, I can see no reason for giving to the Post War Planning Commission power whenever funds are available to allocate funds to the various counties and agencies for such post-war projects upon the matching of allocations by the county, if there is no appropriation for that purpose. I believe that if we had a vast fund of money that we could use for post-war planning projects and that we thereby might be able to set up a definite program by which the Legislature would say, for instance, "We think that stream clearance is the number one program in Pennsylvania and we will set aside fifty million dollars to help the municipalities or to match the funds raised by the municipalities," or if we say that we believe that there are certain congested traffic situations which we would match, or if we would say that a number of other things that you could think of that we might match the funds that the municipality might have, that in the experience of the last fifteen years that is probably the proper way to approach it. Certainly the Legislature ought to have some control over the kind of program that is going to be instituted, and the amount of money which this session of the Legislature could appropriate would be infinitesimal, I am certain, in spite of the large surplus we have and it would hardly do any good. Therefore, we might find all kinds of projects which were instituted by counties; some of them might be sewage projects, some of them might be playgrounds, some of them might be some other things, but there would be no real plan for the determination of the kind of projects we are going to have. For that reason I feel that this bill should not be passed, because it would be placing on the statute books a surplusage of power to the Post War Planning Commission that they cannot hope to exercise in the next two years, and if we want to do this at the time that we have the money to allocate it, let us set it up at that time.

Mr. LICHTENWALTER. Mr. Speaker, I rise to reply to the gentleman from Philadelphia. I believe that as far as this bill is concerned it is just a deep hope of the gentleman from Berks, Mr. McAtee, that sometime in the future there might be some funds available that he could call upon, and felt that the Post War Planning Commission might be the agency to disburse those funds. I say, Mr. Speaker, it it just a deep hope, and I believe this bill is the personal ambition of the gentleman from Berks, Mr. McAtee, but I also know that the gentleman from Philadelphia, Mr. Cohen, has had a bulging briefcase and a bitter phobia on the Post War Planning Commission, as was revealed here in the discussion this afternoon, and of course when he saw the words "Post War Planning Commission" I knew that his bulging briefcase would be opened and that we would have his report.

But I do want to keep the record clear, Mr. Speaker, that the millions of dollars of appropriations which we are speaking of that are being carried forth in the legislation now on the calendar is no part of the Post War Planning Commission's plan or program. That is the program of the Governor as recommended in his message to be carried out by the departments directly under his control in the expenditures for these various institutions. The expenditures that are to be made from these moneys so appropriated by any Department must first have his approval. Therefore, Mr. Speaker, let us not become confused and talk about the millions of dollars which we are appropriating in these bills as part of the Governor's program with the program of the Post War Planning Commission.

Mr. TURNER. Mr. Speaker, my attention has just been called to the fact that we passed a bill providing one million dollars to be allocated by the Post War Planning Commission for plans. As I recall, I think the plan is to pay fifty per cent of the costs of the plans of municipalities in the Post War Program. Therefore it is said that this merely co-ordinates—that is not the

word I want to use—it dovetails with the other measures.

As I said, understand that this dovetails. It is my understanding that the other bill was a specific allocation of one million dollars to the Post War Planning Commission, with a definite direction that that was to be used in paying part of the expenses of the cost of programs or plans. I followed that very closely because we are very deeply interested in my county; we are planning some sewage disposal plants and our small municipalities are very much interested in that fund. I do not believe that this therefore has anything to do with the other measures, but in order that we may be safe, I would move that House Bill 1256 be placed upon the final passage postponed calendar.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. TURNER. Mr. Speaker, I move that this bill be placed on the postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1282, as follows:

An Act to further amend the title and section three of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as last amended 'An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstance of fires and the inspection of all and the removal or change of certain buildings imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" including political subdivisions among the owners and occupants of buildings who may be required to remove or change such buildings

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and section three of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as last amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstance of fires and the inspection of all and the removal or change of certain buildings imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" as last amended by the act approved the twenty-eighth day of April one thousand nine hundred forty-three (P. L. 123) are hereby further amended to read as follows

An Act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstance of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties

Scetion 3 (a) The Pennsylvania State Police or its assistants upon the complaint of any person or whenever it or they shall deem it necessary shall inspect the buildings and premises within their jurisdiction Whenever any of the said officers shall find any buildings or structures which for want of repairs or by reason of age or dilapidated condition or accumulatioon of waste rubbish debris explosive or inflammable substance in any buildings or on premises constituting a fire menace or hazard or for any other cause making it especially liable to fire and endangering property and so situated as to endanger other property it or they shall order the same to be removed or remedied if the same is reasonably practicable thereby lessening the danger of fire Whenever such officer shall find in any building combustible or explosive matter or inflammable conditions which are in violation of any law or ordinance applicable thereto or dangerous to the safety of such building thereby endangering other property it or they shall order the same to be removed or remedied and such order shall contain a notice that an appeal therefrom may be taken and shall forthwith be complied with by the owner or occupant of such premises or buildings

(b) If such order is made by any assistant to the Pennsylvania State Police such owner or occupant may within five days appeal to the Pennsylvania State Police which shall within ten days review such order and file its decision thereon and unless by its authority the order is revoked or modified it shall remain in full force and be obeyed by such owner or occupant Any owner or occupant who feels aggrieved by any order of the Pennsylvania State Police or by any decision upholding or modifying any order of any of its assistants may within five days after the same has been made or filed by the Pennsylvania State Police file his petition with the court of common pleas of the proper county praying a review of such order and it shall be the duty of the court to hear the same at the first convenient day and to make such order in the premises as right and justice may require

(c) The service of any such order shall be made upon the owner or occupant of the premises to whom it is directed by either delivering a true copy of same to such occupant personally or by delivering the same to and leaving it with any person in charge of the premises or in case no such person is found upon the premises by affixing a copy thereof in a conspicuous place on the door to the entrance of the said premises Whenever it may be necessary to serve such an order upon the owner of premises such order may be served either by delivering to and leaving with the said person a true copy of the said order or if such owner is absent from the jurisdiction of the officer making the order by mailing such copy to the owner's last known post office address

(d) Any owner or occupant refusing or neglecting to comply with any final order or notice issued by the Pennsylvania State Police or under its direction by any inspector or member of the Pennsylvania State Police shall upon conviction thereof under summary proceedings instituted before any magistrate alderman or justice of the peace in the county where such violations occur be sentenced to pay a fine of not less than fifty dollars ($50.00) nor more than two hundred dollars ($200.00) and in default of the payment of such fine and costs to be imprisoned in the county prison one day for each dollar of fine and costs unpaid Upon conviction after hearing the sentences provided in this act shall be imposed and shall be final unless an appeal be taken in the manner prescribed by law

All fines collected under this act shall be paid into the

General Fund in the State Treasury through the Department of Revenue

(e) The term "owner or occupant" as used in this section shall include individuals partnerships associations corporations and political subdivisions The term shall also include counties and cities with respect to buildings and premises which they are by law required to purchase at tax sales and which they hold as trustees for the benefit of all political subdivisions for the taxes of which the property was sold

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Reynolds,
Baker,	Gallagher,	Mahany,	Riley,
Barrett,	Gardner,	Matthews,	Robertson,
Barton,	Getchey,	McAtee,	Root,
Baumunk,	Gibson,	McClester	Rose,
Bentzel,	Goodling,	McCormack,	Royer,
Boies,	Gore,	McDowell,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Green,	McLanahan,	Scanlon,
Boorse,	Greenwood,	McMillen,	Schuster,
Boory,	Greer,	McNair,	Serrill,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tahl,
Costa,	Howells,	Myhan,	Tate,
Coulson,	Hunter,	Nagel,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,		Speaker.

NAYS—0

NOT VOTING—2

Bentley, Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 498, as follows:

An Act authorizing the prothonotary in counties of the fourth class to appoint a solicitor prescribing the duties and qualifications of such solicitor fixing his term and providing for the fixing of his salary and the payment thereof by the county

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all counties of the fourth class the prothonotary may appoint one person as his solicitor

Section 2 Said solicitor shall be a person learned in the law who has been qualified for admission to practice as an attorney in the Supreme or Superior Court of this Commonwealth

Section 3 Said solicitor shall advise the prothonotary upon all legal matters that may be submitted to him and conduct all litigation connected with the prothonotary's office when requested so to do by the prothonotary The solicitor shall hold office for the term for which the prothonotary was elected His salary shall be fixed by the salary board and shall be paid by the county in the same manner as the salaries of other county employes are paid

Section 4 The provisions of this act shall become effective immediately upon final enactment

Section 5 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Riley,
Baker,	Gallagher,	Mahany,	Robertson,
Barrett,	Gardner,	Matthews,	Root,
Barton,	Getchey,	McAtee,	Rose,
Baumunk,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Boies,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,
Boney,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Mills,	Snider,
Brown,	Hare,	Milliken,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trachtman,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,			

Duffy,	Krise,	Petrosky,	Waterhouse,
Dye,	Kurtz,	Pettigrew,	Watkins,
Elder,	Lane,	Pickens,	Weiss,
Elish,	Laughner,	Polaski,	Welsh,
Erb,	Lee,	Polen,	Wescott,
Ewing,	Leisey,	Powers,	White,
Finnerty,	Leonard,	Propert,	Wood, L. H.,
Flack,	Levy,	Readinger,	Wood, N.,
Fleming,	Lichtenwalter,	Reagan,	Worley,
Foor,	Loftus,	Reese, D. P.,	Wright,
Fox,	Longo,	Reese, R. E.,	Yeakel,
Freed,	Lopez,	Regan,	Yester,
Frost,	Lovett,	Reidenbach,	Fiss,
Fullerton,	Lyons,	Reilly,	Speaker.
	Madden,	Reynolds,	

NAYS—0

NOT VOTING—2

Bentley. Chervenak.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 66, as follows:

An Act making an appropriation to the Department of Forests and Waters for improvement and development of the Ports of Philadelphia Chester Pittsburgh and Erie

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million dollars ($1,000,000) or so much thereof as may be necessary is hereby appropriated to the Department of Forests and Waters for the improvement and development of the Ports of Philadelphia Chester Pittsburgh and Erie

Section 2 The amounts to be allocated to each port shall be recommended by the Secretary of Forests and Waters and approved by the Governor

Section 3 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. COHEN. Mr. Speaker, I would like to point out to the gentlemen on the other side, especially the gentleman from Lehigh, Mr. Lichtenwalter, that we are appropriating one million dollars for the improvement of four ports in Pennsylvania. I think that everybody in the House might be interested to know that the "No-it-is-here-and-now-it-is-not here" Post War Planning Commission is spending some money to make a study of these ports, which I hope is true, but if it is not, it is a good idea anyway.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Riley,
Baker,	Gallagher,	Mahany,	Robertson,
Barrett,	Gardner,	Matthews,	Root,
Barton,	Getchey,	McAtee,	Rose,
Baumunk,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Boies,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,
Boney,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Milliken,	Snider,
Brown,	Hare,	Mills,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trachtman,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Duffy,	Kurtz,	Pettigrew,	Watkins,
Dye,	Lane,	Pickens,	Weiss,
Elder,	Laughner,	Polaski,	Welsh,
Elish,	Lee,	Polen,	Wescott,
Erb,	Leisey,	Powers	White,
Ewing,	Leonard,	Propert,	Wood, L. H.,
Finnerty,	Levy,	Readinger,	Wood, N.,
Flack,	Lichtenwalter,	Reagan,	Worley,
Fleming,	Loftus,	Reese, D. P.,	Wright,
Foor,	Longo,	Reese, R. E.,	Yeakel,
Fox,	Lopez,	Regan,	Yester,
Freed,	Lovett,	Reidenbach,	Fiss,
Frost,	Lyons,	Reilly,	Speaker.
Fullerton,	Madden,	Reynolds,	

NAYS—0

NOT VOTING—2

Bentley, Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1235, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain claims against the Commonwealth and that department arising out of professional services rendered by physicians in workmen's compensation cases.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER pro tempore. Will the gentleman from Centre permit himself to be interrogated?

Mr. FROST. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, may I ask the sponsor of the bill to explain the bill? May I ask the gentleman what the purpose of the bill is and what they are paying for?

Mr. FROST. Mr. Speaker, the purpose of the bill is to pay for professional medical services in the Commonwealth of Pennsylvania in Workmen's Compensation as a medical inspector, in the amount of $1,351.

Mr. LOVETT. Mr. Speaker, will the gentleman explain what the services were that were rendered.

Mr. FROST. Mr. Speaker, the services were for the inspection of claims for the Department of Workmen's Compensation which were requested. This man was appointed by the Workmen's Compensation Fund as an inspector to inspect their claims when he was called upon to do so.

Mr. LOVETT. Mr. Speaker, may I ask the gentleman if this is the regular procedure, if they do this year in and year out.

Mr. FROST. No, Mr. Speaker, these services were rendered some years ago, and it is the only method for the collection of a just bill.

I might further inform the gentleman that I took the matter up with Mr. Delaney in the Justice Department. He went through the record and claims that this is a just and fair bill that should be paid.

Mr. LOVETT. Mr. Speaker, will the gentleman explain the time this work was done and what was the nature of the work that was done?

Mr. FROST. I do not have the exact time, Mr. Speaker. The work was done years ago, I believe under the Pinchot administration. The work was done at the request of the Workmen's Compensation Board in cases that they wanted inspections made on, and verified as to claims.

Mr. LOVETT. I want to thank the gentleman.

Mr. Speaker, I certainly feel myself that I do not know whether to oppose this bill or vote for it and I do not think any other Member of the House knows. It seems to be a mystery to some extent as to how it happened and why we have to pay this bill. It has been a long number of years back, and I thought perhaps the statute of limitations might have excused us from the payment of these bills.

The SPEAKER pro tempore. Has the gentleman from Westmoreland a remedy in mind?

Mr. LOVETT. Mr. Speaker, I'm just getting a few hints from some of my friends here, that this may open up a practice where doctors could come in and be paid for services rendered back some years ago, and so on and so forth, and the more I hear from my friends here the more I think that we should at least pass this bill over until we find out something about it

MOTION TO POSTPONE

Mr. LOVETT. I move that this bill be placed on the postponed calendar.

Mr. BAKER. Mr. Speaker, I ask for a roll call.

Mr. ANDREWS. Mr. Speaker, would the gentleman from Allegheny, Mr. Baker, be satisfied if the Chairman of the Appropriations Committee ascertains from the Department of Labor and Industry the status of this claim and reports it to the House? I believe he could do so tomorrow, and if this is a just claim we want to pay it. I do not think that the gentleman from Allegheny would object to letting the bill go over until we get a report from the Chairman of the Appropriations Committee.

Mr. BAKER. I will agree, Mr. Speaker.

Mr. FROST. The procedure that Mr. Andrews has suggested is perfectly satisfactory to me as the sponsor of the bill.

The SPEAKER pro tempore. Will the gentleman from Westmoreland withdraw his motion to place this bill on the final passage postponed calendar?

Mr. LOVETT. I shall, Mr. Speaker, provided the bill be passed over.

The SPEAKER pro tempore. Will the gentleman from Allegheny withdraw his request for a roll call?

Mr. BAKER. I will, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks both gentlemen.

If there is no objection the Chair withdraws its decision that the bill was agreed to on third reading. The Chair hears none.

BILL PASSED OVER

There being no objection

House Bill No. 1235, Printer's No. 633,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 205, as follows:

An Act to further amend section four and to amend section seventeen of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors, providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by exempting from such tax liquid fuels used for the operation of stationary engines in agricultural pursuits and the operation of tractors and machinery used for agricultural purposes other than on the highways and providing refunds of taxes paid on such liquid fuels

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State

officers and departments providing for refunds imposing penalties and making an appropriation" as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 616) is hereby further amended to read as follows

Section 4 Imposition of Tax Exemptions and Deductions A permanent State tax of three cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth excepting liquid fuels delivered to the United States Government on presentation of a duly authorized United States Government exemption certificate or other evidence satisfactory to the department and such liquid fuels used or sold and delivered as are not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States and excepting such liquid fuels as are used to operate stationary engines or to propel or operate tractors or other machinery used other than on the public highways Provided That the tax herein imposed and assessed shall be collected by and paid to the Commonwealth but once in respect to any liquid fuels

[In addition to such tax an additional emergency State tax of one cent a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth for the period beginning on the day this act become effective and ending on the thirty-first day of May one thousand nine hundred and forty-five]

Distributors shall be liable to the Commonwealth for the collection and payment of the tax imposed by this act The tax imposed by this act shall be collected by the distributor at the time the liquid fuels are used or sold and delivered by the distributor and shall be borne by the consumer

The tax shall be payable upon liquid fuels sold and delivered to or used by the Commonwealth and every political subdivision thereof

The department shall allow such handling and storage losses of liquid fuels as are substantiated to its satisfaction

Section 2 Section seventeen of said act is hereby amended to read as follows

Section 17 Refunds The Board of Finance and Revenue may refund to distributors taxes penalties and interest paid by them on liquid fuels delivered to the United States government or paid as the result of an error of law or of fact or of both law and fact Claims for such refund shall be made under the procedure prescribed by The Fiscal Code

The Board of Finance and Revenue shall have the power to make such refunds and all persons who shall buy liquid fuels on which the tax imposed by this act shall have been paid and shall consume the same in the operation of stationary engines in agricultural pursuits or in the operation of tractors or other machinery used for agricultural purposes other than on the public highways shall be entitled to a refund of the amount of such tax All such claims for refund shall be made by affidavit in such form and containing such information at the Board of Finance and Revenue by rules and regulations shall prescribe The board may require such proof and information and require such investigations to be made in individual cases as it shall deem necessary Any person making any false or fraudulent affidavit for the purpose of a refund of the tax shall be guilty of perjury

For the purposes of refund each calendar year shall consist of two periods the first to begin on the first day of January and end on the thirtieth day of June and the second to begin on the first day of July and end on the thirty-first day of December of each year All petitions for refund must be filed within the period next succeeding the one in which the tax was paid of which refund is requested and no refund shall be made unless such petition is so filed but shall be forever barred

All refunds of moneys allowed hereunder shall be paid from the Motor License Fund and the Liquid Fuels Tax Fund in amounts equal to the original distribution and payment of such moneys into said funds

As much of the moneys from time to time in the Motor License Fund and the Liquid Fuels Tax Fund as may be necessary is hereby appropriated to the Board of Finance and Revenue for the purpose of making refunds as herein authorized Estimates of the amounts to be expended from these funds for refunds from time to time by the board shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations to administrative departments boards and commissions and it shall be unlawful for the Auditor General to honor any requisition of the Board of Finance and Revenue for the expenditure of moneys hereunder in excess of the estimates approved by the Governor

Section 3 This act shall become effective on the first day of June one thousand nine hundred and forty-five

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

QUESTION OF INFORMATION

Mr. ANDREWS. Mr. Speaker, do we have this bill as amended? Was not the bill amended yesterday?

The SPEAKER pro tempore. The Chief Clerk advises the Chair that the bill is on the desks of the Members.

Mr. ANDREWS. I find it on my desk, Mr. Speaker.

I would just like the indulgence of the Chair. We have had some unfortunate experiences with amendments on bills and I think it is wise that we check up on these amendments hereafter.

The SPEAKER pro tempore. The Chair agrees with the gentleman.

Mr. ANDREWS. All right, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gallagher,	Mahany,	Riley,
Baker,	Gardner,	Matthews,	Robertson,
Barrett,	Getchey,	McAtee,	Root,
Barton,	Gibson,	McClester,	Rose,
Baumunk,	Goodling,	McCormack,	Royer,
Bentzel,	Gore,	McDowell,	Rudisill,
Boies,	Grant,	McKinney,	Salus,
Bonawitz,	Green	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNair,	Serrill,
Boory,	Guthrie,	McNally,	Shaffer,
Bower	Gyger,	Mihm,	Shoemaker,
Brancato,	Haberlen,	Mikula,	Skale,
Breisch,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brothers,	Hare,	Mills,	Snider,
Brown,	Haudenshield,	Modell,	Snyder,
Brunner, C. H.,	Heatherington,	Mooney,	Sollenberger,
Brunner, P. A.,	Helm	Moore, C. E.,	Sorg,
Burns,	Hennihan,	Moore, W. J.,	Stank,
Cadwalader,	Herman,	Moran,	Stockham,
Cohen,	Hersch,	Moser,	Stonier,
Coleman,	Hewitt,	Munley,	Stuart,
Cook,	Hoggard,	Murray, M. L.,	Swope,
Cooper,	Hoopes,	Murray, P. G.,	Tahl,
Corrigan,	Howells,	Myhan,	Tate,
Costa,	Hunter,	Nagel,	Tittle,
Coulson,	Huntley,	Nelson,	Trachtman,
Coyle,	James,	O'Brien,	Trent,
Cullen,	Jones,	O'Connor,	Trout,
Dague,	Kennedy,	O'Dare,	Turbett,
Dalrymple,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,		

Depuy,	Kolankiewicz,	O'Neill,	Varallo,
Dillon,	Komorofski,	Owens,	Verona,
Dix,	Krise	Pentrack,	Wachhaus,
Dougherty,	Kurtz,	Petrosky	Wagner,
Duffy,	Lane,	Pettigrew,	Waterhouse,
Dye,	Laughner,	Pickens,	Watkins,
Elder,	Lee,	Polaski,	Weiss,
Elish,	Leisey,	Polen,	Welsh
Erb,	Leonard,	Powers,	Wescott,
Ewing,	Levy,	Propert,	White,
Finnerty,	Lichtenwalter,	Readinger,	Wood, L. H.,
Flack,	Loftus,	Reagan,	Wood, N.,
Fleming,	Longo,	Reese, D. P.,	Worley,
Foor,	Lopez,	Reese, R. E.,	Wright,
Fox,	Lovett,	Regan,	Yeakel,
Freed,	Lyons,	Reidenbach,	Yester,
Frost,	Madden,	Reilly	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker
Gaffney,			

NAYS—0

NOT VOTING—2

Bentley, Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 908, as follows:

An Act to amend and further amend certain sections of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by changing the name of the Commissioner of Health to the Secretary of Health further regulating the duties of medical inspectors and sanitary officers and the employment of school nurses and dental hygienists requiring school employes and pupils to undergo examinations authorizing advisory health councils and repealing certain acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand five hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 939) is hereby further amended to read as follows

Section 1501 Every school district of the first second or third class in this Commonwealth shall annually provide medical inspection of all the pupils of its public schools by proper medical inspectors to be appointed by the board of school directors of the district in sufficient number to conduct the required inspection in conformity with the standard requirements by the [Commissioner] Secretary of Health for the medical inspection of schools in such district Such medical inspection shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian All such medical inspectors shall be physicians legally qualified to practice medicine in this Commonwealth who have had at least two years' experience in the practice of their profession and shall be paid such amounts as the boards of school directors may determine Provided That nothing in this act shall preclude the appointment of health officers of municipalities as medical inspectors in the school districts of this Commonwealth

Section 2 Article fifteen of said act is hereby amended by adding thereto a new section to read as follows

Section 1501.1 Medical inspectors of the several school districts shall make sight and hearing tests of the pupils in such schools at least once in each school year Such tests for hearing shall be made with audiometers or with such other scientific devices as may meet the approval of the Department of Public Instruction which shall be provided by the said department for use in the various school districts The Department of Public Instruction shall prescribe to the boards of school directors and medical inspectors of school suitable rules of instructions as to the tests and examinations to be made as provided in this section together with test cards and blanks deemed necessary for carrying out the purposes of this section The Department of Public Instruction shall provide in the State teachers' colleges instruction and practice in the best methods of testing the sight and hearing of children and shall prescribe the scientific appliances which shall be used by State teachers' colleges to provide such instruction

The Superintendent of Public Instruction shall appoint a specialist for sight and hearing in his department who shall assist medical inspectors in the several school districts in making sight and hearing tests of pupils of the public schools He shall also assist in providing instruction and practice in the State teachers' colleges in the best methods of testing the sight and hearing of children and shall perform such other duties as the Superintendent of Public Instruction shall prescribe The Superintendent of Public Instruction shall also appoint a competent person to supervise audiometric tests Such person shall be one certified to teach in the public schools shall be thoroughly familiar with the use and purpose of audiometers and shall have some experience in medical social service Such person shall supervise the use of audiometers and other scientific appliances used in hearing tests and perform such other duties as may be assigned by the specialist for sight and hearing

Section 3 Section one thousand five hundred three of said act as last amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2560) is hereby further amended to read as follows

Section 1503 In every school district of the fourth class in this Commonwealth the State Department of Health shall provide in such manner as it may determine medical inspection for all the pupils in the public schools by proper medical inspectors to be appointed by the [State Commissioner] Secretary of Health at the expense of said department In the event that such department because of lack of funds is unable to provide adequate medical inspection at its expense the school district may at its own expense provide such medical inspection or additional medical inspection All such medical inspectors shall be legally qualified physicians who have had not less than two years' experience in the practice of their profession Such medical inspection shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian

Section 4 Section one thousand five hundred four of said act as last amended by the act approved the twentieth day of June one thousand nine hundred nineteen (P. L. 511) is hereby further amended to read as follows

Section 1504 In every school district which is required by this act to provide medical inspection for its public schools the secretary of the school board or the district superintendent of schools shall on or before the first day of September of each year report to the [Commissioner] Secretary of Health the names of the medical inspectors or the name of the chief medical inspector with the number of assistants or additional inspectors appointed

for the ensuing term and if such medical inspection as is herein required is not furnished within thirty days after the beginning of the school term the [Commissioner] Secretary of Health shall after two weeks' written notice to the board of school directors of such district appoint a properly qualified medical inspector or inspectors for the district for the remainder of the school term and shall fix the compensation for the same which shall be paid by the district

Section 5 Section one thousand five hundred five of said act as last amended by the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 939) is hereby further amended to read as follows

Section 1505 The medical inspectors shall at least once each year inspect and carefully test and examine all pupils in the public schools of their district giving special attention to defective sight hearing teeth or other disabilities and defects specified by the [Commissioner] Secretary of Health in his directions and requirements for medical inspection of schools and shall make such additional inspections and examinations as shall be provided for in said directions or required by the [Commissioner] Secretary of Health the principal or the district superintendent of schools Each medical inspector shall make to the teacher or if the board of school directors so directs to the principal or district superintendent of schools a written report concerning all pupils found to need medical or surgical attention and giving careful directions concerning the care of each pupil who needs special care while in school The teacher principal or district superintendent shall promptly send a copy of the medical inspector's report upon each child requiring treatment to the parents or guardian thereof and shall keep the report concerning the pupils found to need medical or surgical attention until the last month of the school term carrying out as carefully as possible the medical inspector's directions concerning the special care of pupils while in school noting any corrections of defects reported and in fourth class school districts shall return the report to the [Commissioner] Secretary of Health in first second and third class school districts to the district superintendent of schools or to the principal of schools if no district superintendent who shall make such reports to the [Commissioner] Secretary of Health as he may require

Section 6 Section one thousand five hundred six of said act is hereby amended to read as follows

Section 1506 The medical inspector in the first second and third class districts shall at least once each year and as early in the school term as possible make a careful examination of all privies water-closets urinals cellars the water-supply and drinking vessels and utensils and shall make such additional examinations of the sanitary conditions of the school buildings and grounds as he deems necessary or as the regulations of the State Department of Health or the rules of the board of school directors or of the local board of health require He shall see that the laws of the Commonwealth relating to the health and sanitation of the public schools and the requirements of the local board of health are complied with In school districts of the fourth class the sanitary officer appointed by the Secretary of Health shall annually make a sanitary survey of the school building and grounds and report his findings to the Secretary of Health who in turn will advise the board of school directors as to the condition of their schools and officially notify them of unsanitary conditions that need abatement The sanitary officer shall see that laws of the Commonwealth relating to the health and sanitation of the public schools and the requirements of the local boards of health are complied with

Section 7 Section one thousand five hundred seven of said act is hereby amended to read as follows

Section 1507 [He] Medical and dental inspectors shall promptly make such reports to the [Commissioner] Secretary of Health as are required by him or by the regulations of his department and such reports to the local boards of school directors as he deems necessary or as are required by the [Commissioner] Secretary of Health or by the board of school directors [He] The medical and dental inspectors shall perform such other duties as may be required by the health and sanitation laws of this Commonwealth or by the board of school directors

Section 8 Section one thousand five hundred eight of said act as last amended by the act approved the first day of May one thousand nine hundred thirty-three (P. L. 208) is hereby further amended to read as follows

Section 1508 [Any] Each board of school directors or boards of school directors jointly may employ one or more school nurses who shall be graduates of [reputable] accredited training schools for nurses certificated by the Department of Public Instruction as school nurses and who shall be registered in this Commonwealth with the State Board of Examiners for the Registration of Nurses and shall define their duties and any two or more school districts may jointly employ school nurses Any school district may in any health work in which it is authorized to engage cooperate with any county city borough town or township engaged in health work

Section 9 Article fifteen of said act is hereby amended by adding thereto a new section to read as follows

Section 1508.1 Any board of school directors or boards of school directors jointly may employ one or more dental hygienists who shall have successfully completed a curriculum in dental hygiene and have been licensed by the State Dental Council and Examining Board of the Pennsylvania Department of Public Instruction and certified as a public school dental hygienist by the Pennsylvania Department of Public Instruction and shall define their duties and any two or more school districts may jointly employ dental hygienists

Section 10 Section one thousand five hundred nine of said act as last amended by the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 561) is hereby further amended to read as follows

Section 1509 No person having [tuberculosis of the lungs] any form of tuberculosis in a transmissible stage shall be a pupil teacher janitor or any other employe in any public school unless it be a special school carried on under the regulations made for such schools by the [Commissioner] Secretary of Health The board of directors of any school district may appropriate such funds as may be necessary to pay for x-ray or other medical examinations to determine the presence or absence of tuberculosis in any [pupil] teacher janitor or other employe of the district

Section 11 Article fifteen of said act is hereby further amended by adding thereto the following new sections to read as follows

Section 1513 On or before the first day of October each year all teachers and school employes shall be required to submit to the board of school directors such evidence of physical fitness as may be required by the Secretary of Health on an official form provided for that purpose These examinations shall be made by school physicians at the expense of the Secretary of Health or local boards of school directors or may at the option of the person examined and at his own or her expense be made by any other physician licensed to practice in this Commonwealth

Section 1514 If at any time during the school year the superintendent of schools or supervising principal discovers the need for special examination of any school employe or pupil he shall refer such case to the responsible medical examiner for special consultation and recommendation

Section 1515 In school districts of the first second and third class having a district superintendent and schools under the supervision of the county superintendent of schools shall set up an advisory health council to study the health needs and assist in organizing a follow-up program Those making the medical and dental examinations shall make an annual report to this advisory council and later make a report on the remedial work which has been accomplished during the school year

This advisory council shall be composed of representatives of the medical and dental associations social oroganizations veterans organizations parent-teacher associations service clubs and other organizations in the area served

Section 1516 This act shall not be construed to compel any teacher school employe or pupil to submit to any medical or dental examination or treatment under the authority of this act when such teacher employe or the parent or guardian of such pupil objects to the same on religious grounds or to permit any discrimination against such teacher employe or pupil on account of the same

Section 12 The act of Assembly approved the second day of July one thousand nine hundred thirty-seven (P. L. 2707) is hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Riley,
Baker,	Gallagher,	Mahany,	Robertson,
Barrett,	Gardner,	Matthews,	Root,
Barton,	Getchey,	McAtee,	Rose,
Baumunk,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Boles,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,
Boney,	Greenwood,	McLanahan,	Schuster,
Boorse,	Green,	McMillen,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Mills,	Snider,
Brown,	Hare,	Milliken,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trachtman,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Duffy,	Kurtz,	Pettigrew,	Watkins,
Dye,	Lane,	Pickens,	Weiss,
Elder,	Laughner,	Polaski,	Welsh,
Elish,	Lee,	Polen,	Wescott,
Erb,	Leisey,	Powers,	White,
Ewing,	Leonard,	Propert,	Wood, L. H.,
Finnerty,	Levy,	Readinger,	Wood, N.,
Flack,	Lichtenwalter,	Reagan,	Worley,
Fleming,	Loftus,	Reese, D. P.,	Wright,
Foor,	Longo,	Reese, R. E.,	Yeakel,
Fox,	Lopez,	Regan,	Yester,
Freed,	Lovett,	Reidenbach,	Fiss,
Frost,	Lyons,	Reilly,	Speaker.
Fullerton,	Madden,	Reynolds,	

NAYS—0

NOT VOTING—2

Bentley,	Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE RESOLUTION No. 50

Mr. STUART. Mr. Speaker, I call up House Resolution No. 50, Printer's No. 636.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 10, 1945.

The General Assembly of the Commonwealth of Pennsylvania has been advised of the unanimous action of the Congress of the United States in adopting Senate Resolution No. 53, September 21, 1944.

The resolution, as adopted, reads:

"That the Congress of the United States expresses its belief in the world-wide right of interchange of news by news gathering and distributing agencies, individual or associate, by any means, without discrimination as to sources, distribution, rates or charges; and that this right should be perfected by international compact."

The principles embodied in and enunciated by the said resolution are in perfect accord with the opinion of the House on the interchange and distribution of news; therefore be it

Resolved (if the Senate concur), By the General Assembly of the Commonwealth of Pennsylvania, that it hereby extends its commendation to the Congress of the United States for its affirmance of the principles of the freedom of speech and press as guaranteed in this country by the Constitution of the United States of America, advocates the adoption of the same principles upon a world-wide basis, in freedom and equality of access to the truth and the facts, and urges upon the delegates of this country to the peace conference the adoption of an international compact in accordance with the mandate from the Congress of the United States; and be it further

Resolved, That a copy of this resolution be sent by the Chief Clerk of the House of Representatives to the Secretary of State of the United States, to the chairman of the Committee on Foreign Affairs of the United States Senate, and to the chairman of the Committee on Foreign Affairs of the House of Representatives of the United States.

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

RECONSIDERATION OF VOTE

Mr. ROOT. Mr. Speaker, I move that the vote by which House Bill No. 649, Printer's No. 395, entitled:

An Act to amend section seven of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the municipal court of Philadelphia and the judges of the county court of Allegheny County" by increasing the salaries of judges of the municipal court of Philadelphia

was placed on the third reading postponed calendar be reconsidered.

The motion was agreed to.

BILL PASSED OVER

There being no objection,

House Blil No. 649, Printer's No. 395,

was passed over at the request of Mr. ROOT.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 527

Mr. McCLESTER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 527, Printer's No. 651.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 527, entitled: "An Act to amend section four thousand three hundred one of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled 'An act relating to cities of the third class, and amending, revising, and consolidating the law relating thereto,' by further regulating the administration of the police pension fund."

Respectfully submit the following bill as our report:

C. Arthur Blass,
Charles H. Ealy,
Carleton T. Woodring,
(Committee on the Part of the Senate.)

Albert B. McClester,
Ray L. Riley,
Albert C. Readinger,
(Committee on the Part of the House of Representatives.)

An Act to amend section four thousand three hundred one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the administration of the police pension fund

The General Assembly of the Commonwealth of Pennylvania hereby enacts as follows

Section 1 Section four thousand three hundred one of he act approved the twenty-third day of June one thouand nine hundred thirty-one (P. L. 932) entitled "An ct relating to cities of the third class and amending revising and consolidating the law relating thereto" is ereby amended to read as follows

Section 4301 Police Pension Fund Direction of Cities hall establish by ordinance a police pension fund to be haintained by an equal and proportionate monthly charge gainst each member of the police force which shall not xceed annually three per centum of the pay of such ember which fund shall at all times be under the irection and control of council but may be committed to e custody and management of such officers of the ty or citizens thereof or corporations located therein may be designated by the council and applied under ch regulations as council may by ordinance prescribe r the benefit of such members of the police force as all receive honorable discharge therefrom by reason age or disability and the families of such as may be jured or killed in the service but such allowances as all be made to those who are retired by reason of the sabilities of age shall be in conformity with a uniform ale Any compensation paid to a corporate custodian the Police Pension Fund shall be paid from the Genal Fund of the City

On the question,

Will the House adopt the report of the Committee of nference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Riley,
Baker,	Gallagher,	Mahany,	Robertson,
Barrett,	Gardner,	Matthews,	Root,
Barton,	Getchey,	McAtee,	Rose,
Baumunk,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Boies,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,
Boney,	Green,	McLanahan,	Schuster,
Boorse,	Greenwood,	McMillen,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Milliken,	Snider,
Brown,	Hare,	Mills,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coyle,	Hunter,	Nagel,	Trachtman,
Coulson,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Duffy,	Kurtz,	Pettigrew,	Watkins,
Dye,	Lane,	Pickens,	Weiss,
Elder,	Laughner,	Polaski,	Welsh,
Elish,	Lee,	Polen,	Wescott,
Erb,	Leisey,	Powers,	White,
Ewing,	Leonard,	Propert,	Wood, L. H.,
Finnerty,	Levy,	Readinger,	Wood, N.,
Flack,	Lichtenwalter,	Reagan,	Worley,
Fleming,	Loftus,	Reese, D. P.,	Wright,
Foor,	Longo,	Reese, R. E.,	Yeakel,
Fox,	Lopez,	Regan,	Yester,
Freed,	Lovett,	Reidenbach,	Fiss,
Frost,	Lyons,	Reilly,	Speaker.
Fullerton,	Madden,	Reynolds,	

NAYS—0

NOT VOTING—2

Bentley, Chervenak,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 536.

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled

"An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 29, by striking out after the word "inspectors" the word "or" and inserting in lieu thereof the word "and"; also on page 3, line 2, by inserting after the word "optometrists" the following: "as shall be determined by the medical inspector".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Andrews,	Gaffney,	Madigan,	Riley,
Baker,	Gallagher,	Mahany,	Robertson,
Barrett,	Gardner,	Matthews,	Root,
Barton,	Getchey,	McAtee,	Rose,
Baumunk,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Boies,	Gore,	McDowell,	Salus,
Bonawitz,	Grant,	McMillen,	Scanlon,
Boney,	Green,	McKinney,	Schuster,
Boorse,	Greenwood,	McLanahan,	Serrill,
Boory,	Greer,	McNair,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Milliken,	Snider,
Brown,	Hare,	Mills,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Herman,	Moran,	Stonier,
Coleman,	Hersch,	Moser,	Stuart,
Cook,	Hewitt,	Munley,	Swope,
Cooper,	Hoggard,	Murray, M. L.,	Tahl,
Corrigan,	Hoopes,	Murray, P. G.,	Tate,
Costa,	Howells,	Myhan,	Tittle,
Coulson,	Hunter,	Nagel,	Trachtman,
Coyle,	Huntley,	Nelson,	Trent,
Cullen,	James,	O'Brien,	Trout,
Dague,	Jones,	O'Connor,	Turbett,
Dalrymple,	Kennedy,	O'Dare,	Turner,
Dennison,	Kirley,	O'Donnell,	Varallo,
Depuy,	Kline,	O'Neill,	Verona,
Dillon,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Duffy,	Kurtz,	Pettigrew,	Watkins,
Dye,	Lane,	Pickens,	Weiss,
Elder,	Laughner,	Polaski,	Welsh,
Elish,	Lee,	Polen,	Wescott,
Erb,	Leisey,	Powers,	White,
Ewing,	Leonard,	Propert,	Wood, L. H.,
Finnerty,	Levy,	Readinger,	Wood, N.,
Flack,	Lichtenwalter,	Reagan,	Worley,
Fleming,	Loftus,	Reese, D. P.,	Wright,
Foor,	Longo,	Reese, R. E.,	Yeakel,
Fox,	Lopez,	Regan,	Yester,
Freed,	Lovett,	Reidenbach,	Fiss,
Frost,	Lyons,	Reilly,	Speaker.
Fullerton,	Madden,	Reynolds,	

NAYS—0

NOT VOTING—2

Bentley, Chervenak.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1010.

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor-Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 11, by striking out after the word "The" the following: "A S T P Army" and inserting in lieu thereof the words "Armed Forces."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. SOLLENBERGER. Mr. Speaker, I move that the House do non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 24, 1945.

Resolved (if the Senate concurs), that House Bill No. 642, Printer's No. 221, entitled "An act authorizing in certain cases the issuance of motor vehicle operators' licenses to persons honorably discharged from the armed

forces of the United States or from any women's organization officially connected therewith without a learner's permit and the temporary suspension of existing laws requiring the same" be recalled from the Governor for the purpose of further consideration.

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 25, 1945.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week, it reconvene on Monday, April 30, 1945, at four o'clock p. m., and when the House of Representatives adjourns this week, it reconvene on Monday, April 30, 1945, at three o'clock p. m.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. ANDREWS. Mr. Speaker, as I understand, in order to gain an hour for the Printer, it is desired to move up the time of meeting of the House to three o'clock. I would like to say to the Members on this side that we will, with the House meeting at three o'clock, the Democratic Members of the House will caucus at three o'clock and try to join the rest of the House by 3:30 or thereabouts.

The SPEAKER pro tempore. The Chair would like to point out to the Members that we are talking about three o'clock next Monday, April 30.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, during the closing hours or days of this Session we will on this side insist that amendments to House Bills be in each case explained as to the effect of them, what has been done and what is the significance of the amendments. It has been the practice to accept the amendments on the basis of the concurrence of the Majority and Minority Leaders. There have been two very unfortunate experiences so far as amended bills are concerned, mysterious amendments, cases in which the Majority and the Minority Leaders failed to catch what was going on. Next week we will expect that in every instance the significance of amended bills will be fully explained to this House.

The SPEAKER pro tempore. The Chair hopes that is no reflection on the desk.

Mr. ANDREWS. It is no reflection on the desk but it is a reflection somewhere when a bill is mysteriously recalled from the Governor for the purpose of, as this House supposes, typographical amendments, changing simply something technical in the bill, and as a result of amendments that escaped the attention of the Minority Leader and the Majority Leader also, the whole intent of the bill is amended and changed. The bill goes back to be signed and it is necessary to pass a repealer to rectify the mistake that has been made. It is the concern of this House but no proper charge against the desk. It is something put in a very important measure, in a way that nobody knows, the Chairman of the Committee or the Members of the Committee, but from the Department of Justice comes into a bill, without the general knowledge of this House, an amendment that changes the whole nature of a bill. There are two instances that perilously approach sharp practice, the only two instances of the kind since this Legislature began, and instances in which the Majority Leader, nor any of his associates had any part, but instances which were the result of outside influences in the affairs of this House. That is the reason I am saying, Mr. Speaker, that during the coming week we will expect a full accounting of all amendments that are presented for consideration by this body.

TIME EXTENDED ON BILL

Mr. SORG. Mr. Speaker, at the request of the sponsor I move that the time on House Bill No. 969, Printer's No. 417, entitled:

An Act to repeal sections one thousand one hundred ninety to one thousand one hundred ninety-six of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" relating to opening making amending and repairing highways and bridges by contracts with taxpayers

on page 31 of today's calendar, bills on third reading postponed, be extended five days.

The motion was agreed to.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 45, 850 and 866

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 45, Printer's No. 215, entitled "An Act to further amend section two hundred one of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled 'An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' exempting from registration tractors and trailers used by farmers in certain cases"

EDWARD MARTIN

April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 850, Printer's No. 484, entitled "An Act to further amend sections five hundred twenty-two and five hundred twenty-four and to repeal section five hundred twenty-three of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by providing regulations relating to standard fire insurance policies"

EDWARD MARTIN.

April 25, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 866, Printer's No. 226, entitled "An Act to further amend the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licencing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, borough incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts making an appropriation and providing for refunds' by providing for the use of 'reflector type' flares as 'danger and caution signals' "

EDWARD MARTIN.

RESOLUTION

HOUSE BARBER SHOP

Mr. MOSER asked and obtained unanimous consent to offer a resolution, and that it be read for the information of the House.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 25, 1945.

Resolved, by the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, That the Speaker of the House shall appoint three members thereof to make an investigation of the probable cost incident to the establishment and maintenance of a barber shop in the Capitol Building for the use of the members of the House, and make a report to the House of Representatives not later than the first Monday in February, one thousand nine hundred and forty-seven.

The SPEAKER pro tempore. The resolution lies over for printing under the Rules.

PERMISSION TO ADDRESS HOUSE

Mr. McNALLY asked and obtained unanimous consent to address the House.

Mr. Speaker, Throughout the past few months that this Legislature has been in session, numerous bills were presented and passed, raising salaries of certain groups or individuals, and giving financial relief to various organizations and historical societies—yet nothing has been done to help the aged and feeble men and women and the dependent and neglected children of this Commonwealth to maintain a decent standard of living.

Especially among the aged is this problem vital and serious.

In some cases the burden is put upon already overburdened sons or daughters, who are trying to properly raise a family of their own.

Ladies and gentlemen, these helpless people are Americans, who do not seek charity.

They would gladly go to work if physically possible, to earn their own living, but can't.

So, I appeal to you as fellow Americans and Members of this House, to do something constructive to relieve this problem.

Mr. Speaker, I present the following resolution and ask for its immediate consideration.

The SPEAKER pro tempore. Will the House give its unanimous consent for the immediate consideration of the resolution? Is there objection?

Mr. SORG. Mr. Speaker, I object.

The SPEAKER pro tempore. The Chair hears objection and consent is not granted.

This resolution will lie over under the rules.

COMMITTEE REPORTS

Mr. NORMAN WOOD from the Committee on Appropriations reported as amended House Bill No. 496, entitled:

An Act making an appropriation to the State Council for the Blind for use in supplying vocational training and required medical education, and authorizing the State Council for the Blind to accept grants and contributions in furtherance of such purposes.

Mr. KENNEDY from the Committee on Counties reported as amended House Bill No. 751, entitled:

An Act to amend section two hundred thirty-three of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for the appointment of additional deputy registers of wills.

Mr. FLEMING from the Committee on Welfare reported as committed Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes, the commitment of defective delinquents and repealing certain laws.

Mr. FLEMING from the Committee on Welfare reported as committed Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Welfare the Pennsylvania Correctional, Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to a "a State institution"; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

Mr. FLEMING from the Committee on Welfare reported as committed Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them; abolishing certain penal and correctional institutions; imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

Mr. FLEMING from the Committee on Welfare reported as Committed Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare, the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents; creating a board of trustees to supervise and manage such institution; regulating the admission and cost of care and maintenance of such juvenile delinquents.

Mr. FLEMING from the Committee on Welfare reported as Committed Senate Bill No. 731, entitled:

An Act authorizing a State training school for female juvenile delinquents; creating a board of trustees to supervise and manage such institution; making the admission and cost of care and maintenance of such juvenile delinquents.

Mr. FLEMING from the Committee on Welfare reported as Committed Senate Bill No. 732, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing and salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Welfare boards of trustees for certain penal, correctional and delinquent defective institutions, defining their powers and duties and changing the powers and duties of certain other penal, correctional and defective delinquent institutions.

Mr. GIBSON from the Committee on Counties reported as Committed Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes the commitment of defective delinquents and repealing certain laws

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents creating in the Department of Welfare the Pennsylvania Correctional Diagnostic and Classification Center providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution" fixing the responsibility for costs of transportation and maintenance of such persons prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them abolishing certain penal and correctional institutions imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents creating a board of trustees to supervise and manage such institution regulating the admission and cost of care and maintenance of such juvenile delinquents

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 732, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" creating in the Department of Welfare boards of trustees for certain penal correctional and delinquent defective institutions defining their powers and duties and changing the powers and duties of certain other penal correctional and defective delinquent institutions

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Lehigh and the gentleman from Montgomery for presiding.

ANNOUNCEMENT

The SPEAKER. The Chair would like to announce to the Members that the plans for next week's session will likely carry us through Saturday. Members will please come prepared to stay for the week.

RESOLUTIONS

Messrs. HARE and ROYER offered a resolution which was filed with the Clerk.

Messrs. MOSER and FINNERTY offered a resolution which was filed with the Clerk.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 61.

An Act to amend section one thousand two hundred one of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by clarifying certain definitions and authorizing reimbursement by the Commonwealth in certain cases

HOUSE BILL No. 95.

An Act conferring upon the councils of cities of the first class the power, and devolving upon them the duty, of fixing and determining the salaries, wages and other compensation payable out of the treasury of such cities from and after the first day of January, one thousand nine hundred and forty-six of all public officers, clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries, wages or other compensation of officers, clerks and employes of the Courts which are fixed by law or by the Courts.

HOUSE BILL No. 177.

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" extending the retirement provisions relating to former teachers to additional persons who separated from school service prior to the first day of July one thousand nine hundred nineteen

HOUSE BILL No. 363.

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating requirements for examinations licenses and fees and revising the powers and duties of the department and revising penalties.

HOUSE BILL No. 414.

An Act to further amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration there-

of establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by increasing the minimum amount to be paid to certain persons on retirement

HOUSE BILL No. 534.

An Act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May, one thousand nine hundred twenty-nine, (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by making certain provisions now applicable to parks in second class counties only, applicable to parks in all classes of counties.

HOUSE BILL No. 536.

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation

HOUSE BILL No. 553.

An Act to further amend section two hundred twelve of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws," changing the retaliatory provisions of law so as to equalize the burdens and prohibitions as herein defined placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth

HOUSE BILL No. 558.

An Act to amend subsection (e) of section three of the act approved the first day of August one thousand nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund; reserving all rights and privileges of employes granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" limiting the amount of refund payable to such employes who resign or fail to return to their employment and providing for payments to school districts

HOUSE BILL No. 621.

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity and regulating the same

HOUSE BILL No. 795.

An Act to further amend clause (f) of section two hundred one, and to add clause (n) to section two hundred one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, and courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources.

HOUSE BILL No. 1081.

An Act to amend clause twelve of section three of the act approved the tenth day of May one thousand nine hundred and thirty-nine (P. L. 11) entitled "An act relating to and providing for the promotion and development of business industry and commerce in the Commonwealth conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth abolishing the Pennsylvania State Publicity Commission terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to the Department of Commerce and repealing certain laws" providing for the inspection of mineral production the gathering and compilation of composite statistics for reports to the General Assembly by agencies administering production control plans and for their termination of such plans under certain circumstances

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTIONS REFERRED

Senate Concurrent Resolution, Serial No. 127, extending congratulations to the Moore Institute of Art which recently ended the hundredth year of its existence.

Referred to the Committee on Rules.

Senate Concurrent Resolution, Serial No. 128, extending thanks and appreciation to the personnel of the Selective Service System of Pennsylvania.

Referred to the Committee on Rules.

COMMITTEE MEETINGS

There will be meetings of the Committees on:

Dairy Industries on Thursday, April 26 at 10:15 in Room No. 331.

Education on Thursday, April 26 at 10 a.m. in Room No. 324.

Highways on Thursday, April 26 at 10:30 a.m. in Room No. 329.

Insurance on Thursday, April 26 at 9:30 a.m. in basement following breakfast.

Mines and Mining on Thursday, April 26 at 10:30 a.m. in Room No. 323.

Municipal Corporations on Thursday, April 26 at 9:30 a.m. in Room No. 521.

State Government on Thursday, April 26 at 10:30 a.m. in Room No. 324.

Workmen's Compensation on Thursday, April 26 in Room No. 330 during early part of Session.

ADJOURNMENT

Mr. McCORMACK. Mr. Speaker, I move that this House do now adjourn until Thursday, April 26, 1935, at 11 a.m.

The motion was agreed to, and (at 6:15 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., THURSDAY, APRIL 26, 1945. No. 52.

SENATE

THURSDAY, April 26, 1945.

The Senate met at 11:00 o'clock, a. m., Eastern War Time.

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

In the absence of the Chaplain, prayer was offered by the Senator from Berks, Mr. RUTH.

Our Heavenly Father, as we come to Thee this morning our hearts are filled with gratitude for Thy great goodness in giving us this new beautiful day and the many opportunities to serve Thee.

We pray that Thy wisdom guide and direct us in our services to Thee and our fellow men, and we pray especially that Thy Divine Wisdom may guide those who are meeting in San Francisco to help to bring a period of peace and good will among men that shall not be only for a generation, but that shall be for all time to come. Use us in our smaller spheres of influence, that we may work with and for Thee so that the great day of peace shall finally come to all mankind.

We ask it, with the forgiveness of our sins and shortcomings, in the Savior's Holy name. Amen.

JOURNAL APPROVED

The PRESIDENT., A quorum of the Senate being present the Clerk will read the Journal of the preceding ssion.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. JONES, the further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. Wade asked and obtained leave of absence for Mr. JAMES, on account of illness.

He also asked and obtained leave of absence for himself, for the legislative day of April 30.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 544, PRINTER'S No. 269

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 26, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 544, Printer's No. 269, entitled "An Act to regulate the sale and possession of penicellium (penicillin) and its derivatives preparations and compounds in the interest of public health."

EDWARD MARTIN

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 66, entitled:

An Act making an appropriation to the Department of Forests and Waters for improvement and development of the Ports of Philadelphia, Chester, Pittsburgh and Erie.

Which was committed to the Committee on Appropriations.

House Bill No. 148 entitled:

A Further Supplement to the act approved the first day of April one thousand eight hundred and sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

Which was committed to the Committee on Appropriations.

House Bill No. 170, entitled:

An Act making an appropriation to the Department of Commerce out of the Motor License Fund for the proper conduct of a specific portion of its work.

Which was committed to the Committee on Appropriations.

House Bill No. 205, entitled:

An Act to further amend section four, and to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one, (P. L. 149), entitled "Liquid Fuels Tax Law," by ex-

empting from such tax liquid fuels used for the operation of stationary engines, and the operation of tractors and machinery used other than on the highways; and providing refunds of taxes paid on such liquid fuels.

Which was committed to the Committee on Highways.

House Bill No. 226, entitled:

An Act fixing the salary of the district attorney in counties of the eighth class.

Which was committed to the Committee on County Government.

House Bill No. 231, entitled:

An Act fixing the fees of the recorder of deeds in counties of the sixth class

Which was committed to the Committee on County Government.

House Bill No. 498, entitled:

An Act authorizing the prothonotary in counties of the fourth class to appoint a solicitor prescribing the duties and qualifications of such solicitor fixing his term and providing for the fixing of his salary and the payment thereof by the county

Which was committed to the Committee on County Government.

House Bill No. 841, entitled:

An Act to further amend section thirteen of, and to add section seventeen point one to the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "Beauty Culture Law," further providing for suspension and revocation of licenses issued under the provisions of said act, and for the reissuance of such licenses.

Which was committed to the Committee on Education.

House Bill No. 883, entitled:

An Act to further amend sections one and eight of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the fifth class imposing certain charges on counties, and prescribing penalties," further regulating such retirement systems

Which was committed to the Committee on County Government.

House Bill No. 908, entitled:

An Act to amend and further amend certain sections of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by changing the name of the Commissioner of Health to the Secretary of Health; further regulatiing the duties of medical inspectors and sanitary officers; and the employment of school nurses and dental hygienist; requiring school employes and pupils to undergo certain examinations; authorizing advisory health councils; and repealing certain acts.

Which was committed to the Committee on Education.

House Bill No. 936, entitled:

An Act to amend section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" by fixing a limit for taxes to be levied on real estate

Which was committed to the Committee on Finance.

House Bill No. 1057, entitled:

An Act to amend section five hundred sixteen of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "The General County Assessment Law," by providing for the furnishing of duplicates to boroughs.

Which was committed to the Committee on Municipal Government.

House Bill No. 1212, entitled:

An Act to prohibit persons from coercing teachers principals and supervising principals to make political contributions and teachers principals and supervising principals from making such contributions as the result of coercion

Which was committed to the Committee on Education.

House Bill No. 1282, entitled:

An Act to further amend the title and section three of the act approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled, as last amended, "State Fire Marshal Law," including political subdivisions among the ownesr and occupants of buildings who may be required to remove or change such buildings.

Which was committed to the Committee on State Government.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 527.

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 527. as follows:

REPORT OF THE COMMITTE OF CONFERENCE ON HOUSE BILL No. 527

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 527, entitled: "An Act to amend section four thousand three hundred one of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled 'An act relating to cities of the third class, and amending, revising, and consolidating the law relating thereto,' by further regulating the administration of the police pension fund."

Respectfully submit the following bill as our report:

C. ARTHUR BLASS,
CHARLES H. EALY,
CARLETON T. WOODRING,
(Committee on the Part of the Senate.)

ALBERT B. McCLESTER,
RAY L. RILEY,
ALBERT C. READINGER,
(Committee on the Part of the House of Representatives.)

An Act to amend section four thousand three hundred one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the administration of the police pension fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four thousand three hundred one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 4301 Police Pension Fund Direction of Cities shall establish by ordinance a police pension fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three per centum of the pay of such member which fund shall at all times be under the direction and control of council but may be committed to the custody and management of such officers of the city or citizens thereof or corporations located therein as may be designated by the council and applied under such regulations as council may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in conformity with a uniform scale Any compensation paid to a corporate custodian of the Police Pension Fund shall be paid from the General Fund of the City

The PRESIDENT. The report of the Committee of Conference will appear on Monday's Calendar.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 536

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 536, entitled:

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "Public School Code," providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation.

He also presented extract from the Journal of the House, which was twice read as follows, and laid on the table:

ADOPTION OF FREEDOM OF SPEECH AND PRESS UPON A WORLD-WIDE BASIS

In the House of Representatives, April 11, 1945.

The General Assembly of the Commonwealth of Pennsylvania has been advised of the unanimous action of the Congress of the United States in adopting Senate Resolution No. 53, September 21, 1944.

The resolution, as adopted, reads:

"That the Congress of the United States expresses its belief in the world-wide right of interchange of news by news gathering and distributing agencies, individual or associate, by any means, without discrimination as to sources, distribution, rates or charges; and that this right should be perfected by international compact."

The principles embodied in and enunciated by the said resolution are in perfect accord with the opinion of the House on the interchange and distribution of news; therefore be it

Resolved (if the Senate concurs), By the General Assembly of the Commonwealth of Pennsylvania, that it hereby extends its commendation to the Congress of the United States for its affirmance of the principles of the freedom of speech and press as guaranteed in this country by the Constitution of the United States of America, advocates the adoption of the same principles upon a world-wide basis, in freedom and equality of access to the truth and the facts, and urges upon the delegates of this country to the peace conference the adoption of an international compact in accordance with the mandate from the Congress of the United States; and be it further

Resolved, That a copy of this resolution be sent by the Chief Clerk of the House of Representatives to the Secretary of State of the United States, to the chairman of the Committee on Foreign Affairs of the United States Senate, and to the chairman of the Committee on Foreign Affairs of the House of Representatives of the United States.

HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, April 25, 1945.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week, it reconvene on Monday, April 30, 1945, at four o'clock p. m., and when the House of Representatives adjourns this week, it reconvene on Monday, April 30, 1945, at three o'clock o'clock p. m.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) announced that the Acting Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 61, entitled:

An Act to amend section one thousand two hundred one of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by clarifying certain definitions and authorizing reimbursement by the Commonwealth in certain cases.

House Bill No. 95, entitled:

An Act conferring upon the Councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law and except the salaries wages or other compensation of officers clerks and employes of the Courts which are fixed by law or by the Courts

House Bill No. 177, entitled:

An Act to further amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employes Retirement Law," extending the retirement provisions relating to former teachers to additional persons who

separated from school service prior to the first day of July, one thousand nine hundred nineteen.

House Bill No. 363, entitled:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242), entitled "Beauty Culture Law," by further regulating requirements for examinations, licenses and fees, and revising the powers and duties of the department and revising penalties.

House Bill No. 414, entitled:

An Act to further amend scetion fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employes Retirement Law," by increasing the minimum amount to be paid to certain persons on retirement.

House Bill No. 534, entitled:

An Act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," by making certain provisions now applicable to parks in second class counties only, applicable to parks in all classes of counties.

House Bill No. 536, entitled:

An Act to further amend section fifteen hundred and one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "Public School Code," providing that additional inspections of the eyes of pupils may be made by opthalmologists or optometrists and for their compensation.

House Bill No. 553, entitled:

An Act to amend section two hundred twelve of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled, as amended, "Insurance Department Act of 1921," changing the retaliatory provisions of law so as to equalize the burdens and prohibitions, as herein defined, placed on and relating to the insurance business and the insurance of motorists and motor vehicles between other states and this Commonwealth.

House Bill No. 558, entitled:

An Act to amend subsection (e) of section three of the act, approved the first day of August, one thousand nine hundred forty-one (P. L. 744), entitled "An act requiring schools boards in all school districts, and boards of directors of all vocational school districts, to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency; preserving certain contracts, salaries, increments, retirement rights; seniority, State contributions and grants to local school boards, eligibility lists, reemployment; authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes; requiring school districts and vocational school districts to make additional payments into the School Employes' Retirement Fund; reserving all rights and privileges of employes granted leaves of absence under the provisions herein, and superseding or repealing all contrary law," limiting the amount of refund payable to such employes who resign or fail to return to their employment; and providing for payments to school districts.

House Bill No. 621, entitled:

An Act to add clause six and one-tenth to section eight of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employes Retirement Law," permitting employes having out-of-state service to make an additional contribution to procure an extra employe's annuity, and regulating the same.

House Bill No. 795, entitled:

An Act to further amend clause (f) of section two hundred one, and to add clause (n) to section two hundred one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended "Aeronautical Code," by authorizing the commission to assist in the construction of airports and landing fields and to expend moneys appropriated to it for such purposes and to accept moneys from the Federal Government and other sources

House Bill No. 1081, entitled:

An Act to amend clause twelve of section three of the act, approved the tenth day of May, one thousand nine hundred and thirty-nine (P. L. 111), entitled "Commerce Law," providing for the inspection of mineral production, the gathering and compilation of composite statistics, for reports to the General Assembly by agencies administering production control plans, and for the termination of such plans unler certain circumstances.

Whereupon,

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. COLEMAN, from the Committee on Municipal Government, reported as committed, Senate Bill No. 306, entitled:

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," providing for the filling of vacancies in the office of city treasurer; prescribing qualifications of persons so appointed; and regulating the appointment of deputy controllers and the responsibility and liability of controllers for their action and conduct.

Mr. MALLERY, from the Committee on Municipal Government, reported as committed, Senate Bill No. 754, entitled:

An Act requiring one surety bond to be taken in counties and cities of the first class for each officer and his deputies, clerks and assistants; and providing for the payment of premiums by each officer and his deputies, clerks and assistants.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 191, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain

portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvements without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," establishing an additional route in the City of Altoona.

Mr. THOMAS, from the Committee on Highways, reported as committed, House Bill No. 482, entitled:

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways providing for the acceptance of Federal aid empowering counties to pay certain damages providing for the collection of tolls on such bridge and making an appropriation" by appropriating funds from the Motor License Fund for the construction of said bridge

Mr. WADE, from the Committee on State Government, reported as amended, Senate Bill No. 765, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor to acquire by condemnation or purchase land or land and buildings within the City of Philadelphia and within the City of Pittsburgh or the County of Allegheny, and to construct, alter, improve and equip such property for use of the Commonwealth, providing for the maintenance thereof and making an appropriation.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 770, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Farview State Hospital, to acquire a certain tract of land for the use of said hospital, and making an appropriation therefor.

Mr. BLASS, from the Committee on Highways, reported as amended, Senate Bill No. 508, entitled:

An Act relating to the financial responsibility of operators and owners of motor vehicles, and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases, regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties.

Mr. CROWE, from the Committee on Highways, reported as committed, House Bill No. 419, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-three (App. Acts page 45) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne destroyed by flood in said county during the month of May one thousand nine hundred forty-two" increasing the appropriation for the construction of certain bridges.

Mr. THOMAS, from the Committee on Appropriations, reported as amended, House Bill No. 140, entitled:

An Act making an appropriation to aid certain school districts.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 168, entitled:

An Act making an appropriation for aid to free public nonsectarian county libraries and for the purchase and transportation of books

He also, from the Committee on Appropriations, reported as committed, House Bill No. 215, entitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton Pennsylvania

He also, from the Committee on Appropriations, reported as committed, House Bill No. 869, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association Grove City Pennsylvania for the payment of costs of new construction and repairs

He also, from the Committee on Appropriations, reported as committed, House Bill No. 112, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Indiana State Teachers' College to acquire a certain tract of land for the use of said school and making an appropriation therefor

He also, from the Committee on Appropriations, reported as committed, House Bill No. 325, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways for roads paths and parking areas on the Daniel Boone Homestead property.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 386, entitled:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum, the property at Ambridge, Beaver County, Pennsylvania, formerly owned and occupied by the Harmony Society and known as "Old Economy."

Mr. HALUSKA, from the Committee on Highways, reported as committed, House Bill No. 48, entitled:

An Act to further amend section four hundred one of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by exempting trailers and semi-trailers from registration when used exclusively for the business of farming

Mr. MALLERY, from the Committee on Appropriations, reported as committed, Senate Bill No. 764, entitled:

An Act making an appropriation to the Huntingdon Volunteer Fire Department of Huntingdon, Pennsylvania for the protection of State property.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 602, entitled:

An Act making an appropriation to the Phoenix Volunteer Fire Company of Hollidaysburg for the protection of State property.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 759, entitled:

An Act making an appropriation to the Warren Volunteer Fire Department of Warren, Pennsylvania for the protection of State property.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 86, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania

He also, from the Committee on Appropriations, reported as committed, House Bill No. 88, entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property

He also, from the Committee on Appropriations, reported as committed, House Bill No. 153, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

Mr. WALKER, from the Committee on Appropriations, reported as committed, House Bill No. 868, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters.

He also, from the Committee on Appropriiations, reported as committed, Senate Bill No. 775, entitled:

An Act making an appropriation out of the Motor License Fund to the Joint State Government Commission of the General Assembly to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions, and an equitable basis for State aid to local governments for highway purposes; authorizing consultation with research organizations of recognized national standing; and defining its powers and duties.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 399, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloister an important historical shrine belonging to the Commonwealth.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 279, entitled:

An Act to amend section one of the act approved the first day of June one thousand nine hundred forty-three (App. Acts p. 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" increasing the amount of such appropriation and extending the time thereof

He also, from the Committee on Appropriations, reported as committed, House Bill No. 324, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead

He also, from the Committee on Appropriations, reported as committed, House Bill No. 160, entitled:

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission for payment of lands acquired by condemnation and of the necessary expenses incurred incident thereto

He also, from the Committee on Appropriations, reported as committed, House Bill No. 145, entitled:

An Act making an appropriation to The Glen Mills Schools situate in Delaware County Pennsylvania

He also, from the Committee on Appropriations, reported as committed, House Bill No. 141, entitled:

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania

He also, from the Committee on Appropriations, reported as committed, House Bill No. 90, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 1052, entitled:

An Act authorizing the compromise and final settlement of claims and suits for the collection of inheritance taxes upon the estate of decedents and claims and suits for the escheat of such estates

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 1258, entitled:

An Act to amend section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 612, entitled:

An Act to repeal the act, approved the first day of December, one thousand nine hundred thirty-eight (P. L. 109), entitled "A supplement to the act, approved the eighteenth day of March, one thousand eight hundred and seventy-five (P. L. 30), entitled 'An act to authorize changes of venue in criminal cases,' forbidding changes of venue in criminal prosecutions by any court on application of the Commonwealth or prosecutor."

Mr. STEVENSON, from the Committee on Municipal

Government, reported as committed, Senate Bill No. 568, entitled:

An Act regulating the appointment promotion, suspension, reduction, and reinstatement of certain employes in bureaus of police and park police in the bureau of parks in cities of the second class; defining the powers and duties of civil service commissions for such purpose in said cities; and repealing inconsistent legislation.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 91, entitled:

An Act making an appropriation to the National Farm School at Doylestown Pennsylvania

He also, from the Committee on Appropriations, reported as amended, House Bill No. 511, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purpose of maintaining dikes along Darby Creek in Tinicum and Darby Townships Delaware County and in Philadelphia

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1175, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriation Acts, page 59) entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-three" providing for a deficiency in an appropriation made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred forty-five.

He also, from the Committee on Appropriations, rereported as amended, House Bill No. 171, entitled:

An Act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 434, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used for the acquisition of land within the limits of the "Bucktail State Park" and prescribing the uses to be made of such land

He also, from the Committee on Appropriations, reported as committed, House Bill No. 147, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeoman (female) and nurses.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 174, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five

He also, from the Committee on Appropriations, reported as committed, House Bill No. 817, entitled:

An Act making appropriations to the Department of Property and Supplies for the further restoration improvement and equipment of the Pottsgrove Mansion in the Borough of Pottstown on the advice and subject to the approval of the Pennsylvania Historical Commission.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 826, entitled:

An Act making an appropriation to the Department of Health to pay the costs of continuing its health programs in full, under certain conditions, and prohibiting the Department to accept Federal funds under certain conditions.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 992, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1278, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 821, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 151, entitled:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania

He also, from the Committee on Appropriations, reported as committed, House Bill No. 494, entitled:

An Act making an appropriation to the Local Government Commission to continue its work

POINT OF ORDER

Mr. HALUSKA. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Cambria will state his point of order.

Mr. HALUSKA. To determine, Mr. President, whether or not we have a quorum present to conduct the business of this session, I ask that the roll be called and all members present be recorded.

The PRESIDENT. Would the gentleman from Cambria mind waiting until the order of business of Reports of Committees is finished?

Mr. HALUSKA. I will wait.

REPORTS FROM COMMITTEES

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 749, entitled:

An Act making an appropriation to the Department of Health for the purpose of organizing projects for the adequate prevention, diagnosis, care and treatment of rheumatic fever and rheumatic heart disease.

Mr. STIEFEL, from the Committee on Appropriations, reported as amended, House Bill No. 216, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

He also, from the Committee on Appropriations, reported as committed, House Bill No. 815, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvavnia.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 157, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 152, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 69, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 214, entitled:

An Act making an appropriation to the Franklin Institute of the State of Pennsylvania at Philadelphia

He also, from the Committee on Appropriations, reported as committed, House Bill No. 158, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

He also, from the Committee on Appropriations, reported as committed, House Bill No. 87, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania

Mr. HEYBURN, from the Committee on Constitutional Changes, reported as amended, Senate Bill No. 344, entitled:

A Joint Resolution proposing an amendment to article nine, section four of the Constitution of the Commonwealth of Pennsylvania, increasing the maximum amount of State debt to supply deficiencies in revenue.

Mr. LETZLER, from the Committee on Highways, reported as amended, House Bill No. 119, entitled:

An Act providing for the construction, erection and maintenance of roadside rests adjacent to State highway routes; providing for the acquisition of interests in land by gift, purchase or condemnation; granting powers to and imposing duties upon the Department of Highways; the Secretary of Highways, the Governor, and the Department of Property and Supplies; authorizing rules and regulations and providing penalties for violations thereof; and making an appropriation.

Mr. HALUSKA, from the Committee on Highways, reported as amended, House Bill No. 62, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" as last amended by imposing an additional tax on liquid fuels and providing for the payment thereof into the Motor License Fund making appropriations and providing for the distribution to certain political subdivisions of this Commonwealth with certain conditions making an appropriation to the Joint State Government Commission for certain purposes and imposing duties on the Department of Highways.

CALL FOR QUORUM

Mr. HALUSKA. To determine, Mr. President, whether we have a quorum present to conduct the business of this session, I ask that the roll be called and all members present be recorded.

The PRESIDENT. For the information of the gentleman from Cambria, according to the rules of the Senate, it is necessary that two Senators request a roll call to determine whether a quorum is present.

Is there a seconder to the request of the gentleman from Cambria?

Mr. HALUSKA. Mr. President, I call for a quorum to determine whether or not we have a quorum. The roll must be called.

The PRESIDENT. Is there objectioon to the request of the gentleman from Cambria? The Chair hears none.

The Clerk will call the roll.

(During the calling of the roll the following occurred)

POINT OF INFORMATION

Mr. WALKER. Mr. President, I rise to a point of information.

The PRESIDENT. The gentleman from Allegheny will state his point of information.

Mr. WALKER. Will the Chair please announce for what purpose the roll is being called so that the Senate will be advised?

The PRESIDENT. The roll is being called at the request of the Senator from Cambria, Mr. Haluska. The Chair ruled that any two Senators have a right to demand a roll call. Only one Senator demanded a roll call, and the Chair translated that into a request and asked if there was any objection; there was no objection, and therefore the roll is being called.

Mr. WALKER. Mr. President, I am not objecting to it, but I just wanted to find out why the roll was being called, because there are a number of Senators in the ante-room and, frankly I am interested in them getting here and being marked present.

Mr. HALUSKA. Mr. President, to answer the gentleman from Allegheny, Mr. Walker, the purpose for calling this roll is to determine whether we have a quorum present.

PERMISSION REQUESTED TO ASK LEAVES OF ABSENCE

Mr. STIEFEL. Mr. President, may I ask at this time for unanimous consent to ask for leaves of absence for two of my colleagues? They asked me to do so, I omitted doing it, and I want to correct that omission.

The PRESIDENT. Is there objection?

POINT OF ORDER

Mr. WALKER. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Allegheny will state his point of order.

Mr. WALKER. Mr. President, I understand the calling of the roll had been started.

The PRESIDENT. Is there objection to the request of the gentleman from Philadelphia, Senator Stiefel, who said he inadvertently forgot to ask for leaves of absence for two of his colleagues?

Mr. STIEFEL. I made an omission which I desire to have corrected.

The PRESIDENT. In the opinion of the Chair, the request of the gentleman from Philadelphia should be granted

LEAVES OF ABSENCE

Mr. STIEFEL. Mr. President, I ask leaves of absence for two of my colleagues, Senator DiSILVESTRO, who is ill at home; he had to go home because he has to undergo certain medical treatment. I also ask for leave of absence for Senator JASPAN, whose mother is in the last minutes of her life.

The PRESIDENT. Is there objection? The Chair hears none. The leaves of absence are granted.

The PRESIDENT. Does the gentleman from Cambria, Mr. Haluska, have any further remarks?

Mr. HALUSKA. Mr. President, I only ask that the roll be called to determine whether or not we have a quorum present.

(The Clerk proceeded with the calling of the roll.)

The yeas and nays were required by Mr. HALUSKA and were as follows, viz:

Barr,	Crowe,	Kephart,	Tallman,
Becker,	Daly,	Leader,	Taylor,
Berger,	Edmonds,	Letzler,	Thomas,
Blass,	Farrell,	Mallery,	Troutman,
Bowers,	Geltz,	McGinnis,	Wade,
Carr,	Haluska,	Rosenfeld,	Wagner,
Chapman,	Heyburn,	Ruth,	Walker,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	Jones,	Stiefel,	

The PRESIDENT. The roll having been called, 39 Senators having answered "Present", the Chair declares a quorum to be present.

LEAVES OF ABSENCE

Mr. WALKER. Mr. President, I was unable to ascertain before the roll was called whether or not leave of absence was asked for the gentleman from Westmoreland, Senator Dent, and I think out of courtesy to Senator Dent that it should be explained that the other day, when he left the Senate, he did so because of a sudden death in his family, and that he is absent from the Senate at this time because of that death. I do not know whether anybody asked for leave of absence for the gentleman, or whether he asked for it himself before he left the Senate, but I think in all fairness to Senator Dent that explanation should be made so that he does not appear on the roll as being arbitrarily or capriciously absent at this time.

Therefore Mr. President, I ask for leave of absence in behalf of the gentleman from Westmoreland, Senator DENT, in case such a request does not appear on the record, because of the bereavement in his family, because of the death of his brother.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOLLAND. Mr. President, the gentleman from Beaver, Senator Kline, has been confined to a hospital. He remained here as long as he could this week, but now he has had to go home by reason of his health.

I therefore ask leave of absence for the gentleman from Beaver, Senator KLINE, due to illness.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR. Mr. President, I ask that a temporary leave of absence be granted the gentleman from Washington, Senator GOURLEY, who is busy in another department of the state at present.

The PRESIDENT. Is there objection? The Chair hears none.

POINT OF INFORMATION

Mr. HALUSKA. Mr. President, I rise to a point of information.

The PRESIDENT. The gentleman from Cambria will proceed.

Mr. HALUSKA. I wish to ask the Chair whether I am in order by making a request at this time that from this day on, until we adjourn sine die, that no member be recorded as voting unless he is actually in his seat and answers to the roll call.

The PRESIDENT. On the point of order raised by the gentleman from Cambria, the Senate rules contain no provision requiring that a Senator be in his seat when answering to his name during the calling of a roll.

Unless the Senate directs otherwise, because of the practice that has heretofore prevailed, the Chair shall continue to permit Senators to vote from any spot within the Senate Chamber they desire, although in the opinion of the Chair, Senators should be in their seats when voting.

Mr. HALUSKA. Mr. President, I care little whether members are in their seats or not when voting, but I want no one recorded as voting unless they do answer to their names when called. In the past we have recorded members as voting "aye" or "nay" when they were not

present during that day's session, but now that we are going down the home stretch I believe every man ought to be at these sessions, unless he has a leave of absence and, therefore, unless he shall answer to his name, it is my request that the Recording Clerk mark him as absent.

The PRESIDENT. In the opinion of the Chair, the request of the gentleman from Cambria is proper. However, it can be raised only at the time of each roll call. If the gentleman from Cambria believes the Clerk has improperly recorded a member as voting, the gentleman from Cambria has the privilege of requiring that the roll be verified. The Chair can not rule further than that in advance. As the gentleman from Cambria knows, the Clerk is supposed to record only those Senators who are present and actually vote.

Mr. HALUSKA. Mr. President, am I to understand, if I wish to press my point that I must ask for a verification of the roll call or raise a question after every roll call? Is that right?

The PRESIDENT. If the gentleman from Cambria believes that the Clerk has incorrectly recorded the roll, that is correct.

REPORTS FROM COMMITTEES

Mr. TAYLOR, from the Committee on Highways, reported as committed, Senate Bill No. 490, entitled:

An Act authorizing and directing the Department of Highways to erect and construct a free bridge over the Susquehanna River from a point in the city of Harrisburg, in the vicinity of Third and Forster Streets, to a point in the Borough of Wormleysburg at the intersection of State Highway Routes 30 and 708, and to provide the necessary approaches thereto; and making an appropriation.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 438, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1066), entitled "An act appropriating the moneys in the Motor License Fund," as reenacted and amended, by adding to section five a new clause making the moneys in the Motor License Fund available for the acquisition of toll bridges located wholly within Pennsylvania.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 437, entitled:

An Act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania; providing the procedure therefor; providing for the operation of such bridges as free bridges after acquisition, and making an appropriation.

Mr. SNOWDEN, from the Committee on Highways, reported as committed, House Bill No. 1085, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State Highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing Route 53073 in Schuylkill County.

Mr. WADE, from the Committee on State Government, reported as committed, Senate Bill No. 748, entitled:

An Act providing for the acceptance by the Commonwealth of a gift of lands from the United States of America, or any federal agency, and placing such lands under the control and supervision of the Department of Forests and Waters.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 760, entitled:

An Act to amend sections three, four and five and to repeal sections six, seven, eight, nine and ten of a supplementary act, approved the third day of July, one thousand nine hundred forty-one (P. L. 244), entitled "A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), as amended, entitled, 'An act establishing a State employes' retirement system, and creating a retirement board for the administratioon thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties,", by extending the time of State employes to rejoin the State employes' retirement association after completion of active military service and removing the requirement for a physical examination in certain cases.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 761, entitled:

An Act to amend section three and to further amend sections four and five of a supplementary act approved the third day of July, one thousand nine hundred forty-one (P. L. 249), entitled, as amended, "A Supplement to the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2423), as amended, entitled 'An act establishing a Pennsylvania State Police Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employes' Retirement Fund, under the Administration of the State Employes' Retirement Board; providing for contributions by members of the Pennsylvania State Police and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties,'" by extending the time for State employes to rejoin the State Employes' Retirement Association after completion of active military service, and removing the requirement for a physical examination in certain cases.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 766, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia, Commonwealth of Pennsylvania, to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by the United Nations and ceding jurisdictioon to the United States.

RESOLUTIONS

CONDOLENCE TO FAMILY OF LATE JOHN FRANCIS MYERS

Mr. STIEFEL offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 26, 1945.

John Francis Myers, father of United States Senator Francis J. Myers of Pennsylvania, died at his home in Philadelphia on Sunday, April 22, 1945.

Born at West Chester, Pennsylvania, the late John Francis Myers settled later in Philadelphia and for forty years prior to his retirement worked at the Post Office in various capacities. At the time of his retirement, he was chief bookkeeper and auditor. He was a past financial secretary of the Philadelphia Council, Knights of Columbus, and a member of the Holy Name Society and the Fraternal Order of Eagles.

Besides United States Senator Francis J. Myers, the late John Francis Myers is also survived by his wife, Mrs. Mary D. Myers and two daughters, Mrs. Catherine Knight and Mrs. Anna Armstrong of Newark, Delaware, therefore be it

Resolved, That the Senate of the General Assembly of Pennsylvania extend its feelings of condolence to United States Senator Francis J. Myers, and express its hope that his manifold activities will assuage his bereavement and be it further

Resolved, That the same expression of condolence be extended to the widow and daughters of the deceased, and in token thereof, direct the Secretary of the Senate to transmit certified copies of this resolution to Mrs. John Francis Myers, United States Senator Francis J. Myers, Mrs. Catherine Knight and Mrs. Anna Armstrong.

HOUSE RESOLUTION No. 50 CALLED UP

Mr. HEYBURN. Mr. President, I call from the table House Resolution No. 50, which appears on page 270 of the House History.

RESOLUTION ADOPTED

The resolution was twice read as follows:

ADOPTION OF FREEDOM OF SPEECH AND PRESS UPON A WORLD-WIDE BASIS

In the House of Representatives, April 11, 1945.

The General Assembly of the Commonwealth of Pennsylvania has been advised of the unanimous action of the Congress of the United States in adopting Senate Resolution No. 53, September 21, 1944.

The resolution, as adopted, reads:

"That the Congress of the United States expresses its belief in the world-wide right of interchange of news by news gathering and distributing agencies, individual or associate, by any means, without discrimination as to sources, distribution, rates or charges; and that this right should be perfected by international compact."

The principles embodied in and enunciated by the said resolution are in perfect accord with the opinion of the House on the interchange and distribution of news; therefore be it

Resolved (if the Senate concurs), By the General Assembly of the Commonwealth of Pennsylvania, that it hereby extends its commendation to the Congress of the United States for its affirmance of the principles of the freedom of speech and press as guaranteed in this country by the Constitution of the United States of America, advocates the adoption of the same principles upon a world-wide basis, in freedom and equality of access to the truth and the facts, and urges upon the delegates of this country to the peace conference the adoption of an international compact in accordance with the mandate from the Congress of the United States; and be it further

Resolved, That a copy of this resolution be sent by the Chief Clerk of the House of Representatives to the Secretary of State of the United States, to the chairman of the Committee on Foreign Affairs of the United States Senate, and to the chairman of the Committee on Foreign Affairs of the House of Representatives of the United States.

A motion was made by Mr. HEYBURN and Mr. FARRELL.

That Rules 39, which requires resolutions reported from committee to lie over for one day be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

Which was agreed to.

On the question,

Will the Senate concur in the same?

It was concurred in.

Ordered, That the Clerk return the same to the House of Representatives with information that the Senate has passed the same without amendment in which the concurrence of the House is requested.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 26, 1945.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 26, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates set opposite their names:

NORTHAMPTON COUNTY

Mrs. Marian J. Abel, Northampton, Hellertown, April 27, 1945.

ALLEGHENY COUNTY

Lloyd D. McLaughlin, Plum Twp., Box No. 82, Unity, May 3, 1945.

EDWARD MARTIN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 26, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BERKS COUNTY

Mrs. Olga Hollis High, Reading.
Miss Carmen T. Zocco, Reading.

DAUPHIN COUNTY

Ray D. Beistel, Millersburg.
Miss A. Ethel Keim, Harrisburg.

DELAWARE COUNTY

Elton Dunbar, Media.

LUZERNE COUNTY

S. N. Feidelman, West Hazleton.

PHILADELPHIA COUNTY

David V. Feaster, Phila., 600 Inquirer Bldg., Broad and Callowhill Sts.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. CHAPMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39

Barr,	Crowe,	Kephart,	Tallman,
Becker,	Ealy,	Leader,	Taylor,
Berger,	Edmonds,	Letzler,	Thomas,
Blass,	Farrell,	Mallery,	Troutman,
Bowers,	Geltz,	McGinnis,	Wade,
Carr,	Haluska,	Rosenfeld,	Wagner,
Chapman,	Heyburn,	Ruth,	Walker,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	Jones,	Stiefel,	

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE NOMINATIONS

A motion was made by Mr. EALY and Mr. BECKER,

That the Senate do now resolve itself into Executive Session, for the purpose of considering the nominations of His Excellency, the Governor of the Commonwealth of Pennsylvania, which were laid on the table yesterday.

The motion was agreed to.

The Clerk read the nominations as follows:

JUSTICE OF THE PEACE, NORTH BRADDOCK BOROUGH, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harriisburg, April 18, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advise and consent of the Senate Frank P. Foster, 1325 Grant Avenue, North Braddock, Braddock, Allegheny County, for appointment as Justice of the Peace in and for the Borough of North Braddock, Allegheny County, until the first Monday in January, 1946, vice Edward F. Cassidy, deceased.

EDWARD MARTIN.

ALDERMAN, THIRD WARD, DUQUESNE, ALLEGHENY COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert K. Grieser, Sr., 614 Crawford Street, Duquesne, Allegheny County, for appointment as Alderman in and for the Third Ward of the City of Duquesne, Allegheny County, until the first Monday in January, 1946, vice William Bedont, deceased.

EDWARD MARTIN.

UNANIMOUS CONSENT UNDER RULE 38

By unanimous consent

A motion was made by Mr. Ealy.

To grant unanimous consent to immediate consideration of the nominations just reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. EALY and Mr. BOWERS,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39

Barr,	Crowe,	Kephart,	Tallman,
Becker,	Ealy,	Leader,	Taylor,
Berger,	Edmonds,	Letzler,	Thomas,
Blass,	Farrell,	Mallery,	Troutman,
Bowers,	Geltz,	McGinnis,	Wade,
Carr,	Haluska,	Rosenfeld,	Wagner,
Chapman,	Heyburn,	Ruth,	Walker,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	Jones,	Stiefel,	

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. EALY. Mr. President, I move that the Executive Session do now rise.

Mr. BOWERS. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess for five minutes, for a meeting of the Committee on Mines and Mining, in the office of the President Pro Tempore.

Mr. THOMAS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess for thirty minutes. I wish to announce a meeting of the Committee on Education, to be held in the office of the President Pro Tempore immediately upon recessing.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILL INTRODUCED AND REFERRED

Mr. HOLLAND. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. BLASS, WALKER, TAYLOR, HOLLAND and BARR read in place and presented to the Chair Senate Bill No. 779, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

REPORTS FROM COMMITTEES

Mr. WAGNER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WAGNER from the Committee on Education, reported as amended, House Bill No. 568, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents and district superintendents and providing for reimbursement by the Commonwealth and by school districts for pupils attending schools of other districts; and repealing certain provisions of said act and of other laws relating thereto.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Mines and Mining, reported as committed, House Bill No. 1068, entitled:

An Act to protect the health, safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations; defining the powers and duties of said Board; authorizing purchase or condemnation of necessary properties, easements, rights and right-of-ways; and making an appropriation.

Mr. COLEMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COLEMAN, from the Committee on Mines and Mining, reported as committed, House Bill No. 639, entitled:

An Act to amend section four of the act approved the first day of June one thousand nine hundred and thirty-three (P. L. 1409) entitled as amended "An act authorizing the creation of State mining commissions with judicial powers to have exclusive jurisdiction with certain exceptions over the mining of coal within or under land easements or right of ways purchased condemned or otherwise acquired by the Commonwealth and over the assessment and award of benefits improvements and damages for coal required to be left in place by reason of the obligation to furnish support for land easements or right of ways purchased condemned or otherwise acquired by the Commonwealth whether the damages are payable by the Commonwealth or a county or a municipality authorizing counties and municipalities to enter into agreements to indemnify or reimburse the Commonwealth for damages to its lands easements or right of ways caused by the removal of coal under or adjacent thereto waiving vertical and lateral support therefor under certain conditions reserving the rights to acquire absolute vertical and lateral support reserving the power to establish detours for the removal of coal underlying State highways providing for appeals to the courts of common pleas from orders assessing damages for coal required to be left in place" by waivng under certain conditions where no damages are payable vertical or lateral support to all lands easements and right of ways purchased condemned or otherwise acquired by the Commonwealth

RESOLUTION

RECALLING SENATE BILL NO. 44, PRINTER'S NO. 328, FROM THE GOVERNOR

Mr. HEYBURN. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN, offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 26, 1945.

Resolved (if the House of Representatives concur), That Senate Bill No. 44, Printer's No. 328, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge

and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties", by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

be recalled from the Governor for further consideration and amendment.

Ordered, That the same be presented to the House of Representatives for concurrence.

CALENDAR

BILL ON FINAL PASSAGE

OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 296, on final passage, entitled:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties and providing for abatement of certain accrued interest and penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed final consideration of Senate Bill No. 340, as follows:

An Act to further amend subsection (c) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State Government and courts providing for the right of employes to organize and bargain collectively declaring certain labor pratices by employers to be unfair further providing that representatives of a majority of the emploes be the exclusive representatives of all the emploes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" making further provision for designation and selection of representatives for the purposes of collective bargaining

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring power and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases incluuding the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" as last amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 293) is hereby further amended to read as follows

Section 7 Representatives and Elections * * * * *

(c) Whenever a question arises concerning the representation of employes the board may and upon request of a labor organization or an employer who has not committed an act herein defined as unfair labor practice or any group of employes in an appropriate unit representing by petition thirty per centum or more of the employes of that unit shall investigate such controversy and certify to the parties in writing the name or names of the representatives who have been designated or selected In any such investigation the board shall provide for an appropriate hearing upon due notice either in conjunction with a proceeding under section eight or otherwise and may take a secret ballot of employes or utilize any other suitable method to ascertain such representatives except that if either party to the controversy so requests a secret ballot of employes shall be taken within twenty days after such request is filed Any certification of representatives by the board shall be binding and constitute such representatives the effective and appropriate representatives for the purposes of collective bargaining for a period of one year thereafter [or for a longer period if the contract so provides] or for a year from the date of the execution of the first written contract made within a year thereafter by such representatives with the employer even though the unit may have changed its labor organization membership and the board shall not make any other investigation until twelve weeks before the expiration date of such period

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27

Becker,	Crowe,	Jones,	Thomas,
Berger,	Ealy,	Kephart,	Troutman,
Blass,	Edmonds,	Letzler,	Wade,
Bowers,	Farrell,	Mallery,	Wagner,
Carr,	Geltz,	Snowden,	Walker,
Chapman,	Heyburn,	Tallman,	Wilson,
Crider,	Homsher,	Taylor,	

NAYS—9

Barr,	Gourley,	Holland,	Ruth,
Coleman,	Haluska,	McGinnis,	Woodring,
Cox,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 410, on final passage, entitled:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties

go over in its order.

Mr. MALLERY. Mr. President, this is being done to accommodate the gentleman from Philadelphia Senator McCreesh, who wants to be present when this bill is acted upon.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed final consideration of House Bill No. 501, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" as last amended by section two of the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2811) is hereby further amended to read as follows

Section 6 From and after January 1 1930 it shall be unlawful for any person copartnership association or corporation to engage in or carry on the business or act in the capacity of a real estate broker or a real estate salesman within this Commonwealth without first obtaining a license as a real estate broker or real estate salesman from the department

No person copartnership association or corporation may be licensed by the department as a real estate broker unless such person and all of the members of any such copartnership or association who are actively engaged in the real estate business and all of the officers of any such corporation who are actively engaged are of the age of twenty-one years and upwards are citizens of the United States and shall have served an apprenticeship as a duly licensed real estate salesman of not less than two years in the employ of a duly licensed real estate broker or brokers or upon application proof of experience equivalent thereto

Any person engaged in the real estate business for a period of two years or more prior to January 1 1930 may be admitted to an examination for a real estate broker's license provided that he or she shall meet all of the prerequisites of applicants for such licenses except that he or she shall not be required to have served in the employ of a duly licensed real estate broker or brokers as a duly licensed real estate salesman for a period of two years

Section 2 Clause (c) of section seven of said act as last amended by section three of the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2811) is hereby further amended to read as follows

(c) Application for license as real estate salesman shall be made in writing to the department signed by the applicant setting forth the period of time during which he has been engaged in the business stating the name of the last employer and the name and place of business of the person firm copartnership association or corporation then employing him or into whose employ he is then about to enter All applications shall be made upon a blank provided for the purpose by the department and shall contain such information as to the applicant in addition to the above prescribed as the department shall require The application shall be accompanied by the recommendation of his employer or prospective employer certifying that the applicant is honest truthful and of good repute and recommending that such license be granted All such licenses shall expire December thirty-first of the year issued unless sooner revoked or suspended by the department or renewed annually as hereinafter described

No person may hereafter be licensed as a real estate salesman and no person copartnership association or corporation may hereafter be licensed as a real estate broker by the department unless such person and all of the members of any such copartnership or association and all of the officers of any such corporation intending to actually engage in or actually engaging in the real estate business as a real estate broker or salesman shall first submit to and pass an examination conducted by the department and prepared by the department Provided however That any person who has been licensed as a real estate salesman or real estate broker for a period of six (6) months next preceding the effective date of this act and is thus engaged in this Commonwealth at the time this act goes into effect may secure the certificate of registration as a broker or a salesman without an examination provided such person shall make application to the department for registration within ninety (90) days after the effective date of this act The department shall hold examinations on the second Saturdays in January April July and October in the cities of Philadelphia Pittsburgh Harrisburg Wilkes-Barre and Erie at such hours and under such rules and regulations as the department shall prescribe Provided That the commission may make a special dispensation or exception because of religious scruples of applicants as to the day of the week upon which the examination shall be held The examination for a broker's license shall include questions on real estate practice real estate law the applicant's ability to read and write English his knowledge of mathematics and other common school branches The examination for salesman's license shall be

limited to the common school branches Provided however That in event the license of any real estate broker or salesman shall be cancelled by the department subsequent to the enactment of this act no new license shall be issued to such person unless he complies with the provisions of this act Provided further however That the department may waive these requirements in the case of an application from a nonresident broker of those states having similar requirements under the laws of which similar recognition and courtesies are extended to licensed real estate brokers and real estate salesmen of this State

An individual may apply for and receive from the department a temporary permit to operate as a real estate salesman until the next regular examination but not more than two successive temporary permits shall be issued to any individual Any individual who fails to pass the examination at two successive examinations shall be ineligible for a similar examination until after the expiration of [two full years] six months from the time such individual took the last examination

Section 3 This act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39

Barr,	Crowe,	Kephart,	Tallman,
Becker,	Ealy,	Leader,	Taylor,
Berger,	Edmonds,	Letzler,	Thomas,
Blass,	Farrell,	Mallery,	Troutman,
Bowers,	Geltz,	McGinnis,	Wade,
Carr,	Haluska,	Rosenfeld,	Wagner,
Chapman,	Heyburn,	Ruth,	Walker,
Coleman,	Holland,	Snowden,	Wilson,
Cox,	Homsher,	Stevenson,	Woodring,
Crider,	Jones,	Stiefel,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed final consideration of Senate Bill No. 753, as follows:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 Article fourteen of the Constitution of the Commonwealth of Pennsylvania is hereby amended by adding thereto section eight as follows

Section 8 (1) The City of Philadelphia and the County of Philadelphia are hereby consolidated into a single political subdivision

(2) All acts of the General Assembly applicable to cities of the first class and the City of Philadelphia and to counties of the first class and the County of Philadelphia shall be applicable to the consolidated City and County of Philadelphia until changed by the General Assembly which is hereby authorized to do so All ordinances enacted by the council of the City of Philadelphia shall be applicable to the consolidated City and County of Philadelphia until changed by the legislative body of the consolidated City and County of Philadelphia

The General Assembly is authorized and empowered to provide for a charter for the consolidated City and County of Philadelphia and to create and abolish offices thereof Provided That all judges and all elected officers of the City of Philadelphia and of the County of Philadelphia in office at the time when this amendment becomes effective shall continue to perform their respective functions and duties and to receive their respective salaries for and during the term for which they were elected and Provided also That all election districts poor districts school districts and judicial districts within the limits of the City and County of Philadelphia shall remain as heretofore until changed by the General Assembly

(3) The consolidated City and County of Philadelphia shall assume and take over the property and indebtedness of the City of Philadelphia and of the County of Philadelphia and shall continue to exercise the taxing powers of the City of Philadelphia and the County of Philadelphia as now provided by law Provided That nothing herein contained shall be construed to invalidate any indebtedness heretofore created by the City of Philadelphia and by the County of Philadelphia and Provided further That the debt limitation of the consolidated City and County of Philadelphia shall be the combined debt limitation of the City of Philadelphia and the County of Philadelphia as now provided by law until such time as the General Assembly may otherwise provide

(4) Provided further That no law regulating the affairs of the consolidated City and County of Philadelphia shall be held invalid as local or special legislation because of any provisions giving effect to this amendment

(5) All legislation hereafter enacted applicable to cities of the first class or to counties of the first class shall be applicable to the consolidated city and county of Philadelphia

(6) This amendment shall be effective immediately upon its adoption

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 805, on final passage, entitled:

An Act to amend Article VIII of the act, approved the twenty-fourth day of June, one thousand nine hundred

thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized conncetions or to induce such actions by another and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 827, on final passage, entitled:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions limiting surcharges to the actual financial loss sustained and imposing penalties for certain actions and omissions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING

OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 29, on third reading, entitled:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further extending the time for present employes, as defined in the act, to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 40, on third reading, entitled:

An Act to amend or further amend the title and sections one, five, seven, nine and ten of the act approved the eighth day of June, one thousand nine hundred seven (P. L. 496), entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HALUSKA. Mr. President, I ask unanimous consent that House Bill No. 135, on third reading, entitled:

An Act fixing the salaries of State Mine Inspectors under the jurisdiction of the Department of Mines in this Commonwealth, and the expenses incident to this office

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 165, as follows:

An Act making an appropriation to the Medical School of the University of Pittsburgh Pittsburgh Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred thousand dollars ($200,000) or as much thereof as may be necessary is hereby appropriated to the Medical School of the University of Pittsburgh Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 166, as follows:

An Act making an appropriation to the Nursing School of the University of Pittsburgh Pittsburgh Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars ($100,000) or as much thereof as may be necessary is hereby appropriated to the Nursing School of the University of Pittsburgh Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 175, on third reading, entitled:

An Act to further amend sections, four, ten, twelve, sixteen, seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June, one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing, sparring and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by further regulating boxing, sparring and wrestling matches and exhibitions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 283, as follows:

An Act to add clause XLVIII to section one thousand five hundred two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing purchase of real property and construction of garbage disposal plants

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand five hundred two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" is hereby amended by adding at the end thereof a new clause to read as follows

Section 1502 The corporate power of a township of the first class shall be vested in the board of township commissioners The board shall have power

* * * *

XLVIII Garbage and Treatment Works Separately or jointly with two or more municipalities to purchase any real property within or without the township limits of any such township or municipality and to erect and maintain garbage or incinerating furnaces and all appliances necessary therefor

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 306, as follows:

An Act to authorize cities boroughs incorporated towns townships and school districts to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any city borough incorporated town township or school district has heretofore filed in the office of the prothonotary of the proper county any tax or municipal claim and the city borough incorporated town or township or school district has not within the period of five years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment or in the case of a tax or municipal claim has not within said period of five years filed a suggestion of nonpayment and an averment of default or whenever any writ of scire facias has been issued to reduce any such claim to judgment and by reason of defense or any other court proceedings judgment has not been entered within the period of five years after the date on which such writ was issued or whenever any such tax or municipal claim has been reduced to judgment and the city borough incorporated town township or school district has not within the period of five years after the date on which such judgment was entered or within five years after the date on which such judgment was last revived filed a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same then in any such case any such city borough incorporated town township or school district may within six months after the passage and approval of this act issue its praecipe for a writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in case a writ

of scire facias has been issued but the same has not been reduced to judgment within five years from the date of issuance issue its praecipe for an alias writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in the case of a tax or municipal claim where no judgment has been entered file a suggestion of non-jayment and an averment of default or in case judgment has been entered on a tax or municipal claim either file a suggestion of nonpayment and an averment of default or issue its praecipe for a writ of scire facias on any such judgment and proceed to judgment in the manner provided by law to obtain judgments of revival and such claim or judgment so entered or revived shall be a valid claim or judgment and be a lien upon the real estate upon which it was a lien at the time the claim was filed or the judgment was entered and said claim or judgment may be revived or further revived and collected as other claims or judgments upon tax or municipal claims are revived and collected Provided however That the lien of any such claim or judgment shall not reattach against any real estate transferred to any purchaser during the time when the lien of any such tax or municipal claim or judgment was lost nor shall the lien of any such claim or judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the city borough incorporated town township or school district to sue out the writ of scire facias or file a suggestion of nonpayment and an averment of default within the five year period or was entered of record during the time the lien of such tax or municipal claim or judgment was lost

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order.

The Senate proceeded to the third reading and consideration of Senate Bill No. 396, as follows:

An Act prescribing the powers and duties of the Department of Forests and Waters in respect to the Brandywine Battlefield and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Forests and Waters shall mark the area and boundaries of the Brandywine Battlefield and may take steps to acquire by gift or purchase in the name of the Commonwealth important and historic lands and partricularly buildings which existed at the time of said battle in order that the same may be preserved for the benefit and enjoyment of the people and be incorporated into the Brandywine Battlefield Park when the same is developed into a State park but all purchases as aforesaid shall be subject to further action by the General Assembly of the Commonwealth

Section 2 The sum of five thousand dollars ($5,000) is hereby specifically appropriated to the Departrment of Forests and Waters for the payment of the expense incurred in the performance of its duties for costs and expenses incurred in surveying and marking the area of the Brandywine Battlefield and for the payment of the purchase price of any property acquired for the Commonwealth and title searches in connection therewith

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 423, on third reading, entitled:

An Act to add section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing temporarily for payment of State appropriation where schools are closed on account of impassable roads heavy snow or floods

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 432, on third reading, entitled:

An Act to amend section nine of the act approved the twenty-fifth day of May one thousand nine hundred and thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of

fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" by changing the amount and method of contributions for and payment of death benefits

go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 480, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the furnishing of "Pennsbury Memorial"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical Commission to be used for the purchase of furniture paintings hangings rugs and other furnishings and accessories for the proper furnishing of "Pennsbury Memorial" in Falls Township Bucks County Pennsylvania The said money hereby appropriated may also be used for the payment of necessary costs expenses of and fees for experts to be employed in the search for original pieces of the aforesaid furniture and furnishings which are of the period and character suitable to this memorial and in addition thereto for all necessary expenses costs and fees incident to the designing and reproduction of proper period furniture and furnishings when suitable originals can not be purchased

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 528, on third reading, entitled:

An Act to further amend section fourteen of the act approved the thirty-first day of March one thousand eight hundred seventy-six (P. L. 13) entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them int othe State or County treasury in counties containing over one hundred and fifty thousand inhabitants" by eliminating the salary of county surveyors in counties having less than two hundred fifty thousand and more than one hundred fifty thousand inhabitants

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 543, entitled:

An Act relating to establishing and regulating the Port of Chester creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters and prescribing its powers and duties regulating the acquisition transfer construction and use of navigation facilities providing for regulating services and fixing minimum rates for wharfage cranage and dockage authorizing acquisition and construction of facilities by the Commonwealth and the exercise of the right of eminent domain providing for the use and leasing of such facilities authorizing the abatement of nuisances and the correcting of improper conditions and collecting the cost thereof from the owner or occupant of harbor structures prescribing penalties and making an appropriation

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. HEYBURN. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 2, page 4, line 4, by striking out the word and figure "Section 2"; Amend Sec. 4, page 5, line 3, by striking out the word "vacation" and inserting in lieu thereof: "vocation"; Amend Sec. 4, page 5, line 9, by striking out the word "percuniary" and inserting in lieu thereof: "pecuniary"; Amend Sec. 4, page 5, line 10, by striking out the word "become" and inserting in lieu thereof: "becomes"; Amend Sec. 11, page 11, line 18, by striking out the word "gully" and inserting in lieu thereof: "fully"; Amend Act, Section 23, Page 18, Line 16 after the word "of" by striking out "fifty thousand dollars ($50,000.00)" and inserting in lieu thereof "five thousand dollars ($5,000.00)"

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended.

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 626, entitled:

An Act to add section one point one to the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," by further limiting the operation of motor boats on certain waters.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 626, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE BILL No. 432 CALLED UP

Mr. COLEMAN. Mr. President, on page 6 of today's Calendar, House Bill No. 432 went over in its order and I now desire to call it up for action.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 432, as follows:

An Act to amend section nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" by changing the amount and method of contributions for and payment of death benefits

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause two of section nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" as amended by the act approved the twelfth day of May one thousand nine hundred thirty-nine (P. L. 129) is hereby further amended to read as follows

Section 9 Any individual eligible to membership in such fund as aforesaid shall be required

* * * * *

(2) To contribute to said fund [three] five per centum of his rated monthly salary or wages which shall be deducted from his salary or wages by the city controller from the payroll for the last half of each month and paid into the fund All beneficiaries of the fund shall in addition thereto pay the sum of one dollar a month into the said fund and in the case of active members the city controller shall deduct said contribution from the payroll of the last half of each month and the secretary of the fund shall deduct the sum of one dollar from the pension paid each pensioner The amount so collected shall be paid into the firemen's relief and pension fund and out of the funds of the firemen's relief and pensions fund there shall be paid to the beneficiary of any deceased member of the fund the sum of one thousand two hundred dollars

When any member of the fund shall resign or be dismissed from service or shall die while in active service there shall be paid to him or to his executor or administrator if his service has been terminated by death from the fund all dues paid by him into the fund Substitute employes of the bureau of fire shall be credited for pension and pay on the basis of actual days served in the bureau of fire Regular and substitute employes shall serve at least fifteen days in each month and appear on both semi-monthly payrolls of said bureau of fire in said month in order to be credited for one month's service for pension under this act

Section 2 Section twelve of said act as amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2635) is hereby amended to read as follows

Section 12 Beneficiaries under said fund shall be rated and classified and shall be entitled to receive from the fund per month the amounts indicated in the following table to wit

	Classification	Composed of		Monthly Payments
I	Chief	Bureau of Fire		$150.00
	Superintendent	Bureau of Electricity		
II	Deputy Chiefs	Bureau of Fire	[$125.00]	$130.00
	Deputy Superintendents	Bureau of Electricity		
III	Battalion Chiefs	Bureau of Fire	[$105.00]	$110.00
	Chief Inspectors	Division of Fire Prevention		
	Chief Wiring Inspectors	Bureau of Electricity		
IV	Training School Instructors	Bureau of Fire	[$97.50]	$100.00
V	Captains	Bureau of Fire	[$95.00]	$100.00
	Assistant Engineers	Bureau of Electricity		
	Supervisors of Construction	Bureau of Electricity		
	Fire Alarm Operators			
VI	Lieutenants	Bureau of Fire	[$90.00]	$100.00
	Engineers	Bureau of Fire		
	Pumpmen	Bureau of Fire		
VII	Drivers	Bureau of Fire	[$85.00]	$100.00
	Electric Wiring Inspectors	Bureau of Building Inspection		
VIII	Hose and Laddermen	Bureau of Fire	[$80.00]	$100.00
	Aides	Bureau of Fire		
	Assistant Engineers	Bureau of Fire		
	Fire Alarm Box Inspectors	Bureau of Electricity		$100.00
	Police Box Inspectors	Bureau of Electricity		
	Instrument Repairmen	Bureau of Electricity		
	Battery Men	Bureau of Electricity		
	Line Foremen	Bureau of Electricity		
	Lineman	Bureau of Electricity		
	Inspector	Bureau of Fire		
	Inspector	Division of Fire Prevention		

The classification of any applicant for retirement or disability pension shall be determined as follows

(1) If the applicant has held the position he holds at the time of making the application continuously for one year or more prior thereto pension shall be granted as of the classification into which such position falls

(2) If the applicant has not held such position continuously for one year or more pension shall be granted as of the classification into which the last preceding position which he held continuously for one year or more falls whether such classification is higher or lower than the classification of the position held by applicant at the time of making the application

No application to become a beneficiary of the fund shall be filed or accepted until thirty days after the effective date of this act It is further provided that any member making such application who thereafter withdraws the same shall not be permitted to file a new application until one year after the date of the first application

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
B rger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 642, as follows:

An Act making an appropriation to the Pennsylvania Post-War Planning Commission for the purpose of making a survey of the Port of Pittsburgh and providing for the same as a post-war project

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-five thousand dollars ($75,000) or as much thereof as is necessary is hereby appropriated to the Pennsylvania Post-War Planning Commission for the purpose of making a complete survey of the development needs of the Port of Pittsburgh and to incorporate the development and improvement of the Port of Pittsburgh in the post-war plan of the commission

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as repuired by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 463 as follows:

An Act validating certain borough ordinances which were inadvertently recorded beyond the statutory period

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All zoning ordinances heretofore passed within five years prior to the eighth day of May one thousand nine hundred twenty-nine and which were recorded on or before the eighth day of May one thousand nine hundred thirty-nine by borough secretary or clerk in the book provided for the recording of borough ordinances are hereby validated

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 646, as follows:

An Act re-appropriating for additional purposes moneys heretofore appropriated to the Department of Military Affairs for the purpose of erecting constructing and equipping an auditorium at Indiantown Gap

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty-five thousand dollars ($125,000) being the amount appropriated to the Department of Military Affairs by the act approved the sixteenth day of May one thousand nine hundred forty-one (Appropriation Acts page 6) entitled "An act making an appropriation to the Department of Military Affairs for the purpose of erecting constructing and equipping an auditorium at Indiantown Gap Military Reservation" is hereby specifically re-appropriated to the Department of Military Affairs for the purpose of erecting constructing and equipping an auditorium assembly hall or any other building or buildings or making any other improvements additions or repairs at said Indiantown Gap Military Reservation as may be deemed necessary by the Adjutant General with the approval of the Governor

The Department of Military Affairs and the Department of Property and Supplies are hereby empowered and authorized to enter into all contracts they deem necessary to carry out the provisions of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 745, as follows:

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County providing for the control and management thereof authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of perpetuating the stirring memories of the capture of the fort located at the confluence of the Monongahela and Allegheny Rivers in one thousand seven hundred fifty-eight by General Forbes the rebuilding and naming it Fort Pitt after the famous Englinsh Prime Minister and thus forever ending the reign of the French on the said river fifty thousand dollars ($50,000) or so much thereof as shall be necessary is hereby appropriated to the Pennsylvania Historical Society for the erection and maintenance of a suitable historical memorial and park at the site of Fort Pitt

Section 2 Pennsylvania Historical Commission after said property has been acquired is hereby authorized to cooperate with the Daughters of the American Colonists and other interested patriotic societies of the Nation and Commonwealth in providing for the proper and authentic restoration of a replica of said Fort Pitt and the maintenance of a suitable park providing a setting for this historical shrine

Section 3 Pennsylvania Historical Commission after said restoration of Fort Pitt has been completed shall make and enforce rules and regulations for the preservation visitation and maintenance thereof and shall so establish these regulations as to make possible the permanent maintenance of the memorial as a historical patriotic and educational center serving constantly to remind the Americans of the historical role of Pennsylvania in the French and Indian War and the founding of our Republic

Section 4 The Pennsylvania Historical Commission is hereby specifically authorized to cooperate with the Daughters of the American Colonists and other patriotic societies in providing for said restoration and to accept any and all moneys which may be raised by public or private subscription through the efforts of said patriotic societies for the purpose of assisting in the erection and maintenance of the Fort Pitt memorial provided that such moneys shall be accepted by the Pennsylvania Historical Commission in trust and administererd in accordance with the statutes providing for the powers and duties of said commission

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 746, as follows:

An Act making an appropriation for the preparation of the Eightieth Division History and creating a commission for such purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to commemorate the heroic achievements of the citizens of Pennsylvania who served on the battlefields of Europe and to perpetuate the memories of those who fell in the World War there is hereby appropriated to the commission hereinafter constituted the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary for the compilation and the printing in book form of the history of the Eightieth Division

A commission is hereby constituted which shall be composed of five (5) citizens who were former Pennsylvania soldiers and who served with the Eightieth Division during the war with Germany The members of the commission shall be appointed by the Governor They shall serve without compensation but shall receive their actual and necessary expenses incurred in the performance of the duties imposed upon them by this act The commission shall organize at the call of the Governor Vacancies occurring in the membership of the commission shall be filled by appointment by the Governor Any member so appointed shall have the same qualifications as is required of the original appointees

Section 2 It shall be the duty of the commission after its organization to forthwith make arrangements for the preparation of the history and the furnishing of photographs with accompanying maps and shall then make a complete report of its proceeding to the General Assembly as soon as possible In such report the commission shall state the amount of money required to print and furnish each citizen who served as a member of the Eightieth Division with a copy of the history in book form

Payments from said appropriation shall be made by requisition of the secretary of the commission under such regulations as the Auditor General shall prescribe

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 757, as follows:

An Act to further reenact and amend the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 563) entitled "An act to add section two thousand two and one tenth to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309 entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecing such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities" extending the effective period thereof substituting the Department of Public Instruction and the Governor for the State Council of Education and placing additional duties and powers upon the trustees of State Teachers Colleges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and two of the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 563) entitled "An act to add section two thousand two and one-tenth to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and achtivities" as last amended by the act approved the tenth day of April one thousand nine hundred forty-five (P. L. Act No. 83) are hereby further reenacted and amended to read as follows

Section 1 Article twenty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by the act approved the twenty-fifth day of April one thousand nine hundred twenty-nine (P. L. 712) is hereby further amended by adding between section two thousand two and two thousand three thereof a new section to read as follows

Section 2002.1 The trustees of any State Teachers College with the approval of the Department of Public Instruction and the Governor may cooperate with municipal State Federal and other agencies in vocational education and rehabilitation programs in the furtherance of national defense and post-war activities and for such purposes shall have power to do all things and enter into all agreements necessary to carry out the same including the power to lease the whole or any part of the real property used by such college [and they also shall have power to convert the whole or any part of one or more of such State Teachers Colleges for any other State purpose]

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 763, on third reading, entitled:

An Act to amend section one of the act approved the twentieth day of May, one thousand nine hundred twenty-one (P. L. 936), entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate and fixing the fees for such services" by providing for the appointment of a custodian of delinquent tax records elimination of fees and relieving the receiver of taxes of the liability for the accuracy of tax memoranda

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 877, on third reading, entitled:

An Act to further amend sections sixteen and seventeen of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" clarifying the provisions relating to the resale of such property purchased by the county commissioners at county treasurer's sales eliminating the right of redemption after such sales and further providing for the reimbursement to the county for moneys spent on such property in certain cases

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1012, as follows:

An Act to further amend section one thousand and three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by further regulating the newspaper publication of the auditor's report

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand and three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" as amended by the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1176) is hereby further amended to read as follows

Section 1003 Surcharges Publication and Filing of Statements Financial Report to Be Made to Department of Internal Affairs The auditors shall complete their audit settlement and adjustment within as short a time as possible Any officer or person whose act or neglect has contributed to the financial loss of the township shall be surcharged by the auditors with the amount of such loss They shall within ten days thereafter publish by advertisement in at least one newspaper of general circulation [printed] published in the township or if no newspaper is published therein then in one newspaper published in the county and circulating generally in the township a concise itemized statement of the receipts and expenditures of the several officers for the preceding fiscal year They shall also within ten days thereafter file a copy of such statement with the secretary of the township and another copy of such statement with the clerk of the court of quarter sessions When any two offices are exercised by the same person only one statement shall be required

The auditors shall also annually make a report of the financial condition of the township to the Department of Internal Affairs within sixty days after the close of the fiscal year The report shall be made on a uniform form prepared and furnished as provided in section one thousand seven hundred and one A of this act Such report shall be signed by all of the auditors and duly verified by the oath of one of the auditors Any auditor refusing or wilfully neglecting to file such report shall upon conviction thereof in a summary proceeding brought at the instance of the Department of Internal Affairs be sentenced to pay a fine of five dollars for each day's delay beyond sixty days and costs All fines recovered shall be for the use of the Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Crowe,	Jones,	Stiefel,
Becker,	Ealy,	Kephart,	Tallman,
Berger,	Edmonds,	Leader,	Taylor,
Blass,	Farrell,	Letzler,	Thomas,
Bowers,	Geltz,	Mallery,	Troutman,
Carr,	Gourley,	McGinnis,	Wade,
Chapman,	Haluska,	Rosenfeld,	Wagner,
Coleman,	Heyburn,	Ruth,	Walker,
Cox,	Holland,	Snowden,	Wilson,
Crider,	Homsher,	Stevenson,	Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. FARRELL. Mr. President, I ask unanimous consent that House Bill No. 1036, on third reading, entitled:

An Act relating to the rate of pay for policemen firemen and park guards in cities of the first class providing for a system whereby policemen firemen and park guards of cities of the first class who shall enter or who shall have entered the military service during the present hostilities shall be paid upon honorable discharge and re-entry into the police fire or park guard service at the same rate of pay as if they had actually served on the police force fire bureau or park guard force of cities of the first class during the years months or days they were in the military service

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1172, on third reading, entitled:

An Act to further amend the first six paragraphs of section four hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," increasing the membership of the Pennsylvania Aeronautics Commission

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 719 CALLED UP

Mr. MALLERY. Mr. President, I ask unanimous consent to call up, out of order, on page 21, Senate Bill No. 719, Printer's No. 445.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 719, entitled:

An Act to reenact and further amend the title and the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" providing for the transfer to the Commonwealth of all grounds lands buildings and personal property used for the care and maintenance of indigent persons in conjunction with institutions for the care of mental patients heretofore transferred to the Commonwealth and for payment therefor by the Commonwealth to the political subdivisions and further regulating the procedure relating to property of such institutions abandoned by the Commonwealth and to institutions closed

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendments:

Amend Sec. 1, page 8, line 11, by inserting a light face bracket before the word "The"; Amend Sec. 1, page 8, line 14, by inserting a light face bracket after the figure "($250,000)"; Amend Sec. 1 (Sec. 8.1), page 16, lines 8 and 9, by striking out the words "The action of" in line 8, and all of line 9, and inserting in lieu thereof: "If the county, city, ward, borough, township, institution district or other political subdivision is not satisfied with the fair value so fixed, the price to be paid shall be fixed in the same manner as provided in the Administrative Code of 1929, as in the case of the condemnation of private property taken for public use."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 719, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 78, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred and thirty-five (P. L. 414) entitled as amended "An act to provide revenue for State purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation" by excepting and excluding therefrom the obligations of municipal corporations by exempting scrip bonds certificates and evidences of indebtedness held in certain employee pension trusts and held under certain circumstances for the benefit of nonresidents of this Commonwealth and by making further provision for the assessment collection and the making of payment of and report concerning the tax imposed by the act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 103, entitled:

An Act making an appropriation to the Department of Property and Supplies for additions repairs and improvements to the buildings and grounds of the Pennsylvania Soldiers and Sailors Home at Erie

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 122, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coestensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes"; by exempting and excluding therefrom all public loans and obligations of any county, city, borough, town, township, school district and incorporated district of this Commonwealth, and the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities by exempting personal property held in certain employee pension trusts and personal prpoerty held under certain circumstances for the benefit of non-residents of this Commonwealth, and by exempting annuities and shares of stock of corporations liable to a gross premiums tax and shares of stock of corporations relieved of the capital stock tax

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 176, entitled:

An Act to add sections eight point one and eight point two to the act approved the thirtieth day of March one thousand nine hundred three (P. L. 106) entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied are delinquent and remain unpaid" by fixing the interest of the various taxing authorities having taxes or claims against property sold under the provisions of said act by the treasurer of any city of the second class and providing for the distribution of moneys received as income from or resale of any such property purchased by the city at such tax sale

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 211, entitled:

An Act providing for and regulating the appointment promotion and reduction in rank, suspension and removal of paid operators of fire apparatus in boroughs incorporated town and townships of the first class creating a civil service commission in each borough incorporated town and township of the first class defining the duties of such civil service commission imposing certain duties and expenses on boroughs incorporated town and townships of the first class imposing penalties and repealing inconsistent laws

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 440, entitled:

An Act to further amend subsection six of section nine hundred five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by increasing the tax rate for fire hydrants and fire hydrant water service

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 443, entitled:

An Act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provisions to be misdemeanors and providing penalties for violations thereof

And said bill having been read at length the second time.

On the question,

Will the Senate agree to the bill on second reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 443, on second reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I object to Senate Bill No 443 going over in its order. This is a Senate Bill and I want to call to the attention of the Senate the fact that here in the Senate Chamber are present the Minority and Majority Leaders from the House and they are trying to arrange a date for adjournment sine die and I do not want to lose this bill by having the Legislature adjourn sine die before this bill is passed.

The PRESIDENT. There is objection to the request that Senate Bill No. 443 go over in its order.

And the question recurring,

Will the Senate agree to the bill on second reading?

MOTION THAT BILL BE RECOMMITTED

Mr. BARR. Mr. President, I move that Senate Bill No. 443, on second reading, be recommitted to the Committee on Municipal Government.

Mr. COLEMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. WALKER. Mr. President, I ask my colleagues to vote "no" on the motion.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 623, entitled:

An Act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 638, on second reading, entitled:

An Act to further amend section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by authorizing domestic stock and mutual insurance companies other than life to transact outside of the United States its territories and possessions any and all forms of insurance or reinsurance other than life insurance or annuities authorizing such companies to accept any and all kinds of reinsurance other than life insurance or annuities and providing for the maintenance in either case of a minimum policyholders' surplus of one million five hundred thousand dollars

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 639, on second reading, entitled:

An Act to amend paragraph eleven of subdivision (c) of section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by authorizing domestic stock and mutual casualty insurance companies to make insurances against loss or damage to automobiles and airplanes seaplanes dirigibles or other aircraft including loss or damage by fire and against perils to property resulting from the ownership maintenance or use of automobiles and airplanes seaplanes dirigibles or other aircraft

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 640, on second reading, entitled:

An Act to amend paragraph (2) of subdivision (b) of section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by authorizing domestic stock and mutual fire marine and fire and marine insurance companies to make insurances against loss by reason of legal liability for damage to property or bodily injury to the person arising from the ownership or maintenance or use of aircraft automobiles or other vehicles

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 641, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment" by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the

income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitation of such power or interest by virtue of any restriction in the nature of a socalled spendthrift trust provision or similar provisions and providing for the execution delivery and recording of such release or disclaimer

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 662, entitled:

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivision free of charge to certain veterans his agent or representatives of the United States Veterans' Administration

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officers of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 668, entitled:

An Act to further amend clause (a) of section five hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting petitions for refunds to be made within three years of the final judgment of a court of competent jurisdiction holding an act to be unconstitutional or erroneously interpreted

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 671, on second reading, entitled:

An Act to amend section six hundred eight of the act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof creating a Milk Control Commission establishing its jurisdiction powers and duties regulating the production transportation manufacturing processing storage distribution delivery and sale of milk and certain products thereof providing for the licensing of milk dealers and the payment of fees therefor requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers authorizing the holding of hearings and the issuance of subpoenas by the commission conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules regulations and orders of the commission authorizing the commission to adopt rules regulations and orders and to enter into interstate and Federal compacts requiring persons who weigh measure sample or test milk to procure permits or certificates to take examinations to pay fees therefor to furnish certain notices records and statements and to use certain methods of weighing measuring sampling and testing authorizing the commission to examine the business papers and premises of milk dealers and producers requiring the keeping of records and the filing of reports by milk dealers and permitting with limitations the use of information obtained thereby authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor and conferirng certain powers upon the Governor with respect thereto providing for appeals to the courts from decisions of the commission and for the burden of proof upon such appeals prescribing penalties fines and imprisonment for violations of this act and rules regulations and orders of the commission defining perjury defining remedies repealing legislation supplied and superseded by this act and saving rights duties and proceedings thereunder and making appropriations" by requiring milk

dealers to give daily reports of milk delivered by milk producers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 672, entitled:

An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans and the commitment of veterans and to make uniform the law with reference thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 674, entitled:

An Act to further amend section thirty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to livestock poultry and game birds by dogs and for livestock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" increasing the maximum amounts of payments by the State in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 702, entitled:

An Act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name style or designation unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring non-resident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence requiring county commissioners at the expense of the county to provide books or other means of reproduction for the entry of such applications requiring the cancellation of such application on the withdrawal from the business providing methods therefor fixing the fees of the Secretary of the Commonwealth and the prothonotary and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 715, on second reading, entitled:

An Act to further amend the title and the act approved the twentieth day of June one thousand nine hundred nineteen (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" by adding a new section by changing the provisions imposing inheritance taxes on personal property accounts in trust and transfers intended to take effect in possession or enjoyment at or after death imposing additional duties on banks safe deposit companies trust companies corporations institutions or depositories surviving parties of joint accounts or accounts in trust persons registers of wills and the Department of Revenue and providing penalties changing the provisions for rate of tax debts and deductions the computation of tax on life estates or estates for years the assessment of tax on future estates the lien of taxes and commissions to be retained by registers of wills

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 723, entitled:

An Act to amend subsection (a) and further amend subsection (b) of section nine of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the

board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further regulating judicial review

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 724, entitled:

An Act to further amend subsection (b) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by making further provisions for designation and selection of representatives for purposes of collective bargaining

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 725, entitled:

An Act to amend clause (f) of subsection (1) of section six of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further defining and limiting unfair labor practices

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate porceeded to the second reading and consideration of Senate Bill No. 740, entitled:

An Act to further amend clause (c) of section seven of the act approved the first day of June one thousand nine hundred and thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by limiting investigations made to determine representatives in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 750, entitled:

An Act authorizing the Department of Welfare with the approval of the Governor to establish additional institu-

tions or to relocate present institutions for the care and treatment of persons afflicted with mental disorders or for the detention of persons sentenced by the courts authorizing the Department of Property and Supplies to acquire by purchase or condemnation certain sites for such institutions and to improve or erect buildings thereon providing for the administration of relocated or new institutions and empowering the Board of Commissioners of Public Grounds and Buildings to dispose of institutions no longer used

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 807, entitled:

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances for the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public offices collecting monies payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended; by further regulating the procedure and the jurisdiction of the Board of Finance and Revenue relative to certain claims for refund; changing and restricting the right of the Commonwealth to impose interest on certain unpaid taxes and bonus when such taxes and bonus are not settled within a prescribed period of time, further providing for the report settlement and resettlement of taxes bonus and other accounts due the Commonwealth and for the furnishing of receipts for transfer inheritance and estate taxes; elimination provisions for an Attorney General's commission and further regulating the procedure for filing petitions for resettlement, petitions for review, appeals to court.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill 839, entitled:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

The first, second, third, fourth, fifth, sixth and seventh sections were read and agreed to.

The eighth section was read.

On the question,

Will the Senate agree to the section?

Mr. BECKER offered the following amendments:

Amend page 18, section 8, line 12, by inserting after the word "Commission" and before the word "those," the following: "those made with any Municipal Authority"; Amend page 18, section 8, line 15, by inserting after the word "Government" and before the word "is", the following: "or any Municipal Authority".

They were agreed to.

The section was agreed to as amended.

The ninth, tenth, eleventh, twelfth and thirteenth sections and title were read and agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 844, entitled:

An Act to amend section ten of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" including the solicitor for delinquent real estate tax and water rate liens and the employes of his office under the provisions of said act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 845, on second reading, entitled:

An Act to amend section thirteen of the act approved the twenty-third day of May, one thousand nine hundred seven, (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violation of its provisions to be misdemeanors, and providing penalties for violations thereof," by further regulating the eligibility lists in cities of the second class "A".

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 873, entitled:

An Act to further amend sections fifteen and eighteen of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" providing for the termination of memberships for filing summaries of audits; for involuntary winding up and dissolution of associations failing to file such summaries exempting associations from payment of certain State taxes and the filing of reports relative thereto and imposing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 874, entitled:

An Act to further amend the act, approved the thirtieth day of April, one thousand nine hundred twenty-nine (P. L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" providing for associations to be formed by two or more cooperative agricultural associations removing certain limitations on holding of common stock enlarging the powers to purchase stock of certain other corporations providing for preferred stock in classes differing only as to rate of dividend further regulating preferred stock dividends and patronage refunds further regulating voting rights of stockholders requiring filing of summaries of audits imposing penalties and changing the words "Auditor General" to the words "Secretary of Revenue"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1017, entitled:

An Act to protect the public health and safety by requiring registration with and the securing of certificates of registration from the State Board of Pharmacy by persons copartnerships associations and corporations engaged in the manufacture or production of drugs and medical supplies regulating the manufacture of drugs and medical supplies as herein defined prohibiting the manufacture possession or sale of adulterated or misbranded drugs and medical supplies prescribing certificates of registration providing for inspections and the suspension and revocation of certificates of registration conferring powers on the State Board of Pharmacy and courts and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1062, on second reading, entitled:

An Act to further amend section nine of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties to the judges thereof and appeals therefrom" by giving trustees the right to hold certain real estates under certain conditions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1104, entitled:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion providing for the organization of the various counties into soil conservation districts the appointment of their officers and employes and prescribing their powers and duties creating the State Soil Conservation Commission in the Department of Agriculture and fixing its powers and duties relative to the enforcement of this act providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations thereto providing for disposition and operation of existing districts and repealing existing laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1139, entitled:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin with power to cooperate in the abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia to authorize the Governor of the state to execute on behalf of this state a compact with representatives of other states for the purpose of forming the above-mentioned commission and creating a Potomac Valley Conservancy District providing for the appointment of the Pennsylvania members of said commission for the Commonwealth of Pennsylvania and their terms of office and providing an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1209, entitled:

An Act relating to and regulating the business of the use and disposition of the bodies of dead animals; providing for the licensing of such business and the cancellation of such licenses; authorizing the Department of Agriculture to promulgate rules and regulations therefor and imposing certain duties upon said department; and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 716, on first reading, entitled:

An Act to amend section eight of the act approved the twenty-first day of June one thousand nine hundred and thirty-seven (P. L. 1969) entitled "An act relating to nonprofit cooperative corporations organized to engage in rural electrification providing for the organization consolidation and dissolution of such corporations prescribing the qualification for membership therein conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing cooperative or nonprofit corporations and associations within the provisions of this act conferring powers and imposing duties on certain State departments commissions and officers fixing fees conferring the right of eminent domain prohibiting the use of certain terms in the corporate names of other corporations exempting such corporations from excise taxes imposing on them a license fee and exempting such corporations from the jurisdiction of the Pennsylvania Public Utility Commission and from the provisions of the Securities Act" by providing that before a certificate of incorporation shall issue to an electric cooperative corporation the Pennsylvania Public Utility Commission shall find and determine certain facts and approve the article of incorporation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE BILL No. 1139 CALLED UP

Mr. HEYBURN. Mr. President, I call up House Bill No. 1139, on page 29 of today's Calendar, which passed second reading.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that House Bill No. 1139, on third reading, entitled:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin with power to cooperate in the abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia to authorize the Governor of the state to execute on behalf of this state a compact with representatives of other states for the purpose of forming the abovementioned commission and creating a Potomac Valley Conservancy District providing for the appointment of the Pennsylvania members of said commission for the Commonwealth of Pennsylvania and their terms of office and providing an appropriation

be recommitted to the Committee on Appropriations.

Mr. SNOWDEN. Mr. President, I second the motion.

The motion was agreed to.

BILL INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE read in place and presented to the Chair Senate Bill No. 780, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), as amended, entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process, and providing penalties."

Which was committed to the Committee on State Government.

REPORT FROM COMMITTEE

Mr. SNOWDEN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNOWDEN, from the Committee on Highways, reported as committed, Senate Bill No. 624, entitled:

An Act removing certain roads or sections of road from the state highway system and providing for their future maintenance and construction.

HOUSE MESSAGE

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1010

The Clerk of the House of Representatives being introduced informed the Senate that the House has non-concurred in amendments made by the Senate to House Bill No. 1010, entitled:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1010

Mr. HEYBURN. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to House Bill No. 1010.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT FROM COMMITTEE

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BLASS from the Committee on Constitutional Changes, reported as committed, Senate Bill No. 779, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the constitution of the Commonwealth of Pennsylvania.

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FARRELL. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. BARR. Mr. President, I object to House Bill No. 568 being read for the first time because no one has been able to tell me what the amendments do and I want to see the bill as it is on first reading.

The PRESIDENT. There being objection, the motion that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session, is amended to exclude House Bill No. 568.

And the question recurring,

Will the Senate agree to the motion, as amended?

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 48, entitled:

An Act to further amend section four hundred one of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by exempting trailers and semi-trailers from registration when used exclusively for the business of farming.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 62, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State tax payable, by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds imposing penalties and making an appropriation" as last amended by imposing an additional tax on liquid fuels providing for the payment thereof into the Motor License Fund making appropriations and providing for the distribution to certain political subdivisions of this Commonwealth with certain conditions making an appropriation to the Joint State Government Commission for certain purposes and imposing duties on the Department of Highways.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 69, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 86, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 87, entitled:

An Act making an appropration to the Women's Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 88, entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 90, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 91, entitled:

An Act making an appropriation to the National Farm School at Doylestown Pennsylvania.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 119, entitled:

An Act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 140, entitled:

An Act making an appropriation to aid certain school districts.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 141, entitled:

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 145, entitled:

An Act making an appropriation to The Glen Mills Schools situate in Delaware County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 147, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeomen (female) and nurses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 151, entitled:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 152, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 153, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 157, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 158, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 160, entitled:

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission for payment of lands acquired by condemnation and of the necessary expenses incurred incident thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 168, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 171, entitled:

An Act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 174, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 191, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purpose of this act," establishing an additional route in the city of Altoona.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 214, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 215, entitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 216, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 279, entitled:

An Act to amend section one of the act approved the first day of June one thousand nine hundred forty-three (App Acts p 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" increasing the amount of such appropriation and extending the time thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 306, entitled:

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," providing for the filling of vacancies in the office of city treasurer; prescribing qualifications of persons so appointed; and regulating the appointment of deputy controllers and the responsibility and liability of controllers for their action and conduct.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 324, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 325, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways for roads paths and parking areas on the Daniel Boone Homestead property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 344, entitled:

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania increasing the maximum amount of State debt to supply deficiencies in revenue.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 386, entitled:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum the property at Ambridge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as "Old Economy."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 399, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloister an important historical shrine belonging to the Commonwealth

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 419, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-three (App. Acts, page 45), entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne, destroyed by flood in said county during the month of May, one thousand nine hundred forty-two," increasing the appropriation for the construction of certain bridges.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 434, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used for the acquisition of land within the limits of the "Bucktail State Park," and prescribing the uses to be made of such land.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 437, entitled:

An Act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor providing for the operation of such bridges as free bridges after acquisition and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 438, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund" as reenacted and amended by adding to section five a new clause making the moneys in the Motor License Fund available for the acquisition of toll bridges located wholly within Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 482, entitled:

An Act to amend section seven of the act, approved the fourth day of June, one thousand nine hundred forty-three (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways; providing for the acceptance of Federal aid; empowering counties to pay certain damages; providing for the collection of tolls on such bridge; and making an appropriation," by appropriating funds from the Motor License Fund for the construction of said bridge.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 490, entitled:

An Act authorizing and directing the Department of Highways to erect and construct a free bridge over the Susquehanna River from a point in the City of Harrisburg, in the vicinity of Third and Forster Streets, to a point in the Borough of Wormleysburg at the intersection of State Highway Routes 30 and 708, and to provide the necessary approaches thereto; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 494, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 508, entitled:

An Act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 511, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purpose of maintaining dikes along Darby Creek in Tinicum and Darby Townships, Delaware County, and in Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 568, entitled:

An Act regulating the appointment, promotion, suspension, reduction, and reinstatement of certain employes in bureaus of police and park police in the bureau of parks in cities of the second class; defining the powers and duties of civil service commissions for such purpose in said cities; and repealing inconsistent legislation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 602, entitled:

An Act making an appropriation to the Phoenix Volunteer Fire Company of Hollidaysburg for the protection of State property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 612, entitled:

An Act to repeal the act, approved the first day of December, one thousand nine hundred thirty-eight (P. L. 109), entitled "A supplement to the act, approved the eighteenth day of March, one thousand eight hundred and seventy-five (P. L. 30), entitled 'An act to authorize changes of venue in criminal cases,' forbidding changes of venue in criminal prosecutions by any court on application of the Commonwealth or prosecutor."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 624, entitled:

An Act removing certain roads or sections of road from the state highway system and providing for their future maintenance and construction.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 639, entitled:

An Act to amend section four of the act, approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1409), entitled as amended "An act authorizing the creation of State mining commissions, with judicial powers, to have exclusive jurisdiction with certain exceptions over the mining of coal within or under land, easements or right of ways purchased, condemned or otherwise acquired by the Commonwealth, and over the assessment and award of benefits, improvements, and damages for coal required to be left in place by reason of the obligation to furnish support for land, easements or right of ways purchased, condemned or otherwise acquired by the Commonwealth, whether the damages are payable by the Commonwealth or a county or a municipality; authorizing counties and municipalities to enter into agreements to indemnify or reimburse the Commonwealth for damages to its lands, easements or right of ways caused by the removal of coal under or adjacent thereto; waiving vertical and lateral support therefor under certain conditions; reserving the right to acquire absolute vertical and lateral support; reserving the power to establish detours for the removal of coal underlying State highways; providing for appeals to the courts of common pleas from orders assessing damages for coal required to be left in place," by waiving under certain conditions where no damages are payable vertical or lateral support to all lands, easements and right of ways purchased, condemned or otherwise acquired by the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 748, entitled:

An Act providing for the acceptance by the Commonwealth of a gift of lands from the United States of America, or any federal agency, and placing such lands under the control and supervision of the Department of Forests and Waters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 749, entitled:

An Act making an appropriation to the Department of Health for the purpose of organizing projects for the adequate prevention, diagnosis, care and treatment of rheumatic fever and rheumatic heart disease.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 754, entitled:

An Act requiring one surety bond to be taken in counties and cities of the first class for each officer and his deputies, clerks and assistants; and providing for the payment of premiums by each officer and his deputies, clerks and assistants.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 759, entitled:

An Act making an appropriation to the Warren Volunteer Fire Department of Warren, Pennsylvania for the protection of State Property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 760, entitled:

An Act to amend sections three, four and five and to repeal sections six, seven, eight, nine and ten of a supplementary act, approved the third day of July, one thousand nine hundred forty-one (P. L. 244), entitled "A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), as amended, entitled 'An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties'", by extending the time of State employes to rejoin the State employes' retirement association after completion of active military service and removing the requirement for a physical examination in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 761, entitled:

An Act to amend section three and to further amend sections four and five of a supplementary act approved the third day of July, one thousand nine huundred forty-one (P. L. 249), entitled, as amended, "A Supplement to the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2423, as amended, entitled 'An act establishing a Pennsylvania State Police Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employes' Retirement Fund, under the Administration of the State Employes' Retirement Board; providing for contributions by members of the Pennsylvania State Police and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties; exempting annunities, allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties,'" by extending the time for State employes to rejoin the State Employes' Retirement Association after completion of active military service, and removing the requirement for physical examination in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 764, entitled:

An Act making an appropriation to the Huntingdon Volunteer Fire Department of Huntingdon, Pennsylvania for the protection of State Property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 765, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor to acquire by condemnation or purchase land or land and buildings within the City of Philadelphia and within the City of Pittsburgh or the County of Allegheny, and to construct, alter, improve and equip such property for use of the Commonwealth, providing for the maintenance thereof, and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 766, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia, Commonwealth of Pennsylvania, to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by the United Nations and ceding jurisdiction to the United States.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 770, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Farview State Hospital, to acquire a certain tract of land for the use of said hospital, and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 775, entitled:

An Act making an appropriation out of the Motor License Fund to the Joint State Government Commission of the General Assembly to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions, and an equitable basis for State aid to local governments for highway purposes; authorizing consulta-

tion with research organizations of recognized national standing; and defining its powers and duties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 779, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution fo the Commonwealth of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 815, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 817, entitled:

An Act making appropriations to the Department of Property and Supplies for the further restoration improvement and equipment of the Pottsgrove Mansion in the Borough of Pottstown on the advice and subject to the approval of the Pennsylvania Historical Commission

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 821, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 826, entitled:

An Act making an appropriation to the Department of Health to pay the costs of continuing its health programs in full under certain conditions and prohibiting the Department to accept Federal funds under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 868, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 869, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania, for the payment of costs of new construction and repairs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 992, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1052, entitled:

An Act authorizing the compromise and final settlement of claims and suits for the collection of inheritance taxes upon the estate of decedents and claims and suits for the escheat of such estates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1068, entitled:

An Act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said Board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1085, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing Route 53073 in Schuylkill County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1175, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriations Acts, page 59) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-three" providing for a deficiency in an appropriation made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred forty-five

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1258, entitled:

An Act to amend section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for the guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1278, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 44

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 26, 1945.

Resolved (if the House of Representatives concur), That Senate Bill No. 44, entitled:

An Act to further amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as amended, by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years.

be recalled from the Governor for the purpose of further consideration and amendment.

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Monday, April 30, 1945, at 4:00 o'clock p. m., Eastern War Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:45 o'clock p. m., Eastern War Time until Monday, April 30, 1945, at 4:00 o'clock p. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

THURSDAY, April 26, 1945

The House met at 11 a. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

Prayer was offered by the guest of the Chaplain, The Reverend Peter M. Stief, rector of St. Patrick's Cathedral of Harrisburg.

Direct Oh Lord all our actions by Thy holy inspiration, and carry them on by Thy gracious assistance, so that every prayer and work of ours may always begin through Thee and by Thee be happily ended. Lord God Almighty direct the deliberations of this Assembly this day. Bring to the minds of these our representatives the constant thought that in all their work and all their life they must be guided by Thy moral law which Thou hast written in the heart of every human being, whether he professes a religion or not, and which is the standard by which all of us will be judged immediately after death. We beg this of Thee, Lord our God. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, April 25, 1945.

The Clerk proceeded to read the Journal of Wednesday, April 25, 1945, when, on motion of Mr. HUNTER unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Mr. DENNISON, HOUSE BILL No. 1287.

An Act to further amend section seven hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled, "An act

providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by requiring the furnishing of light and heavy weight uniforms to the Pennsylvania State Police.

Referred to the Committee on State Government.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. McNALLY and FLEMING.

(Concurrent) RESOLUTION No. 59.

In the House of Representatives, April 25, 1945.

The policy of the Commonwealth, supported by its law, is to adequately provide a decent and healthful standard of living for the needy who are unable to provide that same standard for themselves.

Those aged persons, those who are handicapped by physical defects or ailments, and those dependent and neglected children whose age alone makes assistance necessary, require the help of the Commonwealth to bring to them a full measure of health and contentment.

Those children of aged and needy persons who are striving to adequately provide for themselves and to give to their own children all those things that will make their future secure should not be compelled to bear the extra burden of providing for needy parents.

Although it is the aim of the Commonwealth to provide sufficient help to maintain a decent standard of living for needy persons, studies published by the Department of Public Assistance indicate that cash allowances are not made to cover the cost of all minimum living requirements recognized as essential to a decent and healthful standard of living; and it is most essential that such costs should be covered if our dependents are to be afforded proper and sufficient relief.

The health of the growing children of the Commonwealth is necessary to insure a strong and efficient citizenry in the future and the neglect of a portion of that group will materially affect the Pennsylvania of tomorrow.

For the Commonwealth to now provide less than is necessary to supply the minimum cost of living to its needy is to undermine the future; therefore be it

Resolved, (if the Senate concurs), by the General Assembly of the Commonwealth of Pennsylvania, That the Department of Public Assistance and the State Board of Public Assistance give special and immediate consideration to the adoption of standards of assistance sufficient to provide for the minimum living requirements of dependent persons, and especially for the care of dependent and needy children; and be it further

Resolved, That the Secretary of Public Assistance inform the General Assembly of whatever additional appropriation, if any, would be required to provide for the minimum living requirements of such persons.

Referred to the Committee on Rules.

By Messrs. HARE and ROYER.

(Concurrent) RESOLUTION No. 60.

In the House of Representatives, April 25, 1945.

In a glass case in a room in the Museum Biulding, there are now displayed the regimental flags of several Confederate Regiments.

They represent the valor of the Pennsylvania organizations which were responsible for their capture, but the years have paled the flags and although the valor and bravery of those who captured them has not dimmed, the reason for the retention of those flags as evidence of that valor and bravery, is no more.

As we will always remember, the outstanding courage and the unselfish devotion of the men of the North, so will we ever recall and acknowledge the bravery of those of the South who sacrificed all they held dear for the cause in which they believed.

With the differences that then existed expunged by the blood of those who struggled so valiantly, the Nation exists today united and undivided, and the flags that now are displayed in our Museum are as much a part of the records and archives of the States whose men at arms carried them into battles, as they are of Pennsylvania whose soldiers carried them out of battle.

They were the flags of the South, and as evidence of our respect for, and admiration of, those Americans who so proudly fought under them, it is most fitting that they should now be returned to the States for which those brave men sacrificed so much; therefore be it

Resolved (if the Senate concurs), By the General Assembly of the Commonwealth of Pennsylvania, that His Excellency, the Governor of the Commonwealth, is hereby requested and authorized to have the flags of the several Confederate Regiments that are now on display in the Museum Building removed therefrom, and that after the said flags have been repaired and made safe for transport that His Excellency, the Governor, shall at a time and place and in such manner as he deems proper return the said flags into the custody of the States whose regiments carried them, in order that they may there be preserved as mementos of those regiments and as evidence of the friendship and esteem of this Commonwealth and its people; and be it further

Resolved, That a copy of this resolution shall be transmitted to His Excellency, The Governor, by the Chief Clerk of the House of Representatives.

Referred to the Committee on Rules.

By Messrs. MOSER and FINNERTY.

RESOLUTION No. 61.

In the House of Representatives, April 25, 1945.

Resolved, by the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, That the Speaker of the House shall appoint three members thereof to make an investigation of the probable cost incident to the establishment and maintenance of a barber shop in the Capitol Building for the use of the members of the House, and make a report to the House of Representatives not later than the first Monday in February, one thousand nine hundred and forty-seven.

Referred to the Committee on Rules.

SENATE MESSAGES

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 717.

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a munic-

ipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties; and repealing inconsistent laws.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 718.

An Act to add section three hundred six and one-tenth to the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) entitled "An act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes changing practice and rules of evidence defining earning power after accident authorizing the board to terminate compensation in certain cases changing the classes of dependents entitled to compensation in case of death increasing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act" providing for payment in second injury cases.

Referred to the Committee on Workmen's Compensation.

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Amended House Bill returned for concurrence, 696.

Amended Senate Bill concurred in by Senate, 360.

Amended Senate Bill recalled from the Governor returned for concurrence, 59.

Resolution for concurrence—Senate Serial No. 126 and Senate Serial No. 129.

Senate Bills to be signed, 18, 423.

COMMITTEE REPORTS

Mr. STONIER from the Committee on State Government reported as committed House Bill No. 833, entitled:

An Act creating a legislative commission to promote physical fitness through physical training, athletic sports, recreation, camping and education; imposing duties and conferring power upon such commission; imposing duties upon the Department of Public Instruction; and making an appropriation.

Mr. McKINNEY from the Committee on Municipal Corporations reported as committed House Bill No. 734, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts, to file tax and municipal claims not filed within the time specified by law, and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims, and to revive judgments where the lien of such claims or the judgments thereon have been lost, and providing for the reinstatement of the liens of such claims and judgments.

Mr. McKINNEY from the Committee on State Government reported as committed Senate Bill No. 118, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a lot or piece of land in the borough of Edinboro, Erie County, Pennsylvania.

Mr. MILLER from the Committee on Insurance reported as committed Senate Bill No. 426, entitled:

An Act to further amend subsection (b) of section four hundred fifteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law; providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws," by increasing the amount of group life insurance covering certain borrowers and purchasers.

Mr. FLACK from the Committee on State Government reported as commited Senate Bill No. 527, entitled:

An Act providing for the indexing of the Legislative Journal; and fixing the sum allowed therefor.

Mr. ROYER from the Committee on State Government reported as committed Senate Bill No. 537, entitled:

An Act to amend section twenty-eight and to repeal section twenty-nine of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," providing for payment of the compensation of local registrars by the Commonwealth, and relieving counties from such payments.

Mr. McCORMACK from the Committee on Insurance reported as committed Senate Bill No. 590, entitled:

An Act to further amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 685), entitled "An act designating certain life insurance companies as limited life insurance companies, and further describing the powers thereof," by further describing the powers of limited life insurance companies under certain conditions.

Mr. BURNS from the Committee on Education reported as committed Senate Bill No. 621, entitled:

An Act to further amend paragraph (d) and to amend paragraph (f) of section one thousand two hundred five of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further regulating the employment, dismissal, suspension, demotion and retirement of professional employes.

Mr. WATKINS from the Committee on State Government reported as committed Senate Bill No. 675, entitled:

An Act to repeal The General State Authority Act of 1935 and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth

Mr. ELDER from the Committee on State Government reported as committed Senate Bill No. 714, entitled:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizzing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for the issuance of additional bonds and regulating the sale and the use of the proceeds thereof and regulating the issuance of turnpike revenues refunding bonds

Mr. SCANLON from the Committee on Education reported as committed Senate Bill No. 721, entitled:

An Act to further amend section two hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," further regulating when a director may be elected solicitor to the board.

Mr. COHEN from the Committee on State Government reported as committed Senate Bill No. 722, entitled:

An Act to amend the act approved the fifteenth day of March, one thousand eight hundred ninety-nine (P. L. 8) entitled "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid," by further regulating appropriations made to land grant colleges.

Mr. O'CONNOR from the Committee on Municipal Corporations reported as amended House Bill No. 875, entitled:

An Act to further amend section nine of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," further clarifying the provisions thereof as to the discharge of liens against property by a tax sale.

Mr. DENNISON from the Committee on Mines and Mining reported as amended House Bill No. 1120, entitled:

An Act providing for the health and safety of persons employed in and about coal mines in the Commonwealth of Pennsylvania, the protection and preservation of property connected therewith, the appointment of first aid and mine rescue instructors by the Secretary of Mines, with the approval of the Governor, fixing their salaries and qualifications, providing for the purchase of trucks and necessary equipment to carry on the work, and making an appropriation therefor.

Mr. DILLON from the Committee on Insurance reported as amended Senate Bill No. 385, entitled:

An Act to amend paragraph two of subdivision (b) and to add a new paragraph thirteen to subdivision (c) of section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws" by authorizing domestic stock and mutual fire and marine and casualty insurance companies to make insurance against all risk of loss of or damage to personal property

Mr. O'BRIEN from the Committee on Education reported as amended Senate Bill No. 604, entitled:

An Act providing for and regulating the contractural powers of school districts during the period of the present wars in which the United States is engaged and until six months after proclamation by the President of the United States that hostilities in such wars have ceased

Mr. McATEE from the Committee on Municipal Corporations re-reported as amended, Senate Bill No. 523, entitled:

An Act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties

Mr. DILLON from the Committee on Law and Order reported as amended House Bill No. 1140, entitled:

An Act regulating horse racing with wagering on the results thereof; providing for the licensing of race tracks, race horse owners, riders, trainers, stewards, and officials for such racing; imposing license fees; creating a departmental administrative commission within the Department of Agriculture for the administration of this act; requiring the revenues accruing under this act to be deposited in a special fund in the State Treasury and appropriating the moneys in such funds; imposing penalties; and repealing inconsistent legislation.

Mr. McDOWELL from the Committee on Municipal Corporations reported as amended Senate Bill No. 717, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws

BILLS ON FIRST READING

Mr. LICHTENWALTER asked and obtained unanimous consent to have all bills reported from Committees as committed read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 833, entitled:

An Act creating a legislative commission to promote physical fitness through physical training, athletic sports, recreation, camping and education; imposing duties and conferring power upon such commission; imposing duties upon the Department of Public instruction; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 734, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts, to file tax and municipal claims not filed within the time specified by law, and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims, and to revive judgments where the lien of such claims or the judgments thereon have been lost, and providing for the reinstatement of the liens of such claims and judgments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 118, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a lot or piece of land in the borough of Edinboro, Erie County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 426, entitled:

An Act to further amend subsection (b) of section four hundred fifteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by increasing the amount of group life insurance covering certain borrowers and purchasers

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 527, entitled:

An Act providing for the indexing of the Legislative Journal and fixing the sum allowed therefor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 537, entitled:

An Act to amend section twenty-eight and to repeal section twenty-nine of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" providing for payment of the compensation of local registrars by the Commonwealth and relieving counties from such payments

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 590, entitled:

An Act to further amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 685), entitled "An act designating certain life insurance companies as limited life insurance companies, and further describing the powers thereof," by further describing the powers of limited life insurance companies under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 621, entitled:

An Act to further amend paragraph (d) and to amend paragraph (f) of section one thousand two hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further regulating the employment dismissal suspension demotion and retirement of professional employes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 675, entitled:

An Act to repeal The General State Authority Act of 1935 and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 714, entitled:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774) entitled "An

act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for the issuance of additional bonds and regulating the sale and use of the proceeds thereof and regulating the issuance of turnpike revenue refunding bonds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 721, entitled:

An Act to further amend section two hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," further regulating when a director may be elected solicitor to the board.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 722, entitled:

An Act to amend the act approved the fifteenth day of March one thousand eight hundred ninety-nine (P. L.) entitled "An act to regulate the manner in which propriations to educational penal reformatory charitable evolent or eleemosynary institutions shall be paid" further regulating appropriations made to land grant leges

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfelt, being introduced, presented extracts from the Journal of the Senate which were laid on the table.

CERTIFIED COPIES OF SENATE BILLS

The SPEAKER. In accordance with the provisions of a House Resolution, adopted April 25, 1945, the Senate has furnished certified copies of Senate Bills Nos. 319, 320, 321, 322 and 323. Said bills having been lost after having been referred to the Committee on Elections. The Chairman of the Committee will please come to the desk and sign for these bills.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HUNTLEY asked and obtained permission for the Committee on Law and Order to meet during the session of the House.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 719

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 26, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 719, Printer's No. 523, entitled "An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 558) entitled 'An act authorizing the Department of Property and Supplies to sell and convey a lot or piece of land in Delaware County' correcting an erroneous measurement."

EDWARD MARTIN.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 360.

An Act to amend the title and section two of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 340) entitled "An act empowering cities of the third class boroughs incorporated towns and townships to cooperate with each other through joint agreements in the exercise of their governmental powers duties and functions relating to the public health recreation zoning and municipal planning" by extending the power of municipalities to cooperate in the exercise of their governmental powers duties and functions

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 18.

An Act to amend sections one and two of the act approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1303), entitled "An act to regulate the sale of certain hypnotic, analgesic, and body-weight reduction drugs, in the interest of public health," by redefining the meaning of "other hypnotic drug, or analgesic drug or body-weight reducing drug" and naming certain remedies permitted to be sold at retail under certain conditions

SENATE BILL No. 423.

An Act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships, prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain, and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities, authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof, and conferring exclusive jurisdiction on certain courts over rates

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BOORSE asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

QUESTION OF INFORMATION

Mr. LOVETT. Mr. Speaker I rise to a question of information.

The SPEAKER. The gentleman wil lstate it.

Mr. LOVETT. Mr. Speaker, are we in the early part of the session?

The SPEAKER. The Chair would inform the gentleman that we are endeavoring to determine the number of bills that are in print.

Mr. LOVETT. I was just wondering, Mr. Speaker, whether we were going to have that meeting on Workmen's Compensation in the early part of the session.

The SPEAKER. The Chair has been assured there will be a meeting today.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 41, entitled:

An Act to amend clause four of section one of article eight of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by authorizing the city controller to approve warrants drawn on transferred surplus and unused funds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS NOT ON FILE

The SPEAKER. The following bills on first reading are not on file and will be passed over.

House Bill No. 280, Printer's No. 667
House Bill No. 516, Printer's No. 668
House Bill No. 559, Printer's No. 669
House Bill No. 956, Printer's No. 666
House Bill No. 957, Printer's No. 663
House Bill No. 958, Printer's No. 665
House Bill No. 959, Printer's No. 664
Senate Bill No. 573, Printer's No. 480
Senate Bill No. 574, Printer's No. 481
Senate Bill No. 577, Printer's No. 482
Senate Bill No. 641, Printer's No. 483
Senate Bill No. 106, Printer's No. 579
House Bill No. 496, Printer's No. 685 and
House Bill No. 751, Printer's No. 686.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 63, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections' by eliminating the necessity of proclaiming the names of persons elected to certain offices

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. DAVID P. REESE, Jr. Mr. Speaker, the time and the hour having arrived for calling a meeting of the Workmen's Compensation Committee, asks unanimous consent to hold a meeting of that committee in Room 230.

The SPEAKER. Will the House give consent to the Committee to meet during the session of the House? Is there objection?

Mr. LOVETT. Mr. Speaker, I think it is very unfair to call a meeting at this time of the Committee when we now go on to second reading bills. We do not know what is in these bills. When we leave the House for a meeting, that meeting might last for hours due to the fact that we have not had a meeting of this Committee so far. I am a member of it.

Mr. LICHTENWALTER. Mr. Speaker, I would like to assure the gentleman from Westmoreland that there are a lot of bills on second reading that are not in print and probably will be delayed. I also assure him, and I believe the action of the majority in this session will reveal to him that if there is anything in the bills passed on second reading that he would like to amend, we will have no objection on this side of the House to his offering the amendments on third reading. That will give him the week-end to go over the bills on the calendar. I think that is fair, and I think he knows that the Members of the House are trying to be fair. I see no objection why we should proceed otherwise.

Mr. LOVETT. Mr. Speaker, I want to thank the gentleman for making it very clear, but I think it should be announced once more so that these men who are on the

committee will know there is a meeting of the Committee on Workmen's Compensation.

The SPEAKER. The Chair hears no objection and consent is granted.

INTERROGATION

Mr. ANDREWS. Mr. Speaker, I would like permission of the House to interrogate the Majority Leader.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, would it be possible to arrange a definite order of business at which time interrogation could be made as to the effect of amendments made by the House or the Senate to pending bills that come to the House for consideration.

Mr. LICHTENWALTER. Do I understand the gentleman correctly, Mr. Speaker, that he would like to have as an order of business a time when all amended bills would be considered coming from the Senate for concurrence or non-concurrence—that they be taken up as a special order of business?

Mr. ANDREWS. As a special order of business, Mr. Speaker, at which time the effect of the amendments would be stated upon the floor for the consideration of all the membership.

Mr. LICHTENWALTER. Mr. Speaker, in reply to the gentleman I would certainly agree to a procedure whereby, by agreement between the Minority Leader and myself, we meet the issue as it arises. Certainly when the bills come up for concurrence, whether the House agrees or disagrees with the amendments inserted by the Senate, at that time we unfold all the information on the amendments inserted by the Senate. I see no objection to that.

Mr. ANDREWS. Mr. Speaker, would it be possible to have the explanation of the amendments before the Majority Leader and the Minority Leader are asked to signify their concurrence or non-concurrence? As the gentleman knows, on these amendment slips that are brought to both the Majority Leader and the Minority Leader there is a place to signify whether they concur or nonconcur in the amendments, and what I am driving at is to have the explanation as to the effect of these amendments made upon the floor of the House before the Minority Leader and the Majority Leader signify their position.

Mr. LICHTENWALTER. Mr. Speaker, I would state to the gentleman from Cambria that the messages from the Senate are in the hands of the Minority Leader and myself, and we must sign the slips for either concurrence or non-concurrence. That is always done with the consent of the sponsor of the bill. I just don't know what procedure the gentleman would have in mind that we might follow in getting the information on the amendments prior to the time that the amendments were read. When the question on the amendments is before the House we can ask to have the amendments explained. I am perfectly in agreement with that.

Mr. ANDREWS. Mr. Speaker, as the Majority Leader knows, I have in my possession a memorandum asking for a position on House Bills 559, 596, and Senate Bill 46. Now it will be perfectly possible if the House will agree and the Majority Leader will agree, that I could ask him what the effect of the amendments to a particular bill is. Senate Bill 46 for instance, and I could have the explanation as to the effect of the amendments, and the explanation would be a matter of record before I signified my position or asked the Members on this side of the House to take a position.

Mr. LICHTENWALTER. Mr. Speaker, I feel that it would be a great deal more orderly procedure if we did not release the slip until the sponsor of the bill and we were all in accord as to whether or not we were in agreement with the amendments. We certainly first of all should have the information available as to what the amendments inserted by the Senate would do as to the provisions of the bill already passed. I am concerned as to whether it would be the proper time to have this explanation prior to the signing of the slip rather than at the time the amendments are read and concurrence or non-concurrence is requested by the desk. I think that time would be the proper time to ask for an explanation of the amendments before a roll call is taken.

Mr. ANDREWS. Mr. Speaker, do I understand the gentleman from Lehigh that he wants the slips signed before the explanation has been made to the body of the House?

Mr. LICHTENWALTER. I think that would be a much more orderly procedure, Mr. Speaker. If the slip is signed and it is agreeable to the sponsor of the bill to have the amendments concurred in or non-concurred in before the slip is signed, then when the vote is taken to concur or non-concur, a proper explanation of the amendments be made before the House is asked to vote upon the amendments.

Mr. ANDREWS. In that event, Mr. Speaker, if the slips must be signed before the explanation is made upon the floor of the House it will be incumbent upon me to non-concur in all of the amendments. If the explanation is made upon the floor of the House then the signing of the slips becomes less important.

I failed to catch one very important amendment, and I do not intend from now on to take the entire responsibility of pledging the good faith of the Members on this side of the House for or against any amendment to any bill until they have had the opportunity of knowing what the effect of that amendment is. Otherwise, if that is not done I would have to caucus on these measures, and it will take more time of the House to caucus, because I positively will not sign a concurrence slip until it has been made a matter of record what the effect of that amendment is.

Mr. LICHTENWALTER. Mr. Speaker, I would like to say to the gentleman from Cambria that I would be most willing if he would note on the slip of paper that he receives for concurrence or non-concurrence, along with the action on the minority side, that he would prefer an explanation of these amendments. In that event we would certainly give the explanation when he desires. There are many times when probably a word or two is changed and a check with the sponsor who is acquainted with the change that is made will clear the matter and in those instances we can follow through in the regular way. If the gentleman will at that time note on the slip that an explanation is desired that will be perfectly satisfactory.

Mr. ANDREWS. I thank the gentleman, Mr. Speaker.

BILLS ON SECOND READING

BILLS NOT ON FILE

The SPEAKER. The bills on pages 7, 8, 9, 10, 11, 12 and the first bill on page 13 of the calendar are not on file and will be passed over.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 208, entitled:

An Act to further amend Section one of the act approved the fifteenth day of July one thousand eight hundred ninety-seven (P. L. 292) entitled "An act to provide revenue by taxation" by modifying the procedure for the collection and payment of tax

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 209, entitled:

An Act to further amend section one of the act, approved the thirteenth day of June, one thousand nine hundred seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto,' approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance or trust companies," by reducing the rate of said tax and modifying the procedure for the collection and payment of said tax.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 459, entitled:

An Act to amend section six of the act, approved the twelfth day of June, one thousand eight hundred seventy-eight (P. L. 196), entitled "An act to consolidate revise and amend the penal laws of this Commonwealth," by fixing the time for the commencement and prosecution of indictments for certain felonies committed by certain persons

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 532, entitled:

An Act to amend section two of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 903) entitled "An act relating to corporations providing methods of determining what stockholders shall be entitled to vote at meetings or to receive dividends or allotments of rights or to exercise rights and the effect thereon of transfers of stock within sixty days of any election or meeting" by making further provision for such determination in lieu of closing the stock transfer books

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 628, entitled:

An Act to amend section thirteen hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" increasing the annual amount available for bear damages

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 629, entitled:

An Act to amend section six hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" permitting for purposes of conservation the designation and posting of beaver colonies prohibiting the trapping of beavers at any time in such colonies and imposing penalties

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 644, entitled:

An Act to further amend section nine of the act, approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing for the payment of interest in certain claims.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 684, entitled:

An Act authorizing and empowering any corporation for profit heretofore or hereafter organized under any general or special law of this Commonwealth by action of its board of directors to make contributions out of its income in any taxable year for public and charitable purposes to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year as returned by it to the Federal Government for income tax purposes and ratifying contributions heretofore made

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL NOT ON FILE

The SPEAKER. House Bill No. 293, Printer's No. 684 is not on file and will be passed over.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents creating a board of trustees to supervise and manage such institution regulating the admission and cost of care and maintenance of such juvenile delinquents

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 732, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" creating in the Department of Welfare boards of trustees for certain penal correctional and delinquent defective institutions defining their powers and duties and changing the powers and duties of certain other penal correctional and defective delinquent institutions.

And said bill having been read at length the second time, and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes.

And said bill having been read at length the second time, and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes the commitment of defective delinquents and repealing certain laws

And said bill having been read at length the second time, and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents creating in the Department of Welfare the Pennsylvania Correctional Diagnostic and Classification Center providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution" fixing the responsibility for costs of transportation and maintenance of such persons prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

And said bill having been read at length the second time, and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them abolishing certain penal and correctional institutions imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

And said bill having been read at length the second time, and agreed to

Ordered, To be transcribed for a third reading.

BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500

was passed over at the request of the SPEAKER.

BILLS NOT ON FILE

The SPEAKER. The following bills are not on file and will be passed over:

Senate Bill No. 563, Printer's No. 428 and

Senate Bill No. 607, Printer's No. 447.

BILLS PASSED OVER

There being no objection

Senate Bill No. 519, Printer's No. 446 and

House Bill No. 870, Printer's No. 694

were passed over at the request of the SPEAKER.

PERMISSION TO ADDRESS HOUSE

Mr. LICHTENWALTER asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to inform the Members of the House that there are twenty-four or twenty-five bills that have come in from the Printer that are being prepared for filing right now and will be on the floor of the House for the consideration of the House very shortly. I want to make that known now so that we may proceed with the business.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Floor Leader.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, does the Majority Leader have at his command a constitutional majority?

Mr. LICHTENWALTER. I would say, Mr. Speaker, that I have not at the moment because of Committee meetings, but according to my record there will be a constitutional majority when the Committee meetings are over.

Mr. ANDREWS. A further inquiry, Mr. Speaker, when would the Majority Floor Leader desire a test roll call as to attendance?

Mr. LICHTENWALTER. After the Committee meetings, on third reading bills, at any time the gentleman may desire.

Mr. ANDREWS. Further, Mr. Speaker, will the Majority Leader before the session is over have at least one test roll call?

Mr. LICHTENWALTER. Yes indeed, Mr. Speaker.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 1182, Printer's No. 544

Senate Bill No. 465, Printer's No. 393

Senate Bill No. 293, Printer's No. 261 and

Senate Bill No. 452, Printer's No. 263

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 425, as follows:

An Act authorizing individual co-fiduciaries in certain cases to consent to holding of investments in the names of their corporate co-fiduciaries' nominee and validating such consents heretofore given

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 An individual acting as co-fiduciary with a bank and trust company or trust company is hereby authorized with respect to investments received held or made by said bank and trust company or trust company and said individual as co-fiduciaries to consent to the holding of said investments in the name of a nominee of said bank and trust company or trust company to the same extent that said bank and trust company or trust company as a sole fiduciary would be authorized to hold such investments in the name of its nominee Any such consent heretofore given by an individual co-fiduciary is hereby validated

The term "fiduciary" as used herein shall mean an executor an administrator or a trustee of a trust created by will deed declaration of trust court order or other instrument a guardian of a minor or incompetent or a committee of the estate of a lunatic or habitual drunkard and the term "co-fiduciary" as used herein shall mean a person who is a co-executor a co-administrator or a co-trustee of a trust created by will deed declaration of trust court order or other instrument a co-guardian of a minor or incompetent or a co-committee of the estate of a lunatic or habitual drunkard

Section 2 Nothing contained herein shall be construed to authorize any fiduciary to consent to the doing of any act contrary to the directions in regard to investments contained in the will deed or other instrument under which such fiduciary is acting

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Rose,
Barton,	Gibson,	McAtee,	Root,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,

Cook,	Hersch,	Moran,	Stonier,
Cooper,	Hewitt,	Moser,	Stuart,
Corrigan,	Hoggard,	Munley,	Swope,
Costa,	Hoopes,	Murray, M. L.,	Tahl,
Coulson,	Howells,	Murray, P. G.,	Tate,
Coyle,	Hunter,	Myhan,	Tittle,
Cullen,	Huntley,	Nelson,	Trachtman,
Dague,	James,	O'Brien,	Trent,
Coleman,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 488, as follows:

An Act to amend Section 3 of the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection of payment by banks of checks and other instruments for the payment of money" by making further provision concerning the revocation of credits given by a bank for items drawn on or payable at such bank

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" is hereby amended to read as follows

Section 3 Item on Same Bank A credit given by a bank for an item drawn on or payable at such bank shall be provisional subject to revocation at or before the end of the business day following the day on which the item is deposited in the event the item is found not payable for any reason Whenever a credit is given for an item deposited after banking hours such right of revocation may be exercised during the next business day after the following business day

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boory,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner C. H.,	Hare,	Milliken,	Snider,
Brunner P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 284, as follows:

An Act to amend section one of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 270) entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval military or other personnel at the Soldiers' and Sailors' Home at Erie to the Department of Military Affairs for the maintenance and operation of said home" by including moneys received for the housing and maintaining of certain discharged service men

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 270) entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval military or other personnel at the Soldiers' and Sailors' Home at Erie to the Department of Military Affairs for the maintenance and operation of said homes" is hereby amended to read as follows

Section 1 All moneys received from the Federal Government as compensation for housing and maintaining naval military or other personnel at the Soldiers' and Sailors' Home at Erie and for housing and maintaining honorably discharged soldiers sailors marines and coast guardsmen who served in the armed forces of the United States and who are now guests at said home shall be paid into the State Treasury through the Department of Revenue and shall be credited to the current biennial appropriation made out of the General Fund to the Department of Military Affairs for the maintenance and operation of said home Such moneys are hereby appropriated to the Department of Military Affairs for the maintenance and operation of said home The moneys appropriated hereby shall be in addition to all other appropriations for such purpose

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Rose,
Barton,	Gibson,	McAtee,	Root,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 446, Printer's No. 282 and

Senate Bill No. 483, Printer's No. 199

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 248, as follows:

An Act to authorize certain persons to take affidavits and acknowledgments in connection with the administration of the affairs of veterans and their dependents making certain offenses punishable as perjury and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Whereas The American Red Cross The American Legion Veterans of Foreign Wars of the United States Disabled American Veterans United Spanish American War Veterans Regular Veterans Association Director of Veterans Affairs Jewish War Veterans of the United States the Military Order of the Purple Heart and such other similar organizations now or hereafter accredited or recognized by the United States Veteran Administration as well as the Department of Military Affairs and the Selective Service System of the Commonwealth of Pennsylvania are gratuitously preparing forms for and protecting and advancing the rights of veterans and their dependents in connection with their affairs as such before the United States and its agencies and before departments boards and commissions of this Commonwealth and its political subdivisions and

Whereas many forms necessary for such purposes are now required to be sworn to or acknowledged before notaries public or similarly authorized officers and

Whereas in recognition of their services to their country in time of need it is the desire of this Commonwealth to expedite the enjoyment of the benefits rights and compensation allowed by law to veterans and their dependents and reposing special faith and confidence in the organizations supplying such aid and assistance to veterans

Section 1 Each local organization of The American Red Cross The American Legion Veterans of Foreign Wars of the United States Disabled American Veterans United Spanish War Veterans Regular Veterans Association Director of Veterans Affairs Jewish War Veterans of the United States the Military Order of the Purple Heart and such other similar organizations now or hereafter accredited or recognized by the United States Veterans Administration which supplies such aid and assistance to veterans or their dependents and which gratuitously prepares forms for veterans and their dependents in connection with their affairs as such before the United States any agency thereof or the Commonwealth of Pennsylvania and agency or political subdivision thereof is hereby authorized to designate one of its officers to take affidavits or acknowledgments to such forms as may

be required by rule regulation or otherwise by the United States any agency thereof or the Commonwealth of Pennsylvania any agency or political subdivision thereof in the administration of the affairs of veterans and their dependents For the same purposes the Adjutant General of Pennsylvania is authorized to designate one or more persons from the Department of Military Affairs and the State Director of Selective Service is authorized to designate one or more persons from the Pennsylvania Selective Service System

When any such officer or person is so designated his name address and official position shall be furnished to the Secretary of the Commonwealth in writing signed by such designated officer or person accompanied by a certificate of his designation by the proper authority of such organization or of the Adjutant General or the State Director of Selective Service as the case may be Upon receipt of such writing and certificate in form as herein provided the Secretary of the Commonwealth with the approval of the Governor shall issue under his hand and seal of his office a certificate of appointment to such designated officer or person which shall authorize him to take affidavits or acknowledgments of veterans and their dependents in connection with their affairs as such before the United States any agency thereof or the Commonwealth of Pennsylvania any agency or political subdivision thereof Such authorized officer or person shall exercise the authority conferred under the provisions of this act at the pleasure of the Governor

Each affidavit or acknowledgment taken as above authorized shall contain the date signature and title of the officer or person administering the same and the number of the certificate issued to the authorized officer or person

Each certificate issued as aforesaid by the Secretary of the Commonwealth shall be numbered in the order of date issued and the Secretary of the Commonwealth is hereby authorized to certify such appointment whenever required

The Secretary of the Commonwealth shall make no charge whatsoever for filing appointing or certifying under the provisions of this act nor shall any officer or person so designated and authorized make any charge for taking such acknowledgments or affidavits

Section 2 Any person who shall be convicted of having wilfully and knowingly made or taken a false oath or affrmation before any officer or person authorized under this act to administer same in any matter within his official duty shall suffer punishment for wilful and corrupt perjury Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of not more than five hundred dollars ($500.00) or undergo imprisonment of not more than two (2) years or both

Section 3 All acts or parts of acts in so far as they are inconsistent herewith are hereby repealed

Section 4 This act is to become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D P.,	Worley,
Foor,	Longo,	Reese, R E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS PASSED OVER

There being no objection

House Bill No. 649, Printer's No. 395
House Bill No. 648, Printer's No. 389
Senate Bill No. 37, Printer's No. 77
Senate Bill No. 413, Printer's No. 301
Senate Bill No. 476, Printer's No. 218
Senate Bill No. 625, Printer's No. 298 and
House Bill No. 1235, Printer's No. 633

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 526, as follows:

A Supplement to the act approved the fourth day of June one thousand nine hundred forty-three (Appropriation Acts page 59) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-three" providing a deficiency for indexing the Legislative Journal

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five hundred dollars ($500.00) or as much thereof as may be necessary is hereby appropriated for the payment of the deficiency in the appropriation for the fiscal biennium ending the thirty-first day of May one thousand nine hundred forty-five made by the act to which this is a supplement for the payment of the person or persons appointed to index the Legislative Journals session of one thousand nine hundred forty-five in accordance with law

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Mahany,	Robertson,
Baker,	Gardner,	Matthews,	Root,
Barrett,	Getchey,	McAtee,	Rose,
Barton,	Gibson,	McClester,	Royer,
Bentzel,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McLanahan,	Sarraf,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McMillen,	Schuster,
Bower,	Greer,	McNair,	Serrill,
Brancato,	Guthrie,	McNally,	Shaffer,
Breisch,	Gyger,	Mihm,	Shoemaker,
Brice,	Haberlen,	Mikula,	Skale,
Brothers,	Hall,	Miller,	Sloan,
Brown,	Hamilton,	Milliken,	Smith,
Brunner, C. H.,	Hare,	Mills,	Snider,
Brunner, P. A.,	Haudenshield,	Modell,	Snyder,
Burns,	Heatherington,	Mooney,	Sollenberger,
Cadwalader,	Helm,	Moore, C. E.,	Sorg,
Chudoff,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Herman,	Moran,	Stockham,
Coleman,	Hersch,	Moser,	Stonier,
Cook,	Hewitt,	Munley,	Stuart,
Cooper,	Hoggard,	Murray, M. L.,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tahl,
Costa,	Howells,	Myhan,	Tate,
Coulson,	Hunter,	Nelson,	Tittle,
Coyle,	Huntley,	O'Brien,	Trachtman,
Cullen	James,	O'Connor,	Trent,
Dague,	Jones,	O'Dare,	Trout,
Dalrymple,	Kennedy,	O'Donnell,	Turbett,
Dennison,	Kirley,	O'Neill,	Turner,
Depuy,	Kline,	Owens,	Varallo,
Dillon,	Kolankiewicz,	Pentrack,	Verona,
Dix,	Komorofski,	Petrosky,	Wagner,
Dougherty,	Krise,	Pettigrew,	Wachhaus,
Duffy,	Kurtz,	Pickens,	Waterhouse,
Dye,	Lane,	Polaski,	Watkins,
Elder,	Laughner,	Polen,	Weiss,
Elish,	Lee,	Powers,	Welsh,
Erb,	Leisey,	Propert,	Wescott,
Ewing,	Leonard,	Readinger,	White,
Finnerty,	Levy,	Reagan,	Wood, L. H.,
Flack,	Lichtenwalter,	Reese, D. P.,	Wood N.,
Fleming,	Loftus,	Reese, R. E.,	Worley,
Foor,	Longo,	Regan,	Wright,
Fox,	Lopez,	Reidenbach,	Yeakel,
Freed,	Lovett,	Reilly,	Yester,
Frost,	Lyons,	Reynolds,	Fiss,
Fullerton,	Madden,	Riley,	Speaker.
Gaffney,	Madigan,		

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL NOT ON FILE

The SPEAKER. Senate Bill No. 374, Printer's No. 436 is not on file and will be passed over.

BILL PASSED OVER

There being no objection

Senate Bill No. 469, Printer's No. 216,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 67, as follows:

An Act making an appropriation to the Department of Health for the acquisition of land by purchase or condemnation the construction and equipment of a State Health Laboratory the construction of buildings the improvement furnishing and repairs of the State Sanatoria and the Crippled Children's Hospital for the payment by the Commonwealth of a share of the cost of preparing plans and surveys for sewage or industrial waste treatment plants and for the payment by the Commonwealth of a share of the cost of constructing such industrial waste plants for sealing abandoned coal mines for stream clearance including the purchase or condemnation of lands easements or right of ways and the acquisition or construction of pipes conduits or tunnels and pumps and pumping equipment and for experimental and research work relating to the pollution of streams and the prevention thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twelve million three hundred twenty-five thousand dollars ($12,325,000) or so much thereof as may be necessary is hereby appropriated to the Department of Health for the following purposes (1) for the acquisition by purchase or condemnation of land the construction and equipment of a State Health Laboratory the construction of new buildings and facilities the repair and improvement of existing buildings and facilities and the purchase of furnishings and equipment for the State Sanatoria and the Crippled Children's Hospital (2) for payment by the Commonwealth of a share not to exceed fifty percent (50%) of the cost of preparing engineering and architectural plans and estimates for the construction of plants for the treatment of sewage or industrial waste to be constructed by municipalities municipal authorities and private corporations to end stream pollution and for the payment by the Commonwealth of a share of the cost of constructing such plants for the treatment of industrial waste (3) for labor and supplies necessary in the work of sealing abandoned coal mines (4) for stream clearance including the purchase or condemnation of lands easements or right of ways and the acquisition or construction of pipes conduits drains or tunnels and pumps and pumping equipment and (5) for conducting experiments and research to determine approved methods for controlling stream pollution and treating sewage acid mine drainage and industrial waste

Section 2 Within the meaning of this act the word "construction" shall include in addition to the construction of new buildings the altering improving adding to or replacing of existing buildings the construction of sewage treatment plants reservoirs water supply systems electrical and other facilities the altering improving adding to or replacing of existing sewage treatment plants reservoirs water supply systems electrical and other facilities the purchase and installation of all necessary equipment in new buildings and the payment of the cost

of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 3 The amounts to be expended for any of the foregoing purposes shall be recommended by the Secretary of Health and approved by the Governor

Section 4 Allocations for the acquisition by purchase or condemnation of land the construction and equipment of a State Health Laboratory the construction of any buildings and facilities the repair and improvement of existing buildings and facilities and the purchase of furnishings and equipment for the State Sanatoria and the Crippled Children's Hospital shall be expended by the Department of Property and Supplies in accordance with the provisions of The Administrative Code of one thousand nine hundred twenty-nine as amended

Section 5 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. COHEN. Mr. Speaker, I desire to interrogate the gentleman from Lehigh, Mr. Lichtenwalter.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. COHEN. Mr. Speaker, I would like to ask the gentleman whether or not this bill is a bill on the program of the Post-War Planning Commission?

Mr. LICHTENWALTER. It is not, Mr. Speaker.

Mr. COHEN. May I ask the gentleman whether or not we have found the Post-War Planning Commission yet?

Mr. LICHTENWALTER. I informed the gentleman yesterday, Mr. Speaker, where they were located.

Mr. COHEN. I would inform the gentleman, Mr. Speaker, that it was reported at eleven o'clock last night that there was a life raft twenty miles off shore at Lake Erie, and the Post-War Planning Commission was on it. I wish to thank the gentleman.

Mr. Speaker, far be it from me to press a point too much for fear perhaps that I may be boring the Members of the House, but I think, as was stated the other night on several motions to recommit bills, we ought to keep the record straight.

I think in view of the interrogation of yesterday in the discussion on the Post-War Planning Commission problem the record ought to be kept straight. We were told yesterday on interrogation that this bill and three or four bills that follow on the calendar were not a part of the Post-War Planning Commission program. We were told that they represented the Governor's program, and I got the impression at least from the statement made by the gentleman from Lehigh that it may be that we have a Planning Commission and it may be that we have not, but at any rate this program is all the Governor's. If I remember correctly I said "that would be fine, if anything went wrong the Governor would be blamed for it, and if everything is all right the Governor will be given credit for it," which is just as things should be, but begging leave of the House to discuss other bills on the calendar not yet in issue, in order to save the time in debate, I would like to correct the record and set it straight. I would like to refer if I may to a little blue book which is entitled "Message to the General Assembly of Pennsylvania by Major-General Edward Martin, Governor of Pennsylvania," dated January 2, 1945, Harrisburg, Pennsylvania.

If you have it on your deskk, turn to page 10 and on the bottom of page 10 you will find a heading "Post-War" and this is what the Governor said in part:

> While this is a war time period and everything we do should help in the prosecution of the war to a victorious conclusion we can however see the star of victory on the horizon and it is necessary to plan for the days of peace. During the war only necessary improvements and repairs have been made to buildings owned by the Commonwealth. Good business demands that as soon as possible all state buildings be put into sound condition. Roads, parks, harbors, airports and other installations will demand attention. Under the budget—

And you will remember we got a budget the same day—

> . . . a plan is submitted for post-war construction. I hope that you will study it closely. The suggested program follows:

And then there is a sub-heading "Post-War Projects", and then in much smaller print there is a list of projects for the Department of Forests and Waters, the Department of Health and several other departments. Then the Governor goes on to say:

> You will notice when you study the budget and the budget message that the large accumulated surplus is being used for two purposes, primarily: paying off debts; and for a large program of post-war construction and other projects

I want to point out here that the second part of the program was decided upon only after much deliberation. There was the paragraph

> There was a choice of impounding this part of the surplus in a reserve fund, or recommending that it be set up for useful and necessary capital projects. The second choice was adopted for two reasons, primarily, first, as I have already said, during the war we have fallen behind in providing and maintaining our capital facilities. Many of these have become very urgent and must be undertaken as soon as possible. And, secondly, this program was decided upon from the employment angle. Who can tell what conditions will confront us during the post-war years? It seemed the best course to set up a program of necessary public works to be developed to the blue print stage, so that employment could be provided at once if an acute unemployment situation should develop.

Now, please note, the last thing the Governor said was:

> Our Post-War Planning Commission has worked diligently and should be continued.

Now, will you tell me, is this the Governor's program or is it the Post War Planning Commission's program?

Before you answer that question may I point out some very peculiar coincidences. The Governor in his message attributes the program to the careful planning and even the bringing to the blue print stage to the arduous and intensive work of the Post-War Planning Commission.

Then the Governor's message continues, Department of Forests and Waters twelve million dollars. On the calendar House Bill 68 "For the Department of Forests and Waters twelve million five hundred thousand dollars."

"Department of Health twelve million three hundred twenty-five thousand dollars."

On the calendar, in House Bill 67, you will find twelve million three hundred twenty-five thousand dollars.

In the Governor's message, Department of Public Instruction eight million dollars. On the calendar House Bill 139 provides eight million dollars.

In the Governor's message the Department of Welfare fifteen million seven hundred thirty-five thousand dollars. On the calendar House Bill 156 nineteen million nine hundred eighty-five thousand dollars.

In the Governor's message for Pennsylvania State Police two million fifty thousand dollars. Last week we passed a bill for two million dollars.

Now, in the Governor's message we find Post War Planning Commission, aid to local governments in preparing plans, one million dollars. Recently we passed a bill for one million dollars.

Now, whose program is it? Is it the Governor's program primarily or is it the Post War Planning Commission's program for which the Governor seeks to shoulder the blame or the credit?

Mr. Speaker, I have no objection if this is the Governor's program, because we indicated yesterday and we will show you by our vote today that we are for the Governor's program. We have no objection if the Governor wants to take the blame or the credit. If it works out well he gets the credit, and if it does not work well he gets the blame, although by that time he might not be in office, but, Mr. Speaker, the point I want to make primarily may I say is this, and primarily may I say that my remarks are not directed to the personnel of the Post War Planning Commission because from my observation and from my investigation I find that with one exception the personnel has worked well and has worked diligently and has worked faithfully, although within the narrow limitations of a policy set down by the members of the Commission themselves.

If we were to develop a little quiz program now I would like to ask any Member of the House if he could name more than three of the ten members of the Commission. We do not know who they are; we have not met them, either socially or otherwise and we have not had a chance to appraise the capabilities of the personnel and decide whether they are sincere in their activities or not. I have been told that certain members have worked diligently on projects that might have been taken up, but this House does not know that—we do not know anything, but at the same time we are being asked to pass on a program of which we know nothing at all and give the green light to a Commission of ten members whom we do not know, for a blue print which we have not seen and to spend money which they recommend but which is denied on the floor of this House, and we are told it is purely the Governor's program.

Later today we are going to be asked to give to the Post War Planning Commission two hundred and fifty thousand dollars. If there is no Post War Planning Commission, if there is no program, why an appropriation?

And may I point out a couple of other items, for which we have seen no recommendations by the Governor or by the mythical Post War Planning Commission with respect to the Bureau of Aeronautics. However, we know that they have done their job, and we only recently introduced bills for an appropriation to them, and that job is being worked out by a bi-partisan committee of the House and Senate who are meeting with the Governor at lunch every Monday. That job has been done by a separate group; the Post War Planning Commission has done nothing.

I find that one of the directives to the Post War Planning Commission was to study transportation, and I know that the Post War Planning Commission spent about fifteen thousand dollars for a survey of transportation, but up to this time we have had no report, and up to this time we have not been advised that there is a report or that a study has even been made.. Are we to give them an appropriation for spending more money on something that we do not know and on which we have no information?

If you want more instances I will cite them to you. Let that be an outstanding if not a glaring example of the darkness in which we are kept about this mythical Commission.

Now, Mr. Speaker, I think that the record ought to be made clear and I think it ought to state that when the Post War Planning Commission was first put into being two years ago, this side objected. This side objected not only because of the Governor's power to pick the personnel of the Commission, but that it would be placing too much concentration in one place, that there was no diversification of representation, that there was no provision in the bill for minority representation, and not alone that, there was no provision for representation by the Members of this House, and yet we are told we are the ones who must worry about raising the money; we are the ones that must worry about levying taxes.

I say, Mr. Speaker, there should be a statement here and now that this Post War Planning Commission shall tell us what they have done, shall report to this House what they have been doing and tell us what they intend to do. If the Post War Planning Commission will not tell us what they have done or intend to do, then we ought to put up the red light on the Post War Planning Commission until we have an idea of what a mess they are going to get us in for us to pay out of the taxes from the people, because we are the ones who must impose the taxes to raise the money.

Let us get the thing straight, the minority is not against the appropriation bills for these postwar projects, but we are a little bit concerned that the Post War Planning Commission has not determined as far as we know what the prospects in the labor field will be, what the labor market will be like, what possible employment there will be, or how to determine where housing will be necessary for workers who may be shifted from one place to another, and a thousand problems that are necessary in regulating a state and in regulating the welfare of its people.

I think we ought to know these things and have them put down on paper and then tell them whether we agree with them or not. I think that ought to be done now, today or next week, but I think we ought not to waste more money or spend more money—I will take out the word "waste" because they may give us a good report—

but we should not spend more money on a mythical Commission that may or may not exist at this time.

Mr. LICHTENWALTER. Mr. Speaker, I should just like to reiterate what I have said on numerous occasions in the last two days, that this program, the expenditures during the post war period of these sums of money obtained in these bills is the Governor's program, and that the money will be spent only with his approval.

During the period of time since the outbreak of the war the various engineering staffs and the staffs generally of the various Departments which are going to receive this money have been blueprinting, have been adopting plans to carry out the provisions contained in these bills. Certainly I cannot conceive in my mind where the gentleman is tying in the Post War Planning Commission with the particular bills which are confronting us at this time. This is the Governor's program, it is his recommendation and will be spent with his approval and the approval of the Departments who are receiving this money, and not the Post War Planning Commission.

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall.

Mr. ANDREWS. Mr. Speaker, is there not other legislation on the calendar that has received favorable action of the House whereby fifty percent of the cost of preparing engineering plans for sewage disposal plants to municipalities is provided?

Mr. LICHTENWALTER. Mr. Speaker, I do not believe so. I believe the gentleman is referring to Senate Bill 8 which has been over here and is in the Committee on Appropriations.

Mr. ANDREWS. Does the gentleman say there is no other legislation pending that makes an appropriation and that has not been on the calendar and favorably acted upon?

Mr. LICHTENWALTER. Mr. Speaker, there is Senate Bill 8, which appropriates one million dollars, and it goes to the Post War Planning Commission, which they can use in connection with political subdivisions in preparing plans, giving them fifty percent or a certain amount, or percentage on the projects to be undertaken. That as I recall has not been acted upon in the House but is in the Committee on Appropriations.

Mr. ANDREWS. Does the gentleman say that that bill has not been acted upon in the House, one million dollars for the aid of municipalities?

Mr. LICHTENWALTER. Not to my knowledge, Mr. Speaker.

Mr. ANDREWS. I would like to have the fact verified.

The SPEAKER. The history shows it was not reported from Committee.

Mr. LICHTENWALTER. Mr. Speaker, according to the last notes in my history:

> An Act to authorize the Pennsylvania Post-War Planning Commission, under certain conditions, to enter into agreements with political subdivisions of this Commonwealth for the financing of plans and specifications for public works; and making an appriation.

passed third reading and final passage in the Senate on April 12th and it is in the House Committee on Appropriations.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

I desire to make some observations that will cover this entire series of appropriation bills. I notice that in this fifty percent provision of the cost of preparing engineering and architectural plans and estimates, the plans for the treatment of sewage and industrial waste, that we furnish fifty percent of the money for preparing the plans that may be made by private corporations. I am in doubt as to whether that was the intent of those who framed the bill, that if a private corporation desires to prepare plans for the elimination of its own industrial waste, under the provisions of this bill the Commonwealth would pay fifty percent of the cost thereby incurred.

I ask you to note the provisions of this bill which are similar to all the other provisions of the bills upon which we will be asked to vote, to note them for the particular purpose of noting the extent to which you are conferring legislative powers and legislative responsibility upon a Department. If you will look at section two of this bill, it is wide open. It enables the Departments to proceed with projects that could only be properly sponsored by this General Assembly.

The entire bill is wide open, they build buildings ad lib and choose the purposes that they will serve. This bill does not place any definite responsibility in connection with this twelve million dollars upon anybody. You are not obligated to build anything, you are not obligated to spend the twelve million dollars, you are not obligated to build sewage disposal plants, you are not obligated to prepare plans. It is the widest latitude ever given to responsible people, a supposedly responsible Department whose business it is to execute the will of this Legislature. Now, if that is the way you want to go, that is the way you will go, but I call your attention again that you are not placing the responsibility for any particular definite performance upon the part of the Health Department, upon the part of the Forestry Department, upon any Department, and you are handing them over sixty million dollars without the faintest idea as to what they will do with the money or when they will spend it.

Mr. COHEN. Mr. Speaker, I want to talk just a moment on the Post War Planning Commission.

In my original remarks I made a statement, and for fear that it might be misunderstood, and in fairness to the individuals involved I think I should say this: I said that the employes of the Post War Planning Commission with one exception were doing a decent job. I want to say that the one person who is not doing a decent job is the so-called publicity man, who apparently never got out any publicity for the Post War Planning Commission —at least I haven't seen much of it, and the files of the United States Senate investigation recently held will show that the individual spent most of his time in the company of politicians. In any discussion of the work of the Post War Planning Commission I want the record to be straight on that issue.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 68, as follows:

An Act making an appropriation to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land park and the development and use thereof for reforestation for the work of the department with respect to forests and forest land and for the acquisition by purchase condemnation or gift of land for State Parks and for the development thereof and for stream channel improvement and other stream clearance of any type for flood control and for encouragement of proper forest practices by private land owner for payment by the Commonwealth of a share of the cost of preparing plans and estimates for the construction of plants for the treatment of industrial waste and for the payment by the Commonwealth of a share of the cost of constructing such plants for conducting experiments and research to determine approved methods for controlling stream pollution and treating acid mine drainage and industrial waste and for the purchase or condemnation of lands easements or right of ways and the acquisition or construction of pipes conduits drains or tunnels and pumps and pumping equipment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twelve million five hundred thousand dollars ($12,500,000) or so much thereof as may be necessary is hereby appropriated to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land park and for the development and use thereof for reforestation forest protection silvicultural operations forest recreation and other forest work for acquisition by purchase condemnation or gift of land for State Parks and for the development thereof for stream channel improvement and other stream clearance of any type for flood control for the encouragement by demonstration or otherwise of proper forest practices by private land owners for payment by the Commonwealth of a share of the cost of preparing engineering and architectural plans and estimates for the construction of plants for the treatment of industrial waste to be constructed by private corporations or other industrial enterprises to end stream pollution and for the payment by the Commonwealth of a share of the cost of constructing such plants for conducting experiments and research to determine approved methods for controlling stream pollution and treating acid mine drainage and industrial waste and for the purchase or condemnation of lands easements or rights of ways and the acquisition or construction of pipes conduits drains or tunnels and pumps and pumping equipment

Section 2 The amount of this appropriation to be expended for any of the purposes enumerated in Section 1 shall be determined by the Secretary of Forests and Waters with the approval of the Governor

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,			

Dennison,	Kennedy,	O'Dare,	Turbett,
Depuy,	Kirley,	O'Donnell,	Turner,
Dillon,	Kline,	O'Neill,	Varallo,
Dix,	Kolankiewicz,	Owens,	Verona,
Dougherty,	Komorofski,	Pentrack,	Wachhaus,
Duffy,	Krise,	Petrosky,	Wagner,
Dye,	Kurtz,	Pettigrew,	Waterhouse,
Elder,	Lane,	Pickens,	Watkins,
Elish,	Laughner,	Polaski,	Weiss,
Erb,	Lee,	Polen,	Welsh,
Ewing,	Leisey,	Powers,	Wescott,
Finnerty,	Leonard,	Propert,	White,
Flack,	Levy,	Readinger,	Wood, L. H.,
Fleming,	Lichtenwalter,	Reagan,	Wood, N.,
Foor,	Loftus,	Reese, D. P.,	Worley,
Fox,	Longo,	Reese, R. E.,	Wright,
Freed,	Lopez,	Regan,	Yeakel,
Frost,	Lovett,	Reidenbach,	Yester,
Fullerton,	Lyons,	Reilly,	Fiss,
Gaffney,	Madden,	Reynolds,	Speaker.

NAYS—0

NOT VOTING—1

Bentley.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 139, as follows:

An Act making an appropriation to the Department of Property and Supplies for use at State Teachers Colleges and Cheyney Training School for Teachers the Pennsylvania Soldiers' Orphan School the Thaddeus Stevens Industrial School the Pennsylvania Oral School for the Deaf at Scranton the Pennsylvania State College historical monuments markers or properties in the custody of the Pennsylvania Historical Commission for purchase or condemnation of land for construction of new buildings for repair and alteration to and replacement of existing buildings and for architectural and engineering services for fixtures equipment sewage treatment plants water supply and electrical and other facilities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of eight million dollars ($8,000,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for use at State Teachers Colleges and Cheyney Training School for Teachers the Pennsylvania Soldiers' Orphan School the Thaddeus Stevens Industrial School the Pennsylvania Oral School for the Deaf at Scranton the Pennsylvania State College historical monuments markers or properties in the custody of the Pennsylvania Historical Commission for the purchase or condemnation of land for the construction of new buildings for altering improving adding to or replacing existing buildings for construction of sewage treatment plants reservoirs water supply systems electrical and other facilities for altering improving adding to or replacing existing sewage treatment plants reservoirs water supply systems electrical and other facilities for the purchases and installation of all necessary equipment in new buildings and for the payment of the cost of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 2 The amount of the foregoing appropriation to be expended for any of the purposes enumerated in Section 1 hereof shall be determined by the Governor after recommendation by the Department of Public Instruction

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gaffney,	Madden,	Reynolds,
Baker,	Gallagher,	Madigan,	Riley,
Barrett,	Gardner,	Mahany,	Robertson,
Barton,	Getchey,	Matthews,	Root,
Bentzel,	Gibson,	McAtee,	Rose,
Bonawitz,	Goodling,	McClester,	Royer,
Boney,	Gore,	McCormack,	Rudisill,
Boorse,	Grant,	McDowell,	Salus,
Boory,	Green,	McKinney,	Scanlon,
Bower,	Greenwood,	McLanahan,	Schuster,
Brancato,	Greer,	McMillen,	Serrill,
Breisch,	Guthrie,	McNair,	Shaffer,
Brice,	Gyger,	McNally,	Shoemaker,
Brothers,	Haberlen,	Mihm,	Skale,
Brown,	Hall,	Mikula,	Sloan,
Brunner, C. H.,	Hamilton,	Miller,	Smith,
Brunner, P. A.,	Hare,	Milliken,	Snider,
Burns,	Haudenshield,	Mills,	Snyder,
Cadwalader,	Heatherington,	Modell,	Sollenberger,
Chudoff,	Helm,	Mooney,	Sorg,
Cohen,	Hennihan,	Moore, C. E.,	Stank,
Coleman,	Herman,	Moore, W. J.,	Stockham,
Cook	Hersch,	Moran,	Stonier,
Cooper,	Hewitt,	Moser,	Stuart,
Corrigan,	Hoggard,	Munley,	Swope,
Costa,	Hoopes,	Murray, M. L.,	Tahl,
Coulson,	Howells,	Murray, P. G.,	Tate,
Coyle,	Hunter,	Myhan,	Tittle,
Cullen,	Huntley,	Nelson,	Trachtman,
Dague,	James,	O'Brien,	Trent,
Dalrymple,	Jones,	O'Connor,	Trout,
Dennison,	Kennedy,	O'Dare,	Turbett,
Depuy,	Kirley,	O'Donnell,	Turner,
Dillon,	Kline,	O'Neill,	Varallo,
Dix,	Kolankiewicz,	Owens,	Verona,
Dougherty,	Komorofski,	Pentrack,	Wachhaus,
Duffy,	Krise,	Petrosky,	Wagner,
Dye,	Kurtz,	Pettigrew,	Waterhouse,
Elder,	Lane,	Pickens,	Watkins,
Elish,	Laughner,	Polaski,	Weiss,
Erb,	Lee,	Polen,	Welsh,
Ewing,	Leisey,	Powers,	Wescott,
Finnerty,	Leonard,	Propert,	White,
Flack,	Levy,	Readinger,	Wood, L. H.,
Fleming,	Lichtenwalter,	Reagan,	Wood, N.,
Foor,	Loftus,	Reese, D. P.,	Worley,
Fox	Longo,	Reese, R. E.,	Wright,
Freed,	Lopez,	Regan,	Yeakel,
Frost,	Lovett,	Reidenbach,	Yester,
Fullerton,	Lyons,	Reilly,	Fiss, Speaker.

NAYS—0

NOT VOTING—1

Bentley.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 156, as follows:

An Act making an appropriation to the Department of Property and Supplies for use at any existing or new State-owned institutions within the Department of Welfare for purchase or condemnation of land for construc-

tion of new buildings for repair and alterations to and replacement of existing buildings and for architectural and engineering services fixtures equipment sewage treatment plants water supply electrical and other facilities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of nineteen million nine hundred eighty-five thousand dollars ($19,985,000) is hereby appropriated to the Department of Property and Supplies for use at any existing or new State-owned institutions within the Department of Welfare for the purchase or condemnation of land and improvements thereon for the construction of new buildings for altering improving adding to or replacing existing buildings for construction of sewage treatment plants reservoirs water supply systems electrical and other facilities for altering improving adding to or replacing existing sewage treatment plants reservoirs water supply systems electrical and other facilities for the purchase and installation of all necessary equipment in new buildings and for the payment of the cost of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 2 The amount of the foregoing appropriation to be expended for or upon any project for any particular institution shall be determined with the approval of the Governor by the Department of Property and Supplies after recommendation by the Department of Welfare

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 326, as follows:

An Act making an appropriation to the Department of Welfare for the payment of the cost of building a protective wall along the bank of the Ohio River roof repairs steel beam supports and renewal of piping in power plant and one new generator all at the Dixmont Hospital Dixmont Allegheny County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of nineteen thousand four hundred fifty dollars ($19,450) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the payment of the cost of constructing a protective rock wall along the bank of the Ohio River on the property of The Dixmont Hospital Dixmont Allegheny County Pennsylvania

Section 2 The sum of fifteen thousand dollars ($15,000) or as much thereof as may be necessary is hereby specfically appropriated to the Department of Welfare for the payment of the cost of making necessary repairs to the roofs of existing buildings at The Dixmont Hospital Dixmont Allegheny County Pennsylvania

Section 3 The sum of twenty thousand dollars ($20,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the payment of the cost of renewing the piping in the existing power plant at the Dixmont Hospital Dixmont Allegheny County Pennsylvania

Section 4 The sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the payment of the cost of purchasing constructing and installing steel beam supports to replace wooden supports and raising and renewing roof in the existing power plant at the Dixmont Hospital Dixmont Allegheny County Pennsylvania

Section 5 The sum of Fifteen Thousand Dollars ($15,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the payment of the cost of purchasing and installing soot blowers and motor generating equipment and appurtenances in the existing power plant at The Dixmont Hospital Dixmont Allegheny County Pennsylvania

Section 6 The amounts appropriated in the foregoing sections of this act shall be available to pay the entire cost of the aforesaid additional facilities repairs and improvements including the cost of such plans specifications advertising for bids supervision and architectual and engineering services as may be necessary in connection therewith

Section 7 The amount of the foregoing appropriations to be expended for any of the purposes aforesaid shall

be determined with the approval of the Governor by the Department of Welfare

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, P. G.,	Tahl,
Costa,	Howells,	Murray, M. L.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 328, as follows:

An Act making an appropriation to the Department of Welfare to pay for the care treatment removal and maintenance of the indigent insane in The Dixmont Hospital Dixmont Allegheny County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of nine hundred and seventy-six thousand dollars ($976,000) or as much thereof as way be necessary is hereby specifically appropriated to the Department of Welfare for and during the two fiscal years beginning June first one thousand nine hundred forty-five to pay for the care treatment removal and maintenance of the indigent insane at The Dixmont Hospital Dixmont Allegheny County Pennsylvania at a rate not exceeding the actual cost of such care treatment and maintenance of such indigent patients in said hospital after deduction of the amounts paid to said hospital by the respective counties or poor districts from which such indigent patients shall have come

No warrant shall be drawn or settlement made until the directors or managers of the hospital shall have made on oath or affirmation to the Department of Welfare a monthly or quarterly report as may be required by the Department of Welfare setting forth the actual total number of weeks of service rendered to indigent patients in said hospital during the period for which the report is made and the amounts received by said hospital during such period from the counties or poor districts from which such indigent patients shall have come nor until the Secretary of Welfare shall have certified to the Auditor General that the monthly or quarterly report of the cost of such care and treatment contains no charge except for such care treatment removal and maintenance

Section 2 It shall be the duty of the directors or managers of the hospital to make on oath or affirmation to the Department of Welfare a report on the fifteenth day of June one thousand nine hundred forty-five setting forth the name of each and every indigent patient resident in the hospital on the first day of June preceding Such list shall show the date of admission or re-admission of each such patient the identification number of such patient and the county or poor district from which such patient was committed

Each month or quarter thereafter during the period covered by this appropriation as may be requested by the Secretary of Welafre the directors or managers of the hospital shall make on oath or affirmation a report to the Department of Welfare setting forth the name of each indigent patient admitted or re-admitted during the period of the report together with the identification number of such patient the date of admission or re-admission the county or poor district from which such patient was committed and the amount received from such county or poor district for the maintenance of such patient during the period of the report Such report shall also contain the name of each indigent patient removed from the hospital by death discharge or parole together with the identification number of such patient the date of removal and the county or poor district from which such patient was committed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and kere as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,

Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1153, as follows:

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Services in establishing and carrying on an educational program in industrial and labor relations in Pennsylvania

Believing that the need for improved industrial and labor relations is urgent and that such improvement can be promoted by an educational extension service available to both management and labor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars ($100,000) or so much thereof as may be necessary is hereby specifically appropriated to the trustees of the Pennsylvania State College for the two fiscal years beginning July first one thousand nine hundred forty-five to be used by College Extension Service for the following purposes

For establishing and carrying on an educational program by Extension in industrial and labor relations for management and labor in Pennsylvania industry the sum of fifty thousand dollars ($50,000) for the purpose of matching money contributed by industries by unions or by fees from groups composed of representatives of such organized groups the sum of fifty thousand dollars ($50,000) Provided That no more shall be expended for this item than may be required to match an equal sum contributed by these organized groups for such educational services

Section 2 Educational activities to be undertaken for management or for labor under the foregoing appropriation shall consist of instruction given in classes or to management or labor groups by means of lectures institutes demonstrations forums or other informal educational services found to be particularly effective in teaching adults. The purpose of such instruction shall be particularly to stimulate an active and continued interest in industrial economic and social problems of our times so as to develop a sense of responsibility for their practical consideration and solution

Subject matter presented under this program shall be pertinent to the topic of industrial and labor relations and shall include instruction dealing with industrial and labor history collective bargaining-mediation and arbitration industrial management and administration personnel management and administration industrial and labor legislation social security and workmen's compensation human relations and industrial psychology and national and international aspects of industrial and labor problems

Section 3 A committee to serve in an advisory capacity in the administration of this program composed equally of representatives from management labor and education shall be appointed by the president of the Pennsylvania State College

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox	Lopez,	Regan,	Yeakel,

Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1280, Printer's No. 646
Senate Bill No. 194, Printer's No. 350
Senate Bill No. 262, Printer's No 114 and
Senate Bill No. 263, Printer's No. 115

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 341, as follows:

An Act to repeal except as to counties of the first class clause (b) 1 of section one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) 1 of section one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" which reads as follows

Section 1 (a) * * * * *

"(b) 1 He shall also with one of more sureties to be approved by the judge or judges if there be more than one of the orphans' court of the county for which the register shall be elected or appointed and also by the Governor give a joint and several bond to the Commonwealth in a sum equal to half the sum prescribed by law for the official bond of the sheriff for the time being of the same county with condition faithfully to execute the duties of his said office and well and truly to account for and pay according to law all moneys received by him for the use of the Commonwealth and to deliver up the books seals records and other writings belonging to his said office whole safe and undefaced to his successor in office which said bond shall be for the use of all persons concerned and for the relief of all who may be aggrieved by the facts or neglect of such register" be and the same is hereby repealed except as to counties of the first class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Royer,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affiffirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 342, as follows:

An Act to amend section two hundred thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" requiring each register of wills to give a joint and several bond approved by the judges of the orphans' court and by the Governor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidat-

ing the laws relating thereto" is hereby amended to read as follows

Section 232 Bond of Register of Wills The register of wills shall [give a bond in the sum equal to half the sum prescribed by this act for the official bond of the sheriff with condition faithfully to execute the duties of his said office and well and truly to account for and pay according to law all moneys received by him in his official capacity and to deliver up the books seals records and other writing belonging to said office whole safe and undefaced to his successor in office Such bond shall be for the use of all persons concerned and for the relief of all who may be aggrieved by the acts or neglect of such register Such bond shall be acknowledged by the register before a judge of the orphans' court] with one or more sureties to be approved by the judge or judges if there be more than one of the orphans' court of the county for which the register shall be elected or appointed and also by the Governor give a joint and several bond to the Commonwealth in a sum equal to half the sum prescribed by law for the official bond of the sheriff for the time being of the same county with condition faithfully to execute the duties of his said office and well and truly to account for and pay according to law all moneys received by him for the use of the Commonwealth and to deliver up the books seals records and other writings belonging to his said office whole safe and undefaced to his successor in office which said bond shall be for the use of all persons concerned and for the relief of all who may be aggrieved by the acts or neglect of such register

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker,	Gardner	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,
Brown,	Hamilton,	Miller	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhan,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss,
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affiffirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 499, Printer's No. 287

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 493, as follows:

An Act to repeal the special acts approved the twelfth day of March one thousand eight hundred sixty-six (P. L. 171) and the fourteenth day of February one thousand eight hundred sixty-seven (P. L. 207) relating to the fees of the sheriff prothonotary register recorder clerk of courts and district attorney in Washington County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following special acts are hereby repealed absolutely

The act approved the twelfth day of March one thousand eight hundred sixty-six (P. L. 171) entitled "An act to increase the fees of certain county officers and district attorney in the county of Washington

The act approved the fourteenth day of February one thousand eight hundred sixty-seven (P. L. 207) entitled "An act in relation to the fees of certain county officers and district attorney in the county of Washington"

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bil lpass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Andrews,	Gallagher,	Madigan,	Riley,
Baker	Gardner,	Mahany,	Robertson,
Barrett,	Getchey,	Matthews,	Root,
Barton,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Bonawitz,	Gore,	McCormack,	Rudisill,
Boney,	Grant,	McDowell,	Salus,
Boorse,	Green,	McKinney,	Scanlon,
Boory,	Greenwood,	McLanahan,	Schuster,
Bower,	Greer,	McMillen,	Serrill,
Brancato,	Guthrie,	McNair,	Shaffer,
Breisch,	Gyger,	McNally,	Shoemaker,
Brice,	Haberlen,	Mihm,	Skale,
Brothers,	Hall,	Mikula,	Sloan,

Brown,	Hamilton,	Miller,	Smith,
Brunner, C. H.,	Hare,	Milliken,	Snider,
Brunner, P. A.,	Haudenshield,	Mills,	Snyder,
Burns,	Heatherington,	Modell,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chudoff,	Hennihan,	Moore, C. E.,	Stank,
Cohen,	Herman,	Moore, W. J.,	Stockham,
Coleman,	Hersch,	Moran,	Stonier,
Cook,	Hewitt,	Moser,	Stuart,
Cooper,	Hoggard,	Munley,	Swope,
Corrigan,	Hoopes,	Murray, M. L.,	Tahl,
Costa,	Howells,	Murray, P. G.,	Tate,
Coulson,	Hunter,	Myhun,	Tittle,
Coyle,	Huntley,	Nelson,	Trachtman,
Cullen,	James,	O'Brien,	Trent,
Dague,	Jones,	O'Connor,	Trout,
Dalrymple,	Kennedy,	O'Dare,	Turbett,
Dennison,	Kirley,	O'Donnell,	Turner,
Depuy,	Kline,	O'Neill,	Varallo,
Dillon,	Kolankiewicz,	Owens,	Verona,
Dix,	Komorofski,	Pentrack,	Wachhaus,
Dougherty,	Krise,	Petrosky,	Wagner,
Duffy,	Kurtz,	Pettigrew,	Waterhouse,
Dye,	Lane,	Pickens,	Watkins,
Elder,	Laughner,	Polaski,	Weiss
Elish,	Lee,	Polen,	Welsh,
Erb,	Leisey,	Powers,	Wescott,
Ewing,	Leonard,	Propert,	White,
Finnerty,	Levy,	Readinger,	Wood, L. H.,
Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Lyons,	Reilly,	Fiss,
Fullerton,	Madden,	Reynolds,	Speaker.
Gaffney,			

NAYS—0

NOT VOTING—1

Bentley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 500, Printer's No. 278
Senate Bill No. 501, Printer's No. 285
Senate Bill No. 503, Printer's No. 276
Senate Bill No. 538, Printer's No. 274 and
Senate Bill No. 539, Printer's No. 275

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 631, as follows:

An Act to further amend section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" by providing that hereafter any claim for the amount of any deficiency in the funds property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate shall have the same rank and priority upon liquidation by the secretary as receiver as is given to deposits and other claims enumerated in the third category set forth in said section

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan asosciations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 337) is hereby further amended to read as follows

Section 1011 Order of Preference in Distribution A Hereafter the following shall be the order followed by the secretary in the distribution pursuant to the provisions of this act of the assets of any institution with the exception of a building and loan association which he as receiver is liquidating

First Any expenditure made by the secretary as receiver which under the provisions of this act is to be paid out of the assets of the institution

Second Any fee or other debt owing to the department for examinations or other services rendered or penalties incurred prior to the taking of possession by the secretary as receiver any deposit or other claim of the Commonwealth of Pennsylvania and any other claim which is given a preference by law

Third Any deposit and any interest due thereon which has been or according to the by-laws or rules and regulations of the institution should have been credited to such deposit prior to the date of the taking of possession of the institution by the secretary as receiver whether subject to withdrawal by check or by any other method not requiring notice or to withdrawal only after notice or after the expiration of a fixed period whether or not such notice has been given or such period has expired at the date of distribution any holder of a certified check drawn on the institution the claim of any holder of a certificate of deposit of the institution which evidences an actual deposit of moneys in such institution and any interest which may be due thereon whether such certificate of deposit is payable upon demand or is payable only after notice or after the expiration of a fixed period whether or not such notice has been given or

such period has expired at the date of distribution the claim of any holder of a check or draft of the institution which has been given in exchange for or in payment of a check or draft drawn upon such institution by a depositor therein or which has otherwise been charged to the account of a depositor therein provided that the amount of such check or draft does not exceed the balance to the credit of such depositor or which has been given in exchange for cash or for any check or draft the proceeds of which have been received by the institution excepting claims which are preferred by the Bank Collection Act of one thousand nine hundred and thirty-one its amendments and supplements any claim for cash or for any check or draft the proceeds of which have been received by the institution which was delivered to the commercial department of such institution as fiduciary either for transmission or for any purpose other than as a deposit irrespective of whether all or part of such cash or the funds realized from such check or draft has been mingled with the assets of such institution any claim for the amount of any deficiency in the funds property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate which is found to be due by the court in which the account for such estate is filed

Fourth Any [claim for the amount of any deficiency in the funds property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate which is found to be due by the court in which the account for such estate is filed and any] claim of a creditor of the institution not listed under any other catagory in this section

Fifth Any part of the amounts paid by shareholders after an assessment upon them by the secretary pursuant to the provisions of this act which has proved unnecessary to pay in full all depositors or other creditors of the institution such payments are to be made pro rata up to the respective amounts paid by each shareholder This clause shall not be construed to refer to payments made by shareholders on account of unpaid subscriptions to shares

Sixth Any moneys of the institution which still remain in the hands of the secretary shall be paid to shareholders in proportion to the number of shares held by them respectively minus any amounts still owing by them on the assessment made by the secretary pursuant to the provisions of this act or on unpaid subscriptions to shares Provided however If the articles of incorporation or any amendments thereto prefer any class of shareholders over another class then distribution shall be made in conformity with the articles of incorporation and any amendments thereto

Seventh Any unliquidated assets to trustees for shareholders appointed pursuant to the provisions of this act

B The following shall be the order and preference followed by the secretary in the distribution pursuant to the provisions of this act of the assets of any building and loan association the affairs of which he as receiver is liquidating

First Any expenditure made by the secretary as receiver which under the provisions of this act is to be paid out of the assets of the institution

Second Any fee or other debt owing to the department for examinations or other services rendered or penalties incurred prior to the taking of possession by the secretary as receiver any other claim of the Commonwealth of Pennsylvania and any other claim which is given a preference by law

Third Any claim of a creditor of the association other than the claim of a shareholder arising from his ownership of shares

Fourth Any claim of a shareholder whether or not reduced to a judgment arising from his ownership of shares whether such shares be installment optional payment full-paid prepaid matured or any other type and whether or not notice or withdrawal of such shares has been given to the association The amount of the claim arising from each shares shall be the amount actually paid in on account of such share less any amount lawfully deductible therefrom by the association except in the case of a lawfully and property matured share in which case the amount of the claim shall be the actual par value of the share less any payment received on account thereof from the association and less any other amount lawfully deductible therefrom by the association

C Every claim enumerated above shall have the same rank and priority as every other claim in the same numbered paragraph regardless of the order in which such claims are enumerated

D All claims provided for in this section shall be construed to refer only to claims presented to the secretary and approved by the court in accordance with the provisions of this act

Section 2 It is hereby declared to be the legislative intent that this amendment shall be effective prospectively only and not to apply to any institution which at the effective date of this act is in possesion of the Secretary of Banking as Receiver

Section 3 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I feel that I should say that in our caucus there is some question as to this bill and as to the attitude of the Philadelphia delegation regarding it. I would say that Mr. Skale as a Member of the Committee will report and will ascertain if this bill is desirable, so I hope that the Members on this side of the House will inform themselves on Mr. Skale's report before voting.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—179

Andrews,	Gallagher,	McAtee,	Riley,
Baker,	Gardner,	McClester,	Robertson,
Barrett,	Getchey,	McCormack,	Royer,
Barton,	Gibson,	McDowell,	Rudisill,
Bentzel,	Goodling,	McKinney,	Salus,
Bonawitz,	Grant,	McLanahan,	Scanlon,
Boney,	Greenwood,	McMillen,	Schuster,
Boorse,	Greer,	McNally,	Shaffer,
Bower,	Guthrie,	Mihm,	Shoemaker,
Brancato,	Gyger,	Mikula,	Skale,
Breisch,	Haberlen,	Miller,	Sloan,
Brice	Hall,	Milliken,	Smith,
Brothers,	Hamilton,	Mills,	Snider,
Brown,	Hare,	Modell,	Snyder,
Brunner, C. H.,	Haudenshield,	Mooney,	Sollenberger,
Brunner, P. A.,	Heatherington,	Moore, C. E.,	Sorg,
Burns,	Helm,	Moore, W. J.,	Stank,
Cadwalader,	Hennihan,	Moran,	Stockham,
Cohen,	Hewitt,	Moser,	Stonier,
Coleman,	Hoopes,	Munley,	Stuart,
Cook	Howells,	Murray, M. L.,	Swope,
Cooper,	Hunter,	Murray, P. G.,	Tate,
Corrigan,	Huntley,	Myhan,	Tittle,
Coulson,	James,	Nelson,	Trent,
Cullen,	Jones,	O'Brien,	Trout,
Dague,	Kennedy,	O'Connor,	Turbett,
Dalrymple,	Kirley,	O'Donnell,	Turner,
Dennison,	Kline,	O'Neill,	Verona,
Depuy,	Kolankiewicz,	Owens,	Wachhaus,
Dix,	Komorofski,	Pentrack,	Wagner,
Dougherty,	Krise,	Petrosky,	Waterhouse,
Dye,	Kurtz,	Pickens,	Watkins,
Elder,	Lane,	Polaski,	Weiss,
Elish,	Laughner,	Polen,	Welsh,
Erb,	Lee,	Powers,	Wescott,
Ewing,	Leisey,	Propert,	White,
Finnerty,	Leonard,	Readinger,	Wood, L. H.,

Flack,	Lichtenwalter,	Reagan,	Wood, N.,
Fleming,	Loftus,	Reese, D. P.,	Worley,
Foor,	Longo,	Reese, R. E.,	Wright,
Fox,	Lopez,	Regan,	Yeakel,
Freed,	Lovett,	Reidenbach,	Yester,
Frost,	Madden,	Reilly,	Fiss,
Fullerton,	Madigan,	Reynolds,	Speaker.
Gaffney,	Mahany,		

NAYS—1

Lyons,

NOT VOTING—21

Bentley,	Duffy,	Levy,	Rose,
Boory,	Gore,	Matthews,	Serrill,
Chudoff,	Green,	McNair,	Tahl,
Costa,	Herman,	O'Dare,	Trachtman,
Coyle,	Hersch,	Pettigrew,	Varallo,
Dillon,	Hoggard,	Root,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 663, as follows:

An Act to further amend section one of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" defining "County Employe" to include persons employed by independent poor districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" as amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 749) is hereby further amended to read as follows

Section 1 Be it enacted &c That the following words and phrases as used in this act shall be construed to have the following meanings

"Board" the county retirement board created by this act

"County Employe" any person whether elected or appointed who is employed by the county by the county institution district or its predecessor the county poor board or any independent poor district thereof and employed by the county by the county prison authorities by the county house of detention authorities or by the county retirement system whose salary or compensation is paid in regular periodic installments but shall not include any person who is employed on a per diem basis

"Fund" the county employes' retirement fund created by this act

"Accumulated Deductions" the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act and standing to the credit of the members' annuity reserve account together with the regular interest thereon

"Contributor" any person who has accumulated deductions in the fund created by this act standing to the credit of the members' annuity reserve account

"Beneficiary" any person in receipt of a retirement allowance under this act

"Prior Service" all service as a county employe served not later than December thirty-first preceding the year the retirement system shall be established in any county

"Original Member" a member who was a county employe on the date of establishment of the retirement system in said county

"New Member" a member who shall have become a member of the retirement system after the establishment of the retirement system in said county

"Superannuation Retirement Age" as applied to a contributor means sixty years of age or upwards

"Final Salary" the average annual salary received by contributor for the five years of service immediately preceding retirement or in the event a member has not served five years the total salary received divided by the number of years served

"Regular Interest" interest at the rate of three and one-half per centum compounded annually

"County Annuity" payments for life or during disability derived from contributions made by the county

"Member's Annuity" payments for life or during disability derived from contributions made by the contributor

"Retirement Allowance" the county annuity plus the member's annuity

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—180

Andrews,	Gallagher,	Mahany,	Reynolds,
Baker,	Gardner,	McAtee,	Riley,
Barrett,	Getchey,	McClester,	Robertson,
Barton,	Gibson,	McCormack,	Royer,
Bentzel,	Goodling,	McDowell,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Greenwood,	McLanahan,	Scanlon,
Boorse,	Greer,	McMillen,	Schuster,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Hewitt,	Moran,	Stockham,
Coleman,	Hoopes,	Moser,	Stonier,
Cook,	Howells,	Munley,	Stuart,
Cooper,	Hunter,	Murray, M. L.,	Swope,
Corrigan,	Huntley,	Murray, P. G.,	Tate,
Coulson,	James,	Myhan,	Tittle,
Cullen,	Jones,	Nelson,	Trent,
Dague,	Kennedy,	O'Brien,	Trout,
Dalrymple,	Kirley,	O'Connor,	Turbett,
Dennison,	Kline,	O'Donnell,	Turner,
Depuy,	Kolankiewicz,	O'Neill,	Verons,
Dix,	Komorofski,	Owens,	Wachhaus,
Dougherty,	Krise,	Pentrack,	Wagner,
Dye,	Kurtz,	Petrosky,	Waterhouse,
Elder,	Lane,	Pickens,	Watkins,
Elish,	Laughner,	Polaski,	Weiss,
Erb,	Lee,	Polen,	Welsh,
Ewing,	Leisey,	Powers,	Wescott,
Finnerty,	Leonard,	Propert,	White,
Flack,	Lichtenwalter,	Readinger,	Wood, L. H.,
Fleming,	Loftus,	Reagan,	Wood, N.,
Foor,	Longo,	Reese, D. P.,	Worley,
Fox,	Lopez,	Reese, R. E.,	Wright,
Freed,	Lovett,	Regan,	Yeakel,
Frost,	Madden,	Reidenbach,	Yester,
Fullerton,	Madigan,	Reilly,	Fiss,
Gaffney,			Speaker.

NAYS—1

Lyons,

NOT VOTING—21

Bentley,	Duffy,	Levy,	Rose,
Boory,	Gore,	Matthews,	Serrill,
Chudoff,	Green,	McNair,	Tahl,
Costa,	Herman,	O'Dare,	Trachtman,
Coyle,	Hersch,	Pettigrew,	Varallo,
Dillon,	Hoggard,	Root,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 693, as follows:

An Act to further amend subsection (b) of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" providing for payment of filing fees by cash in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That subsection (b) of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as amended by the act of June twenty-sixth one thousand nine hundred and forty-one (P. L. 212) is hereby further amended to read as follows:

Section 913 Place and Time of Filing Nomination Petitions Filing Fees

* * * * *

(b) Each person filing any nomination petition shall pay for each petition at the time of said filing a filing fee to be determined as follows and no nomination petition shall be accepted or filed unless and until such filing fee is paid by a certified check money order [only] or also by cash when filed with the county board

Whenever a petition is filed with the county board the person filing the same may pay the filing fee with cash and in such cases the payment shall be made to the county treasurer who shall stamp the same "Filing Fee Paid" together with the date of filing All petitions so marked shall be received and filed by the county board and the money so paid shall become part of the General Fund Said certified checks or money orders shall be made payable to the Commonwealth of Pennsylvania or to the county as the case may be and shall be transmitted to the State Treasurer or to the county treasurer and shall become part of the General Fund

1 If for the office of President of the United States or for any public office to be filled by the electors of the State at large the sum of fifty dollars ($50.00)

2 If for the office of Representative in Congress or judge of a court of record excepting judges to be voted for by the electors of the State at large and associate judge the sum of thirty-five dollars ($35.00)

3 If for the offices of senator or representative in the General Assembly or for any office to be filled by the electors of an entire county other than jury commissioner associate judge or prison inspector the sum of twenty-five dollars ($25.00) if for the office of jury commissioner or associate judge the sum of ten dollars ($10.00) if for the office of prison inspector the sum of two dollars ($2.00) if for any office to be filled by the electors of an entire city the following sums if in a city of the first or second class twenty-five dollars ($25.00) if in a city of the second class A fifteen dollars ($15.00) and if in a city of the third class ten dollars ($10.00)

4 If for any borough town township school district or poor district office not otherwise provided for the sum of two dollars ($2.00)

Provided however that no filing fee shall be paid for a nomination petition for any public office for which no compensation is provided by law

5 If for judge or inspector of election or for any other public office not included hereinabove the sum of fifty cents (.50)

6 If for the office of delegate or alternate delegate to National party convention or member of National committee or member of State committee the sum of ten dollars ($10.00)

7 If for any other party office the sum of fifty cents (.50)

8 If for the office of alderman justice of the peace or constable the sum of two dollars ($2.00)

9 If for the office of township auditor or road supervisor the sum of one dollars ($1.00)

(c) The filing fees herein provided for shall not be refunded in the event of the withdrawal of any candidate named in any petition or for any other cause whatsoever

(d) All nomination petitions shall be filed at least fifty (50) days prior to the primary

Petitions to be filed in the office of the Secretary of the Commonwealth shall be received in said office not later than 5 o'clock p m on the last day for filing same and all petitions to be filed with any county board of elections shall be received in said office not later than the ordinary closing hour of said office on the last day of filing same

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—180

Andrews,	Gallagher,	Mahany,	Riley,
Baker,	Gardner,	McAtee,	Robertson,
Barrett,	Getchey,	McClester,	Royer,
Barton,	Gibson,	McCormack,	Rudisill,
Bentzel,	Goodling,	McDowell,	Salus,
Bonawitz,	Grant,	McKinney,	Scanlon,
Boney,	Greenwood,	McLanahan,	Schuster,
Boorse,	Greer,	McMillen,	Shaffer,
Bower,	Guthrie,	McNally,	Shoemaker,
Brancato,	Gyger,	Mihm,	Skale,
Breisch,	Haberlen,	Mikula,	Sloan,
Brice,	Hall,	Miller,	Smith,
Brothers,	Hamilton,	Milliken,	Snider,
Brown,	Hare,	Mills,	Snyder,
Brunner, C. H.,	Haudenshield,	Modell,	Sollenberger,
Brunner, P. A.,	Heatherington,	Mooney,	Sorg,
Burns,	Helm,	Moore, C. E.,	Stank,
Cadwalader,	Hennihan,	Moore, W. J.,	Stockham,
Cohen,	Hewitt,	Moran,	Stonier,
Coleman,	Hoopes,	Moser,	Stuart,
Cook,	Howells,	Munley,	Swope,
Cooper,	Hunter,	Murray, M. L.,	Tate,
Corrigan,	Huntley,	Murray, P. G.,	Tittle,

Coulson,	James,	Myhan,	Trent,
Cullen,	Jones,	Nelson,	Trout,
Dague,	Kennedy,	O'Brien,	Turbett,
Dalrymple,	Kirley,	O'Connor,	Turner,
Dennison,	Kline,	O'Donnell,	Verona,
Depuy,	Kolankiewicz,	O'Neill,	Wachhaus,
Dix,	Komorofski,	Owens,	Wagner,
Dougherty,	Krise,	Pentrack,	Waterhouse,
Dye,	Kurtz,	Petrosky,	Watkins,
Elder,	Lane,	Pickens,	Weiss,
Elish,	Laughner,	Polaski,	Welsh,
Erb,	Lee,	Polen,	Wescott,
Ewing,	Leisey,	Powers,	White,
Finnerty,	Leonard,	Propert,	Wood, L. H.,
Flack,	Lichtenwalter,	Readinger,	Wood, N.,
Fleming,	Loftus,	Reagan,	Worley,
Foor	Longo,	Reese, D. P.,	Wright,
Fox,	Lopez,	Reese, R. E.,	Yeakel,
Freed,	Lovett,	Regan,	Yester,
Frost,	Lyons,	Reidenbach,	Fiss,
Fullerton,	Madden,	Reilly,	Speaker.
Gaffney,	Madigan,	Reynolds,	

NAYS—0

NOT VOTING—21

Bentley,	Duffy,	Levy,	Rose,
Boory,	Gore,	Matthews,	Serrill,
Chudoff,	Green,	McNair,	Tahl,
Costa,	Herman,	O'Dare,	Trachtman,
Coyle,	Hersch,	Pettigrew,	Varallo,
Dillon,	Hoggard,	Root,	

The majority required by the Constitution having voted in the affiffirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 425, as follows:

An Act providing for the construction of a museum building and the acquisition and maintenance by the Department of Forests and Waters with the advice of the Bushey Run Battlefield Commission of lands adjacent to the Bushey Run Battlefield State Park and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Be it enacted &c That for the purpose of further perpetuating and preserving the place in Westmoreland County Pennsylvania where on August fifth and sixth one thousand seven hundred and sixty-three occurred the battle of Bushey Run in which Colonel Henry Bouquet defeated the Indians in one of the most decisive engagements in American Colonial history the Department of Forests and Waters with the advice of the Bushy Run Battlefield Commission is hereby authorized to purchase tracts of land in the area on which the battle was waged and adjoining the present Bushey Run Battlefield State Park and to construct a stone museum building on that part of the battlefield or land adjoining the battlefield now owned or hereafter acquired by the Commonwealth for the purpose of housing and preserving relics of early Indian and Colonial life habits and customs now stored in wooden buildings and such relics as shall hereafter be acquired Plans for such building now in the possession of the Bushy Run Battlefield Commission and stone from a quarry located on the said land owned by the Commonwealth to be utilized in the construction of said museum

Section 2 The sum of twenty-five thousand dollars ($25,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the acquisition of lands adjacent to the present Bushy Run Battlefield State Park the construction of a stone museum building the erection of monuments or memorials the improvement restoration and maintenance of said addition to present park and the museum building and expenses incurred in carrying out the provisions of this act Payment from said appropriation shall be made by requisition of the Secretary of Forests and Waters on the Auditor General in the manner provided by law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—180

Andrews,	Gallagher,	Mahany,	Reynolds,
Baker,	Gardner,	McAtee,	Riley,
Barrett,	Getchey,	McClester,	Robertson,
Barton,	Gibson,	McCormack,	Royer,
Bentzel,	Goodling,	McDowell,	Rudisill,
Bonawitz,	Grant,	McKinney,	Salus,
Boney,	Greenwood,	McLanahan,	Scanlon,
Boorse,	Greer,	McMillen,	Schuster,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brothers,	Hall,	Miller,	Sloan,
Brice,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Hewitt,	Moran,	Stockham,
Coleman,	Hoopes,	Moser,	Stonier,
Cook,	Howells,	Munley,	Stuart,
Cooper,	Hunter,	Murray, M. L.,	Swope,
Corrigan,	Huntley,	Murray, P. G.,	Tate,
Coulson,	James,	Myhan,	Tittle,
Cullen,	Jones,	Nelson,	Trent,
Dague,	Kennedy,	O'Brien,	Trout,
Dalrymple,	Kirley,	O'Connor,	Turbett,
Dennison,	Kline,	O'Donnell,	Turner,
Depuy,	Kolankiewicz,	O'Neill,	Verona,
Dix,	Komorofski,	Owens,	Wachhaus,
Dougherty,	Krise,	Pentrack,	Wagner,
Dye,	Kurtz,	Petrosky,	Waterhouse,
Elder,	Lane,	Pickens,	Watkins,
Elish,	Laughner,	Polaski,	Weiss,
Erb,	Lee,	Polen,	Welsh,
Ewing,	Leisey,	Powers,	Wescott,
Finnerty,	Leonard,	Propert,	White,
Flack,	Lichtenwalter,	Readinger,	Wood, L. H.,
Fleming,	Loftus,	Reagan,	Wood, N.,
Foor,	Longo,	Reese, D. P.,	Worley,
Fox,	Lopez,	Reese, R. E.,	Wright,
Freed,	Lovett,	Regan,	Yeakel,
Frost,	Lyons,	Reidenbach,	Yester,
Fullerton,	Madden,	Reilly,	Fiss,
Gaffney,	Madigan,		Speaker.

NAYS—0

NOT VOTING—21

Bentley,	Duffy,	Levy,	Rose,
Boory,	Gore,	Matthews,	Serrill,
Chudoff,	Green,	McNair,	Tahl,
Costa,	Herman,	O'Dare,	Trachtman,
Coyle,	Hersch,	Pettigrew,	Varallo,
Dillon,	Hoggard,	Root,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER. The Chair requests the gentleman from Montour, Mr. John M. Reilly to preside.

MR. JOHN M. REILLY IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 280, entitled:

An Act requiring the recorder of deeds of every county to report transfers of property to the commissioners of townships of the first class

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 516, entitled:

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 976) entitled "An act fixing the salary of the jury commissioners of the counties of the third class" by increasing such salary

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 559, entitled:

An Act to add section four hundred sixty-three to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing the county commissioners to appropriate and spend money for the repair and maintenance of certain dams

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 956, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes and adding certain new routes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 957, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing certain routes and adding certain new routes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 958, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and apporpriating money in the Motor License Fund for the purposes of this act" by changing certain routes and adding certain new routes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 959, entitled:

An Act to further amend section two of the act approved the seventh day of May one thousand nine hundred thirty-seven (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing certain routes and adding certain new routes

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

BILLS NOT ON FILE

The SPEAKER. The following bills are not on file and will be passed over:

Senate Bill No. 573, Printer's No. 480
Senate Bill No. 574, Printer's No. 481
Senate Bill No. 577, Printer's No. 482
Senate Bill No. 641, Printer's No. 483
Senate Bill No. 106, Printer's No. 479
House Bill No. 496, Printer's No. 685 and
House Bill No. 751, Printer's No. 686.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Montour, Mr. John M. Reilly, for presiding.

BILL OMMITTED ON CALENDAR

The SPEAKER. The Chair wishes to announce that on yesterday's calendar, Wednesday, April 25, 1945, Senate Bill No. 502, Printer's No. 294, appeared on the first reading calendar and was read for the first time It does not appear on today's second reading calendar, a Printer's error. If there is no objection the Chair will take up Senate Bill No. 502, Printer's No. 294, on second reading. Is there objection?

Mr. ANDREWS. Mr. Speaker, I would prefer that this bill be taken up when it appears regularly on the calendar.

The SPEAKER. The Chair has a copy of the calendar but would inform the House that it cannot be taken up without unanimous consent. However, it is clearly a Printer's error. Will the gentleman from Cambria withdraw his objection?

Mr. ANDREWS. I do, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman from Cambria.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 502, entitled:

An Act to further amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties", by revising and changing the provisions of said act relating to the times of registering electors, and comparing and correcting the general and district registers

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 300, entitled:

An Act to amend section eight hundred thirteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by allowing members of county board of school directors expenses for attendance at meetings

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 580, entitled:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by further extending the powers and duties of county commissioners or boards of revision of taxes whenever facts may become known to reassess the personal property of any such taxable for any former year or years

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 587, entitled:

An Act to amend section one hundred forty-five of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by requiring that the cost of county treasurers' bonds in its favor shall be borne by the Commonwealth

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 864, entitled:

An Act to further amend subsection (a) of section twelve of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights

powers duties liabilities accounts discharge and removal of executors administrative guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgags of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balance due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by limiting the five hundred dollars ($500) exemption to widows and minor children only

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 892, entitled:

An Act to further amend section four of the act approved the twenty-sixth day of May one thousand nine hundred thirty-three (P. L. 1076) entitled "An act to provide for the organization incorporation operation and supervision of cooperative savings and credit associations to be termed credit unions designating such credit unions as corporations and defining their power and duties conferring certain powers and duties on the Department of Banking and providing penalties" by further defining the membership of credit unions

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 894, entitled:

An Act to further amend section nine of the act approved the first day of May one thousand nine hundred and thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" further regulating State reimbursements to school districts for vocational education

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HEWITT. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1005, entitled:

An Act permitting persons accused of crimes to post bail or enter into a recognizance for appearance and trial in court without waiving defects in their arrest.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1187, entitled:

An Act to further amend subsection (a) of section twelve of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balance due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by increasing the widow's or children's exemption.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1279, entitled:

An Act to repeal the act approved the tenth day of April one thousand eight hundred seventy-three (P. L. 664) entitled "An act relating to the return days of the several courts of Dauphin County.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

PERMISSION TO ADDRESS HOUSE

Mr. LICHTENWALTER asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to inform the Members of the House, that there seems to be some contention about the resolution we offered for meeting at three o'clock on Monday. That has not been changed, the House will meet at three o'clock on Monday, and we expect to work through, as the Chair announced yesterday, the entire week.

SENATE MESSAGES

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 59.

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-one (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing rest periods sick leave hospital and medical expenses and extra compensation in certain cases for police in counties of the second class.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 2, by striking out after the word "hundred" the word "twenty-one" and inserting in lieu thereof the word "twenty-one".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—180

Andrews,	Gallagher,	McAtee,	Reynolds,
Baker	Gardner,	McClester,	Riley,
Barrett,	Getchey,	McCormack,	Robertson,
Barton,	Gibson,	McDowell,	Royer,
Bentzel,	Goodling,	McKinney,	Rudisill,
Bonawitz,	Grant,	McLanahan,	Salus,
Boney,	Greenwood,	McMillen,	Scanlon,
Boorse,	Greer,	McNair,	Schuster,
Bower,	Guthrie,	McNally,	Shaffer,
Brancato,	Gyger,	Mihm,	Shoemaker,
Breisch,	Haberlen,	Mikula,	Skale,
Brice,	Hall,	Miller,	Sloan,
Brothers,	Hamilton,	Milliken,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Modell,	Snyder,
Brunner, P. A.,	Heatherington,	Mooney,	Sollenberger,
Burns,	Helm,	Moore, C. E.,	Sorg,
Cadwalader,	Hennihan,	Moore, W. J.,	Stank,
Cohen,	Hewitt,	Moran,	Stockham,
Coleman,	Hoopes,	Moser,	Stonier,
Cook,	Howells,	Munley,	Stuart,
Cooper,	Hunter,	Murray, M. L.,	Swope,
Corrigan,	Huntley,	Murray, P. G.,	Tate,
Coulson,	James,	Myhan,	Tittle,
Cullen,	Jones,	Nelson,	Trent,
Dague,	Kennedy,	O'Brien,	Trout,
Dalrymple,	Kirley,	O'Connor,	Turbett,
Dennison,	Kline,	O'Donnell,	Turner,
Depuy,	Kolankiewicz,	O'Neill,	Verona,
Dix,	Komorofski,	Owens,	Wachhaus,
Dougherty,	Krise,	Pentrack,	Wagner,
Dye,	Kurtz,	Petrosky,	Waterhouse,
Elder,	Lane,	Pickens,	Watkins,
Elish,	Laughner,	Polaski,	Weiss,
Erb,	Lee,	Polen,	Welsh,
Ewing,	Leisey,	Powers,	Wescott,
Finnerty,	Leonard,	Propert,	White,
Flack,	Lichtenwalter,	Readinger,	Wood, L. H.,
Fleming,	Loftus,	Reagan,	Wood, N.,
Foor,	Longo,	Reese, D. P.,	Worley,
Fox,	Lopez,	Reese, R. E.,	Wright,
Freed,	Lovett,	Regan,	Yeakel,
Frost,	Madden,	Reidenbach,	Yester,
Fullerton,	Madigan,	Reilly,	Fiss,
Gaffney,	Mahany,		Speaker.

NAYS—1

Lyons,

NOT VOTING—21

Bentley,	Duffy,	Levy,	Rose,
Boory,	Gore,	Matthews,	Serrill,
Chudoff,	Green,	O'Dare,	Tahl,
Costa,	Herman,	Pettigrew,	Trachtman,
Coyle,	Hersch,	Root,	Varallo,
Dillon,	Hoggard,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 696.

An Act to further amend sections one two three and four of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 787) entitled as amended "An act authorizing subject to approval of the court of common pleas the compromise or reduction of tax and municipal claims on real property purchased by any county city borough town school district or poor district at any sale for the non-payment of taxes or municipal claims and the reconveyance or private sale of such property" requiring such reconveyance and private sale to have the approval of the municipality or municipalities having an interest therein

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 12, by striking out after the word "of" the words "the municipality or municipalities having a majority" and inserting in lieu thereof the words "the court of common pleas after notice to all municipalities having an."

Amend Section 1, page 2, line 22, by striking out after the word "of" the following: "the municipality or municipalities which either singly or combined have a majority interest in such property and of"; also on page 3, line 4, by striking out at the beginning of said line the words "a majority" and inserting in lieu thereof the word "an".

Amend Section 1, page 3, line 13, by striking out after the syllable "tion" the words "of the municipality or municipalities having a majority interest therein and".

Amend Section 1, page 3, line 17, by striking out after

the word "an" the word "the" and inserting in lieu thereof the word "any"; also in line 18, by striking out after the word "having" the words "a majority" and inserting in lieu thereof the word "an".

Amend Section 2, page 4, line 6, by striking out after the word "that" the following: "the municipality or municipalities having a majority interest therein has agreed to" and inserting in lieu thereof the word "[to]"; also in line 8, by striking out after the word "sale" the words "and that it".

On the question,

Will the House concur in the amendments made by the Senate?

MESSAGE AND BILL LAID ON TABLE

Mr. LICHTENWALTER. Mr. Speaker, I move that the bill together with the message from the Senate be laid on the table.

The motion was agreed to.

SENATE MESSAGE

RESOLUTIONS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

Senate Concurrent Resolution Serial No. 126.

Referred to the Committee on Rules.

Senate Concurrent Resolution Serial No. 129.

Referred to the Committee on Rules.

COMMITTEE REPORTS

Mr. DALRYMPLE from the Committee on Elections reported as committed, Senate Bill No. 323, entitled:

An Act to further amend section thirty of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

Mr. DALRYMPLE from the Committee on Elections reported as committed, Senate Bill No. 319, entitled:

An Act to further amend section thirty-two of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

Mr. DALRYMPLE from the Committee on Elections reported as committed, Senate Bill No. 320, entitled:

An Act to further amend section thirty-one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

Mr. DALRYMPLE from the Committee on Elections reported as committed, Senate Bill No. 321, entitled:

An Act to further amend section thirty-one of the act, approved the seventh day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspector of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

Mr. DALRYMPLE from the Committee on Elections reported as committed, Senate Bill No. 322, entitled:

An Act to further amend section thirty-one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their

right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by further regulating the check-up of registered electors.

Mr. WAGNER from the Committee on Workmen's Compensation reported as amended, Senate Bill No. 656, entitled:

An Act to amend clause (a) of section three hundred one clauses (a) (b) (c) and (f) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" changing maximum and minimum rates total amounts and aggregate of compensation changing employers' rights of subrogation adding provision relative to parties held to be bound by act and changing provisions relative to entry of judgment on agreement award and claim petition

Mr. ELDER from the Committee on Workmen's Compensation reported as amended, Senate Bill No. 657, entitled:

An Act to further amend clauses (a) (b) (c) (f) and (h) of section three hundred six and sections three hundred seven three hundred nineteen three hundred twenty by adding subsection (g) and four hundred twenty-eight of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" changing maximum and minimum rates total amounts and aggregate of compensation changing employers' rights of subrogation adding provision relative to parties held to be bound by act and changing provisions relative to entry of judgment on agreement award and claim petition

Mr. LEE from the Committee on Workmen's Compensation reported as amended, Senate Bill No. 718, entitled:

An Act to add section three hundred six and one-tenth to the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) entitled "An act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes changing practice and rules of evidence defining earning power after accident authorizing the board to terminate compensation in certain cases changing the classes of dependents entitled to compensation in case of death increasing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act" providing for payment in second injury cases.

Mr. BARTON from the Committee on Workmen's Compensation reported as amended, Senate Bill No. 658, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," changing the provisions thereof and the rights, obligations and procedure thereunder

BILLS ON FIRST READING

Pursuant to unanimous consent previously granted the following bills were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 319, entitled:

An Act to further amend section thirty-two of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointee of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by further regulating the check-up of registered electors

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 320, entitled:

An Act to further amend section thirty-one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real esate brokers rental agents and boards of school directors and imposing penalties" by futher regulating the check-up of registered electors

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 321, entitled:

An Act to further amend section thirty-one of the act, approved the seventh day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 322, entitled:

An Act to further amend section thirty-one of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties ar a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by further regulating the check-up of registered electors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 323, entitled:

An Act to further amend section thirty of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating the check-up of registered electors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

QUESTION OF INFORMATION

Mr. FREED. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. FREED. Mr. Speaker, I would like to know if the Capitol police come under the State Police.

The SPEAKER. The Chair did not understand.

Mr. FREED. Mr. Speaker, are the Capitol police under the State Police Department?

The SPEAKER. No, the Capital police are not under the State Police Department.

Mr. FREED. Are they under the Police Department of Harrisburg, Mr. Speaker?

The SPEAKER. They are not. They are under the Department of Property and Supplies.

Mr. FREED. Mr. Speaker, I believe that the Members of the House would appreciate very much next week if our Capitol police would be instructed to see that we have parking space in front of the Capitol.

Yesterday morning in parking in front of the Capitol, in one section I found fifteen cars in a row not belonging to Members of the House or the Senate. I do believe that in the closing days of the session we definitely should have some place close to the House to park our

cars to take care of whatever we wish to take home or to look into our cars, for the remainder of the week.

The SPEAKER. The Chair is informed that Members of the House have given their stickers to friends so that they may park their cars, and the privilege of parking on the ramp has been abused. The Capitol police therefore have no way of identifying who is entitled to park there. The Chair requests the Members to cooperate with the Capitol police in this matter.

Mr. BAKER. Mr. Speaker, I can agree with the gentleman from Lehigh, Mr. Freed, because each and every Monday since the opening of the session it has been a daily or weekly occurrence with the Capitol police on the plaza. I would suggest, Mr. Speaker, that you instruct the officers to see that the Members of the House are permitted to park their cars there. It seems that the officers tell us that these cars belong to so and so, people who are not Members. I do not think it is fair to the Members of the House.

The SPEAKER. The Chair agrees with the gentleman. The Capitol police have been ready to cooperate at all times with this body. The Chair will direct the Chief Clerk to make an investigation of the situation with regard to parking so that the Members' wishes will be granted.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I have been unofficially informed once again that the Senate only intends to be in session four days next week. I think we ought to ascertain what is the official status of this situation.

PERMISSION TO ADDRESS HOUSE

Mr. LICHTENWALTER asked and obtained unanimous consent to address the House.

Mr. Speaker, I do not know what I can say as to the official status, but at the last conference I had with the leaders of the Senate, it was agreed that we would push for final adjournment on May 5. I have received no word of any change in that plan whatsoever. I certainly feel that the Senate would inform the House if there is any change in the plan, but I have received no such word whatsoever.

Mr. ANDREWS. Mr. Speaker, two Members of the House were over in the Senate speaking to Senator Coleman. He told those two Members of the House that it was his definite understanding that the Senate would meet only four days next week.

Mr. LICHTENWALTER. Mr. Speaker, with the consent of the Minority Leader I would say that I could probably answer at great length, but I went over to the Senate to speak with the Majority Leader and the Chairman of the Caucus in the Senate, and they informed me that there was no change in the plan.

Mr. ANDREWS. Mr. Speaker, just in order that the situation may be definitely determined, would not the Majority Leader once again ascertain from the Senate just what its intention is?

Mr. LICHTENWALTER. I will be most happy to take the Minority Leader with me if the House will remain just a few minutes longer. Will the Minority Leader accompany me?

Mr. ANDREWS. Yes, Mr. Speaker.

The SPEAKER. The House will grant leave of absence to the Majority Leader and the Minority Leader?

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. HALL, TROUT, DENNISON and McMILLEN. RESOLUTION No. 62.

In the House of Representatives, April 26, 1945.

Be It Resolved there is hereby created a special committee to consist of five members of the House of Representatives to be appointed by the Speaker of the House, the duty and authority of which committee shall be to make upon the part of the House of Representatives a careful, thorough and impartial study and examination of

(1) the various laws and statutes of the Commonwealth pertaining or relating to the jurisdiction, duties and powers of the Department of Highways its officers, employees, and personnel, and

(2) the various laws and statutes of the Commonwealth pertaining or relating to the construction, maintenance and supervision of highways and bridges in the Commonwealth, and

(3) the regulations, practices, records and activities of the Department of Highways of the Commonwealth in in relation to the administration of the duties and powers vested in such department, as well as in connection with the construction, maintenance and supervision of highways and bridges.

The committee is hereby authorized and directed to take testimony of such witnesses and to examine such papers and records as the committee may deem necessary to effectuate its study and examination.

This committee shall have the power to sit and continue its studies and investigations after the adjournment of this current session of the General Assembly.

During the interim between the current and the next regular session of the General Assembly this committee may from time to time report to the Governor of the Commonwealth their findings and recommendations, and such committee shall report to the House of Representatives at its next regular session, its findings and its recommendations as to such changes, revisions or improvements as it may find to be necessary or desirable to correct any imperfections, insufficiencies and defects in the law and statutes or to correct any abuses and evils in the administration of the affairs of the said Department of Highways

It is Hereby Provided however that this committee shall have the power to issue subpoenas under the hand and seal of its chairman requiring and commanding any person to appear before it and answer such questions touching on matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the same force and effect as subpoenas issued out of the courts of this Commonwealth. Each member of the committee shall have the power to administer oaths and affirmations to witnesses appearing before it. Any person who shall willfully neglect or refuse to appear and testify for said committee or to produce any books, papers, records and documents shall be subject to the penalties provided by the laws of this Commonwealth in such cases.

Referred to the Committee on Rules.

Mr. TURBETT offered a resolution which was filed with the Clerk.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 26, 1945.

Resolved (if the House of Representatives concur), That Senate Bill No. 44, Printer's No. 328, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration, and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors and imposing penalties" by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years and providing for the reinstatement of electors' registrations after failing to vote during two calendar years

be recalled from the Governor for further consideration and amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

INTERROGATION

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Leader or the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. ANDREWS. I would ask the gentleman to turn to Senate Bill 44, Printer's No. 328 and indicate to the House what were the amendments to that bill made by the House.

Mr. SORG. Mr. Speaker, they are quite lengthy, but it is my understanding that the House inserted all of the print in italics.

Mr. ANDREWS. And further, does not the bill in its present form show that the amendments inserted by the House have been stricken out?

Mr. SORG. It does, Mr. Speaker.

Mr. ANDREWS. And further, does not the House history show that the Senate agreed to the House amendments?

Mr. SORG. That is not my interpretation of the Senate history, Mr. Speaker. However, a more recent history made available to me, Mr. Speaker, shows that the Senate did concur in the House amendments.

Mr. ANDREWS. Is the gentleman from Elk familiar with the fact that Senate Bill 44 was one of a series of bills that were similarly amended, and that the amendments inserted by the House as the bill now stands show that they were stricken out?

Mr. SORG. I am familiar with those facts, Mr. Speaker. I inquired, however, of one of the other Members of the Committee on Elections in the House and am advised further that the amendments inserted by the House were also stricken out on a re-report from the Committee of Elections of this House, so that the insertion of the amendments and the striking out of the amendments, to my understanding, both took place in the Committee on Elections of this House.

Mr. ANDREWS. And the House ratified the return of the bills to the Senate minus the House amendments?

Mr. SORG. That is my understanding, Mr. Speaker.

Mr. ANDREWS. Does the record so show?

Mr. SORG. Will the gentleman permit me a little time to refer to the record, Mr. Speaker?

Mr. ANDREWS. I will, Mr. Speaker.

Mr. SORG. Mr. Speaker, will the gentleman turn to Printer's No. 226 as reported from the Committee on Elections March 24th? It is my understanding that the report on Printer's No. 226 shows that the bill with the amendments that were inserted and the Printer's No. 328 shows the bill re-reported with the inserted amendments stricken out, and it is therefore my opinion that the record does show that in the House Committee of Elections the amendments were both inserted and stricken out.

Mr. ANDREWS. Then in what did the Senate concur?

Mr. SORG. There were some amendments in the bills inserted by the House that were not stricken out.

Mr. ANDREWS. Further may I ask, is the record in the Senate history correct? "Referred to committee. Reported as amended?" That was a Senate bill. Now, which is that bill?

Mr. SORG. It is my understanding, Mr. Speaker, that the action on March 21, as the Senate history shows, it would have been reported as amended as shown by Printer's No. 226, which shows amendments inserted.

Mr. ANDREWS. Mr. Speaker, if all the House amendments were stricken out of the bill, in what did the Senate concur?

Mr. SORG. It is not my understanding that all of the House amendments were stricken out, Mr. Speaker.

Mr. ANDREWS. I would like to ask the gentleman what House amendments remained in the bill.

Mr. SORG. Mr. Speaker, I would like to suggest of course that the bill would require comparison word for word. I might suggest one that I have in mind in Printer's No. 328, Mr. Speaker, on page 3, the insertion in italics on line 16 was not stricken out.

Mr. ANDREWS. A further question, Mr. Speaker, is the gentleman from Elk familiar with the fact that this Senate Bill 44 was in printed form, or was he under the impression that the parts stricken out were still in the bill?

Mr. SORG. It was not my impression that the parts stricken out were still in the bill, Mr. Speaker.

PERMISSION TO ADDRESS HOUSE

Mr. LICHTENWALTER asked and obtained unanimous consent to address the House.

Mr. Speaker, the committee on the part of the House wishes to inform the House that the Senate has agreed to be in session four days next week, and I have agreed with the Minority Leader that the Members who have left for their homes for this session, in fact all Members be notified by a telegram by the Chief Clerk of the decision that there will be a four day session next week, but that we convene at three o'clock on Monday as has been previously decided, to give the Printer an opportunity to clear up his work. Convening on Monday at that time will help him tremendously. We will convene at three o'clock and work four days next week, and the entire membership of the House will be notified by telegram of the change.

I would also like to add to my statement by saying that I feel the Senate has not been courteous to the House in not notifying us of their action prior to the leaving of many of the Members who obtained permission to leave. I think that is a courtesy that should have been given to the House, notifying the House of the decision to convene but four days next week.

REPUBLICAN CAUCUS

Republican Caucus, Monday April 30, at 2:00 p. m. in New House Caucus Room.

ADJOURNMENT

Mr. SLOAN. Mr. Speaker, I move that this House do now adjourn until Monday, April 30, 1945, at 3 p. m.

The motion was agreed to, and (at 3:36 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., MONDAY, APRIL 30, 1945. No. 53.

SENATE

MONDAY, April 30, 1945.

The Senate met at 4:00 o'clock, p. m., Eastern War Time.

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D. D., offered the following prayer:

May we in this moment of silence "Give unto the Lord the glory due unto his names" and "Worship the Lord in the beauty of holiness." For that name is above every name and that holiness is ineffable. We can speak that name—let us do so with reverence. We can worship that holiness by endeavoring to be holy in thought and word and deed. We pray for the courage and the will to make the endeavor.

May Thy favor, O God, be granted to all who are striving to create a new world wherein truth and righteousness abide among men, and honor and peace among the nations. Bring to naught the designs of all men or nations who are plotting for selfish ends, willing to wreck the hopes of world peace to attain their selfish purposes.

Grant to men of good will the strength of character that will resist and overcome all men and nations of evil will. We pray for this in the belief that only in this way can justice be restored to a world long dominated by injustice born of selfishness.

Sustain, O Lord, the leaders of our nation in all their righteous purposes and thus by the might of right overcome all our enemies.

In the name of the righteous and loving Christ. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. JAMES, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Carr asked and obtained leave of absence for Mr. CROWE on account of pressing business.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

In a statement today, Governor Martin said:

"One of the major issues facing this session of the Legislature is the equitable distribution of adequate State-aid for the support of public education and the adjustment of the inequalities of teachers' salaries. I have always contended that every school child should have equal opportunity for a basic education regardless of location and financial status of the school district where such pupils reside.

"I have always advocated that our teachers should be paid a single minimum standard so that the children in the rural districts and small towns might have the benefit of instruction from teachers as well qualified as those of our large cities.

"This program is exceedingly difficult to work out without enacting additional revenue measures. After many conferences with legislative leaders, representatives of the Department of Public Instruction, the Budget Office, the School Commission and representatives of interested groups, a program has been formulated which I wholeheartedly recommend for the consideration of the Legislature.

"House Bill 568, as reported out of the Senate Committee on Education, incorporates a program which goes further than anything heretofore attempted in this Commonwealth. Its important features are:

"1. For the first time in the history of Pennsylvania a program of equalization has been developed which will provide an acceptable basic education for every boy and girl within the Commonwealth.

"2. The program guarantees to every teacher in Pennsylvania a salary which permanently incorporates the temporary cost of living increase granted two years ago, and provides further mandatory minimum and maximum salary increases for teachers in third and fourth class school districts.

"3. For the first time reimbursement to school districts is placed on such a basis that districts will participate in State reimbursements in proportion to their ability to raise money for public education and according to their need.

"4. This program strengthens the financial structure of local school districts and facilitates the financing of the local share of the cost of education at fairly uniform and reasonable local tax rates.

"5. If this legislation becomes effective this Legislature will have provided $24,000,000, in addition to the $27,000,000 made available in 1943 for the temporary cost of living increase, or $51,000,000 more per biennium than provided for by any other Administration. They will

have provided a total of $127,000,000 with which to carry out the provisions of House Bill 568. This amount is more than double the amount provided for public school reimbursements in the 1937-1939 biennium, the last biennium of the Earle Administration, during which biennium there was an appropriation of $61,500,000.

"While mandatory teachers salaries in first and second class districts will not be increased above the cost of living increases provided for at the last session of the Legislature, the school districts will be materially aided. In Philadelphia the Board of Education will benefit to the extent of $1,475,000 and in Pittsburgh the Board of Education will benefit to the amount of approximately $600,000, which they may use for any proper purpose.

"Under this proposed plan an elementary teacher in a school district of the fourth class, who under the Earle Administration received $800 for an eight month term will now receive a minimum of $1400 with mandatory increments which will bring the salary to $2000. A High School teacher in the same class district who received $1170 six years ago will now receive a minimum salary of $1400 with mandatory increments which will bring the salary up to $2000. This same salary schedule will apply to teachers of the third class districts.

"In order to finance this program it may be necessary to eliminate some of the recommended appropriations as set forth in my budget message. It should be clearly understood that if this program is to be maintained, my successor will be required to ask for new sources of revenue in order that this plan may be permanently financed. If this is not done my successor will be required to suggest the suspension of part of the provisions of this bill. This has been agreed to by the legislative leaders with whom I have conferred.

"This responsibility will not rest upon the next Governor but upon the next Legislature to see that a revenue measure is enacted which will have a broad base and will require every citizen of Pennsylvania to contribute toward the financing of our educational system.

"I therefore recommend that the School Commission be continued during the next biennium and that the task of developing a new revenue program along the lines suggested be one of its chief objectives. In order to give the greatest possible tax relief to home owners it is recommended that the new revenue measure should be one which is earmarked for schools and should be sufficient to carry the entire cost of the mandatory minimum teachers salary schedule. This will greatly relieve the tax burden on real estate."

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Otto Stader, 319 East Lancaster Avenue, Ardmore, Montgomery County, for appointment as a Member of the State Board of Veterinary Medical Examiners, to serve until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified, vice Harry F. Broude, Harrisburg, deceased.

EDWARD MARTIN.

MEMBERS OF THE CLINTON COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Clinton County Board of Assistance:

Mrs. Esther M. Long (Republican), Flemington, Clinton County, to serve until December 31, 1947, and until her successor is duly appointed and qualified. (Reappointment)

Samuel L. Williams (Republican), 102 Susquehanna Avenue, Lock Haven, Clinton County, to serve until December 31, 1946, and until his successor is duly appointed and qualified. (Reappointment)

Mrs. Ruby A. Brown (Republican), 161 Fifth Street, Renovo, Clinton County, to serve until December 31, 1946, and until her successor is duly appointed and qualified, vice Mrs. Jennie Rossell, Renovo, whose term expired.

Mrs. Rena Young (Republican), R. D. No. 1, Lock Haven, Clinton County, to serve until December 31, 1947, and until her successor is duly appointed and qualified, vice Mrs. Estella Cummings, Lock Haven, whose term expired.

EDWARD MARTIN.

JUSTICE OF THE PEACE, POINT MARION BOROUGH, FAYETTE COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alex L. Carlier, Highland Avenue, Point Marion, Fayette County, for appointment as Justice of the Peace in and for the Borough of Point Marion, Fayette County, until the first Monday in January, 1946, vice Wayland Birch, deceased.

EDWARD MARTIN.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 67, entitled:

An Act making an appropriation to the Department of Health for the acquisition of land by purchase or condemnation, the construction and equipment of a State Health Laboratory, the construction of buildings, the improvement, furnishing and repairs of the State Sanatoria and the Crippled Children's Hospital; for the payment by the Commonwealth of a share of the cost of preparing plans and surveys for sewage treatment plants; for sealing abandoned coal mines; for stream clearance and experimental work relating to the pollution of streams and the prevention thereof.

Which was committed to the Committee on Appropriations.

House Bill No. 68, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land and recreational areas and the development thereof, for reforestation, for the work

of the department with respect to forests and forest land, for stream channel improvement and other stream clearance of any type, and for encouragement of proper forest practices by private land owners.

Which was committed to the Committee on Appropriations.

House Bill No. 139, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State Teachers Colleges and Cheney Training School for Teachers, the Pennsylvania Soldiers' Orphan School, the Thaddeus Stevens Industrial School, the Pennsylvania Oral School for the Deaf of Scranton, the Pennsylvania State College, historical monuments, markers or properties in the custody of the Pennsylvania Historical Commission, for purchase or condemnation of land, for construction of new buildings, for repair and alteration to and replacement of existing buildings, and for architectural and engineering services, for fixtures, equipment, sewage treatment plants, water supply, and electrical and other utility facilities.

Which was committed to the Committee on Appropriations.

House Bill No. 156, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State-owned institutions within the Department of Welfare for purchase or condemnation of land, for construction of new buildings for repair and alterations to and replacement of existing buildings, and for architectural and engineering servies, fixtures, equipment, sewage treatment plants, water supply, electrical and other utility facilities.

Which was committed to the Committee on Appropriations.

House Bill No. 326, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of building a protective wall along the bank of the Ohio River, roof repairs, steel beam supports and renewal of piping in power plant, and one new generator, all at The Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania

Which was committed to the Committee on Appropriations.

House Bill No. 328, entitled:

An Act making an appropriation to the Department of Welfare to pay for the care, treatment, removal and maintenance of the indigent insane in The Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 425, entitled:

An Act providing for the construction of a museum building and the acquisition and maintenance, by the Department of Forests and Waters with the advice of the Bushy Run Battlefield Commission, of lands adjacent to the Bushy Run Battlefield State Park; and making an appropriation.

Which was committed to the Committee on State Government.

House Bill No. 1153, entitled:

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Services in establishing and carrying on an educational program in industrial and labor relations in Pennsylvania.

Which was committed to the Committee on Appropriations.

HOUSE CONCURS IN SENATE BILL No. 284

He also returned to the Senate, Senate Bill No. 284 entitled:

An Act to amend section one of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 270), entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval, military, or other personnel, at the Soldiers' and Sailors' Home at Erie, to the Department of Military Affairs for the maintenance and operation of said home," by including moneys received for the housing and maintaining of certain discharged service men.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 341

He also returned to the Senate, Senate Bill No. 341, entitled:

An Act to repeal, except as to counties of the first class, clause (b) 1 of section one of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom."

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 342

He also returned to the Senate, Senate Bill No. 342, entitled:

An Act to amend section two hundred thirty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," requiring each register of wills to give a joint and several bond, approved by the judges of the orphans' court and by the Governor.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 425

He also returned to the Senate, Senate Bill No. 425, entitled:

An Act authorizing individual co-fiduciaries, in certain cases to consent to holding of investments in the name of their corporate co-fiduciaries' nominee, and validating such consents heretofore given

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 488

He also returned to the Senate, Senate Bill No. 488, entitled:

An Act to amend section 3 of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568), entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" by making further provision concerning the revocation of credits given by a bank for items drawn on or payable at such bank.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 493

He also returned to the Senate, Senate Bill No. 493, entitled:

An Act to repeal the special acts approved the twelfth day of March one thousand eight hundred sixty-six (P. L. 171) and the fourteenth day of February one thousand eight hundred sixty-seven (P. L. 207) relating to the fees of the sheriff prothonotary register recorder clerk of courts and district attorney in Washington County.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 526

He also returned to the Senate, Senate Bill No. 526, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriation Acts, page 59), entitled "An act to provide for the ordinary expenses of Executive, Legislative, and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-three," providing a deficiency for indexing the Legislative Journal.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 631

He also returned to the Senate, Senate Bill No. 631, entitled:

An Act to further amend section one thousand eleven of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565), entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations or persons; authorizing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," by providing that hereafter any claim for the amount of any deficiency in the funds, property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate shall have the same rank and priority upon liquidation by the secretary as receiver as is given to deposits and other claims enumerated in the third category set forth in said section.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 663

He also returned to the Senate, Senate Bill No. 663, entitled:

An Act to further amend section one of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the third class; and imposing certain charges on counties," defining "County Employe" to include persons employed by independent poor districts.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 693

He also returned to the Senate, Senate Bill No. 693, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections"; providing for payment of filing fees by cash in certain cases.

with the information that the House has passed the same without amendments.

SENATE BILL No. 248 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 248, entitled:

An Act to authorize certain persons to take affidavits and acknowledgments in connection with the administration of the affairs of veterans and their dependents making certain offenses punishable as perjury and imposing penalties.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will appear on tomorrow's Calendar.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 59 RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 59, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing rest periods sick leave hospital and medical expenses and extra compensation in certain cases for police in counties of the second class

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) announced that the Acting Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 360, entitled:

An Act to amend the title and section two of the act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 340), entitled "An act empowering cities of the third class, boroughs, incorporated towns and townships, to co-operate with each other through joint agreements in the exercise of their governmental powers, duties and functions relating to the public health, recreation, zoning and municipal planning," by extending the power of municipalities to cooperate in the exercise of their powers, duties and functions.

Whereupon,

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. WALKER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 552, entitled:

An Act relating to the regulation and control of rents, rental agreements and certain other landlord-tenant relationships with respect to lands and buildings used for commercial purposes, establishing a maximum rent ceiling for such buildings and lands; providing for appeals to the county commissioners in certain cases and imposing penalties.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 751, entitled:

An Act permitting superintendents, physicians and psychiatrists of State-owned mental hospitals to certify the hospital records as to the condition of mental patients in lieu of attendance in person before any court or commissioner, in civil proceedings relating to such mental patients, and making such records admissible in evidence.

Mr. CARR, from the Committee on Insurance, reported as committed, Senate Bill No. 614, entitled:

An Act to amend section four hundred nineteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by permitting certain additional stock insurance companies to come within the provisions thereof.

Mr. BERGER, from the Committee on Public Health, reported as committed, House Bill No. 1250, entitled:

An Act providing a uniform method for taking samples of food or processed food for the purpose of analysis or examination by duly authorized representatives of any city county township incorporated town or borough.

Mr. HOMSHER, from the Committee on County Government, reported as amended, Senate Bill No. 696, entitled:

An Act directing the county commissioners of each county to prepare, certify and deliver to the Department of Internal Affairs at stated intervals, a certified list of all real estate conveyances or transfers within such county, together with the consideration for such conveyance or transfer and the assessed valuation for county tax purposes of such real estate; providing for reimbursement to the county by the Department of Internal Affairs for such lists; and making an appropriation.

He also, from the Committee on County Government, reported as committed, Senate Bill No. 697, entitled:

An Act requiring the consideration, purchase price or other value of the interest conveyed to be set forth in all conveyances or other transfers of real estate or interests therein; prohibiting the recorder of deeds from accepting for record instruments not setting forth such consideration and requiring the recorder of deeds to deliver a list of such transfers and the consideration therefor to the county commissioners.

Mr. TROUTMAN, from the Committee on Welfare, Public Assistance, and Pensions, reported as committed, Senate Bill No. 752, entitled:

An Act to amend section four hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the Property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor, and repealing existing laws," by empowering institution districts to receive and maintain chronic mental patients confined in State mental hospitals or other institutions, and providing for the reimbursement by the Department of Welfare for the cost of maintaining such persons.

Mr. CRIDER, from the Committee on County Government, reported as committed, Senate Bill No. 762, entitled:

An Act to further amend sections six hundred seventeen and six hundred twenty-one and to amend sections six hundred eighteen, six hundred nineteen and six hundred twenty of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by making provision for the erection, construction, maintenance and operation of county, joint county and county and municipal contagious disease hospitals and for the erection of buildings, wings and units at general hospitals and for the payment of the same out of county funds including the cost of the care and treatment of indigent and part-pay patients.

Mr. HEYBURN, from the Committee on Agriculture, reported as committed, Senate Bill No. 776, entitled:

An Act to further amend section five of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 730), entitled "An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drinks; providing for the registration thereof; prohibiting the sale, offering or exposing for sale, exchange or giving away thereof in certain cases unless registered; regulating the manufacture, bottling, preparation, mixing, and compounding of carbonated beverages or still drinks, and the sale and dispensing thereof; creating a special fund in the State Treasury; and providing penalties," by authorizing the Secretary of Agriculture to issue rules governing the use of color in certain beverages.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 291, entitled:

An Act making an appropriation to the State Council for the Blind for use in improving the condition of the blind by supplying to adult blind, vocational training which will lead to remunerative employment with seeing workers; to provide for their employment and placement in industry, business and the professions; to obtain required medical service for such training and placement, to meet expenses necessary for their program and to take any action necessary to accept any grants from the Federal Government or any agency thereof to further these objectives.

Mr. KEPHART, from the Committee on Judiciary Special, reported as amended, House Bill No. 806, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred seventy-nine" by clarifying the provisions for the appraisal and valuation of the capital stock of corporations subject to capital stock and franchise taxes and by changing the gross receipts fraction applicable to foreign corporations doing business in this Commonwealth.

Mr. BOWERS, from the Committee on Military Affairs, reported as committed, House Bill No. 842, entitled:

An Act authorizing cities, boroughs, towns and townships to establish veterans' service centers and to expend money therefor and for the operation and maintenance thereof.

He also, from the Committee on Military Affairs, reported as committed, Senate Bill No. 771, entitled:

An Act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged, and in certain cases for the widows and wives of such persons.

Mr. RUTH, from the Committee on Education, reported as committed, Senate Bill No. 650, entitled:

An Act to further amend subsection (c) of section two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," excluding persons engaged in selling cemetery plots from the provisions of the act.

He also, from the Committee on Education, reported as committed, Senate Bill No. 692, entitled:

An Act to amend sections two and four of the act, approved the sixth day of May, one thousand nine hundred twenty-seven (P. L. 820) entitled "An act regulating the practice of the profession of engineering in all of its branches, including surveying; providing for the registration of certain persons practicing or offering to practice said profession; conferring certain powers and imposing certain duties upon the State registration board for professional engineers upon the court of common pleas of Dauphin County; and providing penalties"; by defining "practice of engineering" and "responsible charge" and changing the form of certificates of registration.

He also, from the Committee on Education, reported as committed, Senate Bill No. 735, entitled:

An Act defining and providing for the licensing and regulation of certain schools and classes; conferring powers and imposing duties upon the Department of Public Instruction and the State Council of Education; and prescribing penalties.

He also, from the Committee on Education, reported as committed, Senate Bill No. 755, entitled:

An Act to amend section five hundred thirty-six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making further provision for the fiscal year in school districts of the second class.

He also, from the Committee on Education, reported as committed, Senate Bill No. 769, entitled:

An Act to amend sections three, four and five, and to repeal sections six, seven, eight, nine and ten of a supplementary act, approved the sixth day of May, one thousand nine hundred forty-two (P. L. 101), entitled "A supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled 'An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having

the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties', defining the rights and obligations of certain members of the School Employes' Retirement Association engaged in active military service," by extending the time of employes to rejoin the School Employes' Retirement Association after completion of active military service; and removing the requirement for a physical examination in certain cases.

He also, from the Committee on Education, reported as committed, Senate Bill No. 772, entitled:

An Act to further amend section eleven of the act, approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns benefits, and rights from taxation and judicial process; and providing penalties," by extending the service allowance of certain employes.

Mr. ROSENFELD, from the Committee on Military Affairs, reported as committed, House Bill No. 238, entitled:

An Act to further amend the act, approved the fifth day of January one thousand nine hundred thirty-four (P. L. 223) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties" by further providing for compensation to certain persons who served in the military or naval forces of the United States during the Cuban Occupation the Porto Rican Occupation the Cuban Pacification or who served during a certain time in the Philippines and was awarded a campaign medal and making an appropriation.

PERMISSION TO ADDRESS SENATE

Mr. JASPAN asked and obtained unanimous consent to address the Senate.

Mr. JASPAN. Mr. President, I desire to interrogate the Chairman of the Committee on Municipal Government, Senator Stevenson.

The PRESIDENT. Will the gentleman from Clinton permit himself to be interrogated?

Mr. STEVENSON. I will, sir.

Mr. JASPAN. Mr. President, I desire to know whether the Committee on Municipal Government took up Senate Bill No. 439? I have a copy of the bill here if the gentleman does not remember it.

Mr. STEVENSON. Mr. President, in answer to the question of the gentleman from Philadelphia, I will have to check the committee records on this bill.

Mr. JASPAN. How soon can the gentleman check it?

Mr. STEVENSON. It will take me about fifteen or twenty minutes.

Mr. JASPAN. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator Farrell.

The PRESIDENT. Will the gentleman from Philadelphia, Senator Farrell, permit himself to be interrogated?

Mr. FARRELL. I will, Mr. President.

Mr. JASPAN. I take it, Senator Farrell, you are a member of the Committee on Municipal Government and you introduced Senate Bill No. 439; am I correct?

Mr. FARRELL. Will the gentleman from Philadelphia repeat the first part of his statement?

Mr. JASPAN. Did the gentleman from Philadelphia introduce Senate Bill No. 439, calling for a three platoon system with respect to firemen in the city of Philadelphia?

Mr. FARRELL. I did present a bill, but not that bill. That is a House Bill, is it not?

Mr. JASPAN. No, Senate Bill No. 439.

Mr. FARRELL. Yes, I did.

Mr. JASPAN. Is the gentleman from Philadelphia a member of the Committee on Municipal Government?

Mr. FARRELL. Yes, I am.

Mr. JASPAN. Does the gentleman know what action that committee took with respect to Senate Bill No. 439?

Mr. FARRELL. Yes, I do.

Mr. JASPAN. What was the action taken by the Committee with respect to this bill?

Mr. FARRELL. The bill was brought up in committee and the question was asked, "does the Mayor or does the Director of Public Safety want this bill brought out?" I told the committee that I favored the bill coming out, and also that I had talked to the Mayor and to the Director of Public Safety of Philadelphia. This bill carries with it an appropriation of $1,800,000, and the Director said—this is what I told the committee—that they did not see where they could pick up $1,800,000 for a three platoon system in Philadelphia at this time.

Mr. JASPAN. Mr. President, may I further interrogate the gentleman from Philadelphia?

The PRESIDENT. Will the gentleman from Philadelphia, Senator Farrell, permit himself to be further interrogated?

Mr. FARRELL. I will, Mr. President.

Mr. JASPAN. Can the gentleman show me wherein this particular bill calls for an appropriation of $1,800,000.

Mr. FARRELL. The Mayor and the firemen and the Director of Public Safety informed me, for a three platoon system, it would require from seven hundred to a thousand additional firemen to put it into effect.

Mr. JASPAN. Did the gentleman from Philadelphia realize, when he introduced this bill in behalf of the firemen, it would entail an expenditure of additional money.

Mr. FARRELL. I knew that it did involve additional money, yes.

Mr. JASPAN. Did the gentleman make a promise to the firemen of the city of Philadelphia to do all he possibly could to have this bill reported from committee, notwithstanding any appropriation?

Mr. FARRELL. I did make that promise, and tried to carry it out, but, like a whole lot of other bills I had, I could not persuade anybody to bring it out. That is not the only bill I lost in committee.

Mr. JASPAN. Mr. President, I take it that the gentleman from Philadelphia, Senator Farrell, introduces good bills—at least he goes on record as admitting it—but

nevertheless, Mr. President, I feel it is high time that we did something for the firemen of the city of Philadelphia.

This is a very unpleasant duty and task, to move for the discharge of a committee, particularly in view of its personnel—the chairman is a very fine person and so is Senator Farrell—but sometimes we do things in haste, we promise much and do little. At least, when I promise, I do all I can to carry those promises into execution.

Here is a bill introduced by Senator Farrell that calls for a three platoon system. Firemen work eight hours a day, three shifts, making twenty-four hours a day, six days a week. Assuming this bill went through, they would still work forty-eight hours a week. Philadelphia policemen today only work forty-eight hours a week, six days a week, eight hours shifts, unless an emergency arises—we can appreciate that anybody is willing to work in the event of an emergency without any additional compensation. However, with respect to the firemen who continually are exposed to the risk of harm to their bodies and probable loss of their lives, I feel some consideration should be given them.

Today in the city of Philadelphia the day shift is ten hours a day, six days a week, totaling sixty hours a week. As to the night shift, the firemen work fourteen hours a night—mind you now, fourteen hours a night—six nights a week, totaling eighty-four hours. At any moment or instant they may be called upon to risk their lives, loss of limb or possible injury, we do not know. We have instances, we have heard time and again when these gentlemen have lost their lives while on duty; some of them have lost their limbs; some of them have sustained injuries they have never recovered from, while in the employ of the city. The least we can do for them is the same thing we do for others working by the sweat of their brow. We have legislated time and again to help the worker, the laborer, who today works only forty hours a week, and if by chance he has to work beyond forty hours a week, he is paid for overtime.

The fireman does not seek any overtime. He is a human being and he deserves the same consideration and rest that others do, and probably more so, in view of the danger attached to his job. Why the city of Philadelphia has not by this time done something for the fireman, who is in the same position, and probably in a worse position, I will say, than the officer or patrolman who is on his beat day after day I do not know. When the fireman goes out to perform his task we do not know what is going to happen to him. However, generally we know what is going to happen to the policeman, who simply patrols his beat and occasionally has to make an arrest. I feel that if others only work forty-four hours a week, the fireman should work even less, in view of the great danger attached to his job.

However, the Senate committee has refused to even consider it, because of the appropriation involved. If it costs close to $1,800,000, it is well worth it, and the city could very well, by strict economy, make up this additional money, and I will show you how. We have the case of the Broad Street subway, which today is leased at $900,000, approximately two million dollars less than the actual cost of interest on the bonds. Figure that out now. It costs the city approximately $3,000,000 in payment of interest on the bonds on the Broad Street subway, and the city only gets in return $900,000. Occasionally, when business improves, it may run up to $1,500,000, but still it amounts to $1,500,000 loss to the city of Philadelphia. That money certainly could be used to make up this $1,800,000.

Let me go one step further. Only within the past two weeks Philadelphia city council saw fit to appropriate $450,000 to help the P.T.C. build the northeast loop. Of course, the P.T.C. could not do it by itself—they are not a public servant, they are out to make money—but the city works with them. They could very well spend that half a million dollars to build the northeast loop. It would pay dividends in time, probably not the first year, but maybe the second, third, fourth or fifth year.

If the city did not contribute that $500,000 that would be an additional $500,000, in addition to the $1,500,000 that they could save by renting or leasing our subway, which would more than make up the $1,800,000.

Mr. President, it is not very pleasant, as I said before, it is not an easy task, to move for the discharge of a committee. However, I am compelled to do so by the lack of action on the part of a Senate committee.

RESOLUTION

TO DISCHARGE THE COMMITTEE ON MUNICIPAL GOVERNMENT FROM FURTHER CONSIDERATION OF SENATE BILL No. 439

Mr. JASPAN. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. JASPAN, offered the following resolution which was twice read, as follows:

In the Senate, April 30, 1945.

Resolved, That the Committee on Municipal Government be discharged from further consideration of Senate Bill No. 439, entitled "An act to amend sections one and three of the act, approved the eighth day of April, one thousand nine hundred and thirty-seven (P. L. 276), entitled 'An act regulating the employment and hours of employment of the officers and members of the uniformed fire protection forces of the cities of the first class and repealing existing laws,' by establishing a three platoon system," said bill having been in the hands of the committee for more than ten calendar days from the date of its reference thereto.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. JASPAN. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate adopt the resolution?

Mr. STEVENSON. Mr. President, upon checking the records of the Committee on Municipal Government, I find that Senate Bill 439 was duly considered by the committee and was indefinitely postponed. The committee took the position that inasmuch as the state is not contributing money to the city of Philadelphia for such purposes, that that is a matter of home rule, that

it was a question for Philadelphia itself to decide. So the bill, after due consideration, was laid aside by the Committee.

Mr. JASPAN. Mr. President, it is not a question of money here, as I look at Senate Bill 439—that was given to us as an afterthought by Senator Farrell of Philadelphia. We have the right to fix the hours of employment. We have done it with respect to other forms of employment, and there is no reason why we can not do it with respect to this. We have already done it with respect to the employment of police officers, and why not extend it to the firemen is beyond me, and so I think the argument of the gentleman from Clinton falls.

MOTION TO LAY RESOLUTION ON TABLE

Mr. HEYBURN. Mr. President, I move to lay on the table the resolution to discharge the Committee on Municipal Government from further consideration of Senate Bill 439.

(The Senate was at ease.)

MOTION WITHDRAWN

Mr. HEYBURN. Mr. President I withdraw my motion to lay on the table the resolution to discharge the Committee on Municipal Government from further consideration of Senate Bill 439, and request the members of the Senate to vote down the resolution.

And the question recurring,

Will the Senate adopt the resolution?

Mr. EALY. Mr. President, I do not know anything about the situation in Philadelphia county, but I do recall that a proposition very much similar to this was passed a session or two ago in regard to the city of Pittsburgh, but that bill gave the city of Pittsburgh the right to vote on the question of a three platoon system for firemen. I believe I am right in saying that the people of Pittsburgh refused to approve such a system.

I believe the Committee on Municipal Government took those things into consideration in regard to this bill, which was not a bill giving the people of Philadelphia the right to vote on this question, but a bill forcing something on them by the Legislature.

Mr. JASPAN. Mr. President, in response to the statement by the gentleman from Somerset, Senator Ealy, I repeat what I said before, that the Legislature has a right to fix the hours of employment. They have done it time and again, and they have done it within the history of the gentleman from Somerset, Senator Ealy, who has been here much longer than I have been here, and he is still here.

And the question recurring,

Will the Senate adopt the resolution?

Mr. JASPAN. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. JASPAN and were as follows, viz:

YEAS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring,
Gourley,			

NAYS—30

Becker,	Edmonds,	Lutzler,	Thomas,
Berger,	Farrell,	Mallery,	Troutman,
Blass,	Geltz,	Scarlett,	Tyler,
Bowers,	Heyburn,	Snowden,	Wagner,
Carr,	Homsher,	Stevenson,	Walker,
Chapman,	James,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Ealy,	Kephart,		

So the question was determined in the negative.

BILLS INTRODUCED AND REFERRED

Mr. WOODRING read in his place and presented to the Chair Senate Bill No. 781, entitled:

An Act to amend section five of the act approved the eighth day of July, one thousand nine hundred nineteen (P. L. 784), as amended, entitled "An act empowering cities of the second and third classes, boroughs, and counties, to acquire, maintain, and operate playgrounds, play fields, gymnasiums, public baths, swimming pools, and indoor recreation centers; authorizing school districts to join in the maintenance and operation of said activities; and authorizing the issue of bonds and the levy of taxes for such purposes," by further regulating the powers and duties of recreation boards.

Which was committed to the Committee on Municipal Government.

He also read in his place and presented to the Chair Senate Bill No. 782, entitled:

An Act to amend sections three thousand seven hundred four, three thousand seven hundred five and three thousand seven hundred nine of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto," by further regulating the powers and duties of recreation boards of the city.

Which was committed to the Committee on Municipal Government.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. I may be an optimist, but I do have a bill here that possibly can go through this session. In 1943 we passed an act establishing an institutional district in the county of Allegheny. Many of the employes at Mayview have sixteen, seventeen or eighteen years of service and automatically, when they went to work for the county, they were taken out of the pension fund. Now, through an agreement with the city council and the county commissioners of Allegheny County, they have worked out an agreement whereby these people and the city of Pittsburgh can deposit money in the county retirement fund and thereby make these people eligible for their pensions.

I ask, if at all possible, that this bill be sent to a proper committee in order that we may try to get it reported out.

I also have another bill here. We have had a lot of vandalism in the city of Pittsburgh, on the part of juveniles, resulting in damage to public property in schools, and this bill would make parents responsible.

I do not know what luck I will have, but I do ask the

committee to give proper consideration to the bill dealing with the county institutional district.

BILLS INTRODUCED AND REFERRED

Mr. BARR read in his place and presented to the Chair Senate Bill No. 783, entitled:

An Act authorizing cities, boroughs, towns and townships to prohibit willful defacement, damage or destruction of public property by minor children and to impose liability for such defacement, damage or destruction upon parents or other legal guardians of such minor children.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 784, entitled:

An Act to further amend section three hundred twenty of an act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as last amended by section four of the act approved the fifteenth day of June, one thousand nine hundred and thirty-nine (P. L. 365).

Which was committed to the Committee on Judiciary General.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 785, entitled:

An Act to amend clause (h) of section nine hundred and three of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by fixing the maximum gross weight of truck tractors in combination with semi-trailers having two axles.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. GOURLEY asked and obtained unanimous consent to address the Senate.

Mr. GOURLEY. Mr. President and members of the Senate, several days ago we were all thrilled when knowledge had been gained that the Allied Forces and the Russians had joined in Nazi Germany, and during the weekend we were again thrilled when the rumor at least came over the air waves that the German Army was capitulating, and we are all standing by for the news that will mean so much to all of us—that Germany has unconditionally surrendered. We are all interested and concerned in those boys who are giving their lives and those who will come home and who have come home that are maimed, injured and incapacitated in one way or another.

I had that thought in my mind when I came to the Legislature the first of this year. I spoke on the Senate floor several weeks ago and pleaded with the members of this Senate to disregard politics and try and do something to help these boys and girls when they did get home, where they could not get relief that they needed under the federal G. I. Bill.

On February 21, after a great deal of study and after a reading of the G. I. Bill in the state of New York, in the state of New Jersey, and a general review of what legislation was on the statute books in other states of this union, I introduced Senate Bill 379.

This bill created a Pennsylvania authority for veterans. I have the greatest admiration and respect, as a lawyer and as a man, for my friend from Lebanon, Senator Becker. I appeared before the Committee on Banking Mr. President, I tried to reason with them, I tried to be fair, and I expended every effort at my command to have this bill released from committee for the consideration of the Senate. My efforts, however, were unavailing.

I spoke on the Senate floor a few weeks ago and said I would be willing to withdraw my name as a sponsor of this bill, and that I would ask my colleagues, Senator Barr, Senator Dent and Senator McCreesh, to withdraw their names as co-sponsors of this bill, if someone on the Republican side would take it up and sponsor it and study it, modify it, change it or amend it in any way whatsoever, just so these boys and girls, when they get home, can get the help that, God knows, they will need, and I think now is the time to do it.

As I commented very generally, under the federal G. I. Bill a man or a woman who has been honorably discharged from military service can secure a loan up to $500 from the federal government—I mean the federal government will guarantee their tuition up to $500 to complete their college education—they can borrow funds for the purpose of going into business, or going into a profession, but the federal government will only guarantee fifty per cent of the amount of their loan. As I remember it, the maximum amount that they can borrow is $2,000, but if they want to go into a business or a profession and they need $2,000 to enter that business or profession, they can only secure a guarantee from the federal government up to $1,000.

There is a provision in the G. I. Bill that if a man or woman who desires to attend college has no dependents, the federal government will guarantee up to $50 for his or her maintenance, if he or she has a dependent, whether it is one or a dozen, the federal government will guarantee up to $75 to assist them in their college work, and we know that the average man or woman can not go to college with the funds or with the amount of money that the Federal government under the G. I. Bill has made it possible for them to secure. We know that men and women can not go into business and rehabilitate or establish themselves with the amount of money under the federal G. I. Bill that is made available.

In the utmost sincereity I drafted this bill, having in mind that we should place something on our statute books now to help those who are helping us to enjoy the things in this country that mean so much to us. I think the state of Pennsylvania is becoming a back number on it.

Govenor Dewey, on April 27, in a statement to the New York Times, made headlines. The headlines stated: "State Leads in Care of Veterans, Dewey Says in 'Report to People,'" and in the New York Times Governor Dewey stated:

"The most careful planning for our returning veterans and the husbanding of our resources was, of course, uppermost in our minds. A million and a half of the sons and daughters of New York are in this war all over the world. Many of them who come home to us will have new physical handicaps and will be entitled to the best possible opportunities in civilian life.

"So New York led all forty-eight states in the Nation this year in providing for its war veterans"—quoting Governor Dewey—"Upon my recommendation, there was created a separate division of the state government devoted exclusively to veterans' affairs. With a $2,800,000 appropriation this division will have an office in every county to bring the service of the government to the veteran right where he lives. There will be trained counselors to advise the returning veteran and his family on their problems and to put them in touch with expert services in every field, from factory jobs to agricultural opportunities, from psychiatric services to government business loans.

"I have insisted that the cold, mechanistic treatment of veterans and their families as objects of charity by a distant bureaucracy shall not and must not be permitted in our state. To direct this service, I have appointed Mr. Edward Neary, long a distinguished public servant in our state, former State Commander of the American Legion, a veteran of the last war, who knows from personal experience the different types of problems our veterans will face."

The bill which I introduced, along with my colleagues, carries exactly similar provisions to those they have in the state of New York legislation. In addition to that, one of the greatest educational leaders in this country recently made a statement in the New York Times, on April 23, and I refer to Preisdent James B. Conant, of Harvard University. He stated, quoting:

"Declaring this country dare not neglect the talents and skills of an entire generation, President James B. Conant of Harvard holds that American educational institutions must make up the devastating shortage of trained men for civilian occupations resulting from the war by helping servicemen to resume their education after the war.

"His views are contained in a booklet, 'What About Harvard?' which was prepared for the armed forces.

"'The task is at once individual and collective,' Mr. Conant said. 'It is shared by thousands of institutions, universities, colleges, junior-colleges and schools of every type, including vocational, trade, and technical.

"No one institution can accommodate more than a small fraction of those veterans whose education should be continued, but none will do its duty which does not endeavor to use its facilities to the maximum and does not face squarely the responsibilities of a new and vast educational job.'

"The two major obligations challenging each institution, he said, were:

"To adapt its normal requirements to the individual conditions of those who have spent two, three, four and even five years in the Army and the Navy.

"To give its soundest advice to every member of the armed forces who seek information; to tell him whether or not it is to his own interest to undertake the line of study which he has planned. If a man spends years struggling with a subject unsuited to his talents and unlikely to lead toward his success in later life, he will have a just grievance against our educational system. A democracy cannot be built by putting square pegs in round holes.

"Dr. Conant outlined measures adopted by Harvard to meet veterans' requirements with the cardinal aim of flexibility. The steps include a calendar year of three instead of two terms, a more flexible system of admission to all schools, a more flexible system of credits toward A.B. and S.B. degrees under which most members of the armed services will find they have earned some credits and the appointment of counselors for veterans."

We find this same law, gentlemen, in the state of New Jersey, and in this connection there appeared in the New York Times under date of April 24 an article which reads as follows:

"Veterans are prompt in repaying funds borrowed under the state veteran's loan plan, Dr. Charles R. Erdman, Commissioner of the Department of Economic Development, reported today. The plan had been in operation ten months.

"Application by 316 veterans for a total of $637,925 had been approved up to last week by the Veterans' Loan Authority. Several loans already have been repaid in full, and additional veterans are asking permission to make repayments ahead of schedule, according to Erdman. A new act sets six years as the time limit within which loans must be repaid.

"Dr. Erdman declared that much of the credit for the excellent record of loan repayments can be traced to the local banks and business counselors. Actual loans up to $3,000 are made by the bank, with the state, through the Veterans Loan Authority, guaranteeing up to 90 per cent of their unpaid balances. Sixty-three veterans, desiring a total of $138,820 have been rejected . . ." up to date, according to the veterans administration report in the state of New Jersey.

This bill I introduced, creating this authority, provides that the authority, in its discretion, through the counselors that it appoints, has a right to decide whether or not that veteran is in need of assistance and help. I am very sorry that this bill is dying in committee. I wish there was something I could do.

I have no other alternative, Mr. President and members of the Senate, than to offer the following resolution for the discharge of the Committee on Banking from further consideration of Senate Bill 379, and I move its immediate adoption.

RESOLUTION

TO DISCHARGE THE COMMITTEE ON BANKING FROM FURTHER CONSIDERATION OF SENATE BILL No. 379

Mr. GOURLEY offered the following resolution which was twice read as follows:

In the Senate, April 30, 1945.

Resolved, That the Committee on Banking be discharged from further consideration of Senate Bill No. 379, entitled "An act to assist veterans; creating the Pennsylvania Authority for Vocational Aid, Financial Assistance and Training for Men and Women Honorably Discharged from the Armed Services as a body corporate and politic with power to give financial aid and assistance to veterans; prescribing the terms and conditions under which such loans shall be made; conferring powers and imposing duties upon certain State officers; providing for the cooperation of other State agencies and private industry; making an appropriation for the capitalization of such authority; and prescribing penalties," said bill having been in the hands of said Committee for a period of ten days and more, having been referred on February 21, 1945.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. GOURLEY. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate adopt the resolution?

Mr. WALKER. Mr. President, I would like to comment on the resolution and on the remarks made by the gentleman from Washington, Senator Gourley.

When the gentleman from Washington, Senator Gourley, introduced Senate Bill 379 he was very sincere, and still is, in his desire to prepare adequate machinery for taking care of the returning veteran, and especially the veteran who needs additional rehabilitation before he can be properly returned to civilian life. That has been a problem that has occupied the minds of a lot of sincere civilians who are holding various public offices.

It so happens that through a chain of circumstances, over which I had no control, I happen to be chairman of the State American Legion Legislative Committee, and during this 1945 session we have met every week to consider legislation beneficial to the veteran. On this committee are members of the Senate and members of the House, from both major political parties. The men who are on this committee are men who have been members of the American Legion for a good many years; most of them are carrying cards which show they have been members of the American Legion for twenty-five consecutive years; many of them have served on executive committees of the American Legion throughout the Commonwealth for at least ten or fifteen of those twenty-five years.

With this American Legion Legislative Committee as affiliates are legislative committees from the Veterans of Foreign Wars, from the Disabled American Veterans, from the Spanish American War Veterans and from the auxiliaries of those various service units. They are dedicated to one purpose only, and that is to see to it that every feasible piece of legislation that can be passed to assist the veteran is passed, and they work in conjunction with the legislative committees of those various service organizations in Washington so that the federal program can be coordinated with the state program.

The bill introduced by the gentleman from Washington, Senator Gourley, indicates an idea that was very carefully considered by the American Legion and the associated legislative committees, and they were of the opinion that the matters contained in that particular piece of proposed legislation were more or less federal matters which should be incorporated into the G. I. Bill of Rights. We all know, from a perusal of the newspapers, that the G. I. Bill of Rights is at the present moment being very carefully considered by the federal legislative body. The chairman of the veterans' committee in Washington, Congressman Rankin, has expressed in the newspapers his opinion that the present G. I. Bill could stand—and I am not quoting him verbatim; I am giving the gist of his opinion as I recall it—he said the G. I. Bill could stand some repairs, some alterations, some improvements.

The state of Pennsylvania for generations has been very proud of its sons who have participated in the various battles in which this Commonwealth has taken part. Repeatedly we have had the privilege of having, as the Chief Executive of the Commonwealth, one who has represented the Commonwealth on the field of battle. In this present administration we have a Governor who is a veteran of four wars, and who had the rare privilege and the honor of leading Pennsylvania's own division in the First World War, who led that division, Mr. President, in the Border Campaign, and who fought with that division in the Philippine campaign, a man who at heart is loyal to the soldier, loyal to the veteran, and a loyal and enthusiastic supporter of the things that the veteran and the returned soldier needs.

Why, bless your heart, Mr. President, there is one way in the world that you can get the unbounded enthusiastic cooperation of the Chief Executive of this Commonwealth, and that is to go in there and say, "Governor, they are hurting a soldier," and he is on his white horse and on your side in a moment, and everybody in Pennsylvania knows that if ever our Chief Executive has what might be called a weak spot, it is his unbounded love of the army, the veteran and the ex-soldier.

Here in my hand I hold a list of bills that have been discussed by the legislative committees of the ex-servicemen's organizations. Many of them have been passed by the House and are in the Senate; many of them have been passed by the Senate and are in the House; many of them have been passed by both the House and the Senate and are on the Governor's desk, and a large percentage of them have already been signed by the Chief Executive.

Pennsylvania is going to be proud of what it has done for the ex-serviceman during this 1945 session, and the ex-serviceman is going to be proud of Pennsylvania because it recognizes the responsibility that the Commonwealth of Pennsylvania owes to its sons and daughters who have participated with the armed forces.

It has always been the contention of the service organizations that in a large measure the responsibility for the handling of veteran's affairs is primarily a federal responsibility. The question of state veteran's hospitals has been passed over because there again we believe that is a federal project. The question of vocational training has already been met in this Legislature, and an attempt has been made to work it out so that it will be cohesive and will function in joint cooperation with our state educational bureaus. The question of appropriations has also been

considered. One of the things we fear in the handling of veterans' affairs is a miscellaneous assortment of boards, bureaus and commissions charged with the responsibility of looking after the interests of veterans, because then suddenly you will discover it has become everybody's business and nobody's responsibility, and that is the thing the American Legion is trying to avoid.

The members of this committee, who have worked hard and sincerely in their desire to put across a veteran's program, are appreciative of the cooperation and sincerity of the gentleman from Washington county. We have tried to tell him that in our opinion his bill should be in Congress and not in the Legislature of the Commonwealth of Pennsylvania. We do not see eye to eye with what they do in the city of Washington, but we do not quite agree that this is a thing that Pennsylvania should do. When the bill was referred to the legislative committees of the American Legion, the Veterans of Foreign Wars, the Disabled American Veterans and the United Spanish American War Veterans, they were all of the opinion this bill should not be endorsed by the Legion, or by these other service organizations, because it did not comply with the type of legislation they felt the state should adopt.

Therefore, I want to say to the gentleman from Washington, when he makes this motion to discharge this committee, of which I am not a member, he is asking them to endorse a bill that has not as yet been sold to the very group he desires to help. It is not because they are turning their backs on the desires of the gentleman from Washington to help—we know he wants to help and we know his sincerity of purpose—but I want to say to him just as sincerely that his bill has been very seriously considered and that we do not approve of the type of legislation it proposes. We think we should let Congress, which has already recognized the weakness of the G. I. Bill, take care of it there, and that is why we have deliberately ignored his bill.

It is not the fault of the distinguished gentleman from Lebanon county, whose sympathetic reaction to the bill introduced by the gentleman from Washington, Senator Gourley, is well known all over this Senate. The gentleman from Lebanon would have liked to have released this bill, if it would have accomplished the things the gentleman from Washington desires it to accomplish, but in face of the fact that the gentleman from Washington could not even sell it to the service organizations it was supposed to help, you can not blame the Committee on Banking for keeping it buried.

It is not a question of the committee refusing to consider the bill; it is a question of the committee having considered the bill and not approving of the merits of that particular piece of legislation.

Mr. BARR. Mr. President, I wish I could believe everything said by the gentleman from Allegheny, Senator Walker, but unfortunately I can not. He gets up on the floor here and has the audacity to say that the state will cooperate with anything the government does for the soldiers, when we have a bill on our Calendar today, namely, House Bill No. 826, and I want to read one section from it. We all know, when this war is over, there are going to be many health programs for the returning veterans. Section 3 of this bill provides:

"Section 3. The Department of Health . . . . shall be required to comply with any regulations instructions, orders, or directives for the establishment of any specific standards . . . ."

Now, Senator Walker, I wish that what you said was true. Today we are going to vote on this bill, and if you believe in what you say, you will vote "no" on this bill.

Mr. WALKER. Mr. President, the gentleman from Allegheny, Senator Barr, who refuses at any time to stoop to politics, even on the floor of the Senate, was making that statement—not for political purposes? The bill which I think he refers to, House Bill No. 826, is known in the back alleys of the Capitol as the Dr. Stewart bill. Is that correct?

Mr. BARR. I do not know the name.

Mr. WALKER. Apparently he does not visit the back alleys. The question the gentleman raises is that there is a hiatus between the allegata and probata, . . . if I should vote in the affirmative on the bill he has just mentioned.

The whole question involved in the Dr. Stewart Bill, House Bill No. 826, has nothing to do with the veteran's program or with the bill which the gentleman from Washington is so sincerely trying to get passed.

May I gently point out to the gentleman from Allegheny, Senator Barr, that the question of hospitalization for veterans is exclusively a federal project, and from the very beginning of the foundation of soldier organizations, which took place in France early in 1919, the entire program of hospitalization was laid at the door of Congress, because they felt that is where it belonged, and I want to say, in spite of all the newspaper propaganda to the contrary, I think they have done a grand job in handling federal hospitalization. There have been mistakes made, but that is only the human element that enters into any project of this type, and the veterans administration has sincerely devoted its time to assist the veterans.

The bill which will take that money out from under the Department of Health has nothing to do with the resolution introduced by the gentleman from Washington, Senator Gourley; it is merely a very friendly gesture on the part of the gentleman from Allegheny, Senator Barr, to point out the idiosyncrasies of a left-handed Senator.

The PRESIDENT. The Chair calls to the attention of some of the members of the Senate that the motion to discharge the Committee of Banking from further consideration of Senate Bill No. 379 is the order of business before the Senate.

Mr. WALKER. That is right, Mr. President.

Mr. GOURLEY. Mr. President, I know my friend Senator Walker chooses his words with a great deal of care and caution; I know him to be an able lawyer.

I understood him to say it was his opinion that the responsibility for looking after the men and women discharged from the services was that of the federal government, and that the responsibility should not fall on the shoulders of the state of Pennsylvania to provide them with any relief or assistance which they might need that can not be secured today under the G. I. Bill of Rights. From his statement it apparently does not exist. He, by inference at least, admits to me as a lawyer that the provisions of the G. I. Bill are not sufficient to provide the remedies and relief we need.

I therefore think it is our duty, without question of

doubt, if the G. I. Bill does not have provisions which we need, that we should make them available for those who are going to need help or assistance.

This bill, which I introduced, specifically provides that if the G. I. Bill of Rights makes available the assistance that any man or woman might require, then they are not eligible for any relief under the so-called G. I. Bill which I introduced. Therefore I think it is our duty to pass this bill. Then, if Congress amends or corrects the conditions which exist, the soldier or the woman does not need to ask the state for aid, so in consistency, Mr. President, I would like to ask my colleagues to vote in favor of this resolution.

Mr. WALKER. Mr. President, I want to point out to the gentleman from Washington, Senator Gourley, with regard to my statement concerning the care and maintenance of veterans, my specific statement was—and I think the record will bear me out—that with regard to the hospitalization of veterans, that was strictly a federal program and the state was not participating in it. That was the gist of the idea that I wanted to put across.

Surely, the action of the Commonwealth of Pennsylvania, under the suggestions or recommendations of a number of members of the House and the Senate, from both political parties, on all of these bills that have been introduced and passed and signed by the Governor, would indicate that Pennsylvania is aware of its responsibilities and is taking care of them in every way they think feasible.

What I have been trying to point out to the gentleman from Washington is that his bill, which is in the Committee on Banking, was reviewed by the legislative committees of the several service organizations, and they, comprising both political parties, were of the opinion that the bill came under the heading of what should be a federal project and not a state project and, therefore, they did not approve the bill.

Mr. MALLERY. Mr. President, I have listened with a great deal of interest to the remarks made by my friend and colleague from Washington county, Senator Gourley, but as will occur now and then, the best of friends can not always agree. I agree with Senator Gourley, and with every member of the Senate, that nothing that we might do for the veterans who are giving their all would be too much.

I have been particularly interested, since the beginning of the war, in the establishment of a second injury fund, which, if enacted into law, would enable those veterans that come back home maimed to obtain gainful employment, because I think that nothing will be so helpful to the rehabilitation of those boys who come back maimed in some manner or another as gainful employment.

I took this matter up with my Congressman at home, I sold him on the proposition, and he introduced a bill in Congress and he kept me informed of the progress of his bill, and he told me that he had received a report that this was a matter that Congress did not care to act upon, but thought that it was a matter that should be taken care of by the states, inasmuch as some twenty-eight states had already set up second injury funds. I therefore introduced a bill in the Senate, and I have reason to believe that that bill will become law.

I mention that only because of the fact that there are certain things which should be done by Congress, and certain things that should be done by the states. If the G. I. Bill is inadequate, as my friend and colleague from Washington county has pointed out, it does occur to me that a more effective way of taking care of the veterans, not only from Pennsylvania, but from all over the United States, to whom we are likewise indebted, would be a resolution memorializing Congress to put the G. I. Bill in the very best shape that it can be put in, because, while we are indebted to our own veterans from Pennsylvania, we are certainly indebted likewise to all of the veterans, every one of whom is a citizen of the United States.

And the question recurring,

Will the Senate adopt the resolution?

The yeas and nays were required by Mr. GOURLEY and were as follows, viz:

YEAS—17

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
DiSilvestro,	Klein,	McGinnis,	Woodring.
Gourley,			

NAYS—30

Becker,	Edmonds,	Letzler,	Thomas,
Berger,	Farrell,	Mallery,	Troutman,
Blass,	Geltz,	Scarlett,	Tyler,
Bowers,	Heyburn,	Snowden,	Wagner,
Carr,	Homsher,	Stevenson,	Walker,
Chapman,	James,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Ealy,	Kephart,		

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, I desire to interrogate the gentleman from Butler, Mr. Carr.

The PRESIDENT. Will the gentleman from Butler permit himself to be interrogated?

Mr. CARR. I will, Mr. President.

Mr. HALUSKA. Does the Chairman of the Committee on Welfare, Public Assistance and Pensions have in his committee Senate Bill No. 525, sponsored by the gentleman from Luzerne, Senator Jones, and myself.

Mr. CARR. I do not know it by number.

Mr. HALUSKA. Mr. President, I desire to interrogate the gentleman from Montgomery, Mr. Edmonds.

The PRESIDENT. Will the gentleman from Montgomery, Mr. Edmonds, permit himself to be interrogated?

Mr. EDMONDS. I will, sir.

Mr. HALUSKA. Does the gentleman from Montgomery have Senate Bill No. 525 in the Committee on Welfare, Public Assistance and Pensions?

Mr. EDMONDS. I am sure, Mr. President, that bill was reported out. I will give you the date. That bill was considered by the committee at a meeting at which Senator Homsher was serving as Chairman. It was reported out, and when reported out it was recommitted by vote of the Senate, and since that time it has been resting in the committee. Every time I have called a meeting of the committee—and there will be a meeting tomorrow—I brought up the bill and asked whether

anyone wanted to report it out. So far there has been no call of that kind.

Mr. HALUSKA. Mr. President, I desire to interrogate the gentleman from Lancaster, Mr. Homsher.

The PRESIDENT. Will the gentleman from Lancaster permit himself to be interrogated?

Mr. HOMSHER. I will.

Mr. HALUSKA. Will the gentleman from Lancaster tell me what action was taken on Senate Bill No. 525 while he was acting in behalf of the gentleman from Montgomery as Chairman of the Committee on Welfare, Public Assistance and Pensions?

Mr. HOMSHER. Senate Bill No. 525 was reported out on the floor of the Senate and placed on the Calendar.

Mr. HALUSKA. Does the gentleman from Lancaster have knowledge of the fact that the bill went back to the committee for further study?

Mr. HOMSHER. The bill was recommitted to the committee, for what purpose I can not say.

Mr. HALUSKA. Does the gentleman from Lancaster have any knowledge whether or not the bill had any further study after it was recommitted.

Mr. HOMSHER. Unfortunately, I have attended but one meeting held by the committee on Welfare, Public Assistance and Pensions, since that date, and I do not know what action was taken in the committee.

Mr. HALUSKA. Senate Bill No. 525 was sponsored by the gentleman from Luzerne, Mr. Jones, and myself. It was introduced on March 14, came out of committee as committed, had first reading March 26, and the following day was referred back to committee, with the statement that it would be studied further and then re-reported out again.

I understand this is the last week of this session. If this bill has any hope whatsoever of coming out of committee, it must come out today, otherwise it can not pass both branches of this Legislature.

This bill deals directly with the bond that the indigent must sign before they can obtain any relief. I have tried for a number of years to impress my colleagues with the importance of the elimination of this accursed bond, and I was a happy man the day that I came to my desk and looked at my history and found this bill reported out, with the thought in mind it would pass that same week, but unfortunately for those for whom I am speaking, the bill was given one reading and then sent back to committee and up until this time it has peacefully rested in that same committee. Nobody seems to know just where it is or what might happen to it.

It is not my intention to speak long, but, for the final time in this session, I shall try briefly to impress you with the importance of this proposed piece of legislation. The people this bill affects are not here, they can not hear me talk; they are back home. They are old people, men and women who have given up sons and daughters to fight this very war we are in; men who have lost all they have had because of illness or age; men and women who are now in the sunset of life and have but a few years to live, and who, through no fault of their own, are dependent upon us to keep body and soul together.

Permit me Mr. President, to read to you part of a letter I received this morning from the city controller of the city of Johnstown, concerning a friend of his, wherein he states: "This case involves a mother who was forced to ask for mother's assistance during the depression days in order to keep body and soul together and take care of her three children. Her son sold newspapers on the streets of Johnstown during the days that she was receiving relief, and with those few pennies that young lad made, he kept up two $500 policies so that in case he might die his mother, a widow, might be able to live. This boy was killed in combat while defending the freedom, liberties and advantage of our country on German soil on the day of February 9, 1945."

Mr. President, the two $500 policies this boy paid for by selling newspapers are being held up because the Commonwealth of Pennsylvania has notified the Department of Public Assistance that they can not pay the face of the policies of $500 each, because both of them amount to over $500. Here is a widow back home who raised this boy, a boy who sold newspapers to pay the policy premiums, and now he is dead, and we here sit by idly and permit the Department of Public Assistance to reach out and grab, if you please, that last dollar.

I was hopeful that once and for all we would settle this issue. We have men here who wave the flag, wave it every day, but when it comes to supporting a bill of this type they sit by idly. Now they sit by idly because the people this bill affects can not come here and give us dinners, they can not take us out on parties, so we sit by idly and they are the forgotten men and forgotten women.

I dislike very much to take this action, Mr. President, but it is my only alternative, to ask that the Committee on Welfare, Public Assistance and Pensions be discharged and a record vote be taken to determine once again just who might be the friends of those who can not take care of themselves.

Therefore, Mr. President, I offer the following resolution and ask its immediate adoption.

RESOLUTION

TO DISCHARGE THE COMMITTEE ON WELFARE, PUBLIC ASSISTANCE AND PENSIONS FROM FURTHER CONSIDERATION OF SENATE BILL No. 525

Mr. HALUSKA offered the following resolution which was twice read as follows:

In the Senate, April 30, 1945.

Resolved, That the Committee on Welfare, Public Assistance and Pensions be discharged from further consideration of Senate Bill No. 525, entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure", said bill having been in the hands of said Committee for a period of ten days and more, having been referred on March 14, 1945.

RULE 39 SUSPENDED

Mr. HALUSKA. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be re-

ferred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection? The Chair hears none.

On the question?

Will the Senate adopt the resolution?

Mr. TALLMAN. Mr. President, it seems to me that what has occurred within the last hour on the floor of the Senate, with the repeated motions to discharge committees, becomes a very apparent move by the other side for apparently political purposes. I have no objection to these motions being made for purely political purposes, if that is the reason, but it seems to me that this motion on this bill is very ill-timed and unfair, in view of the statement of the gentleman from Montgomery, Senator Edmonds, in which he related the history of this bill and in which he said, as chairman of the committee, that he had since its recommittal drawn this bill to the attention of his committee, and that committee apparently did not desire to act upon the bill. It seems to me that this particular motion on this particular bill is very unfair and a motion which does not do justice either to the chairman of the committee or the members of the committee.

Mr. HALUSKA. Mr. President, I certainly regret that the gentleman from Lehigh felt compelled to make the remarks that my motion was ill-timed and that I should not have made this motion. I find no fault whatsoever with the chairman of any committee, I am not criticizing the chairman of the committee, but I do find fault with that committee as a whole. The gentleman from Lehigh stated very specifically that the chairman had presented this bill before the committee but the committee itself has failed to act.

I am aware of the fact that this motion is bad—it is bad for every man that votes against it, because it is affecting the men who can not come here and fight for themselves. I disliked making that motion, but had that bill come out of committee, there would be no reason to make such a motion.

Mr. JASPAN. Mr. President, in answer to my friend, the Senator from Lehigh, Senator Tallman, he said we have been standing up here for the past hour for political reasons, making motions to discharge committees from further consideration. Frankly, every motion made dealt with a very important problem, and for his information and for the information of all the Republican Senators, may I say that with respect to Senate Bill 439, as to which bill I asked that the committee be discharged from further consideration, that bill was not introduced by a Democrat, but was introduced by a Republican, Senator Farrell, so as to curry favor with the firemen of the city of Philadelphia, knowing full well that the bill would never be reported out and passed by both branches of the Legislature and signed by the Governor. I have in mind the bill which deals with a three platoon system.

I will give it to you right, so there is no question about it, and I will not kid or joke about it at all, but if you want facts you will have them.

This bill asked for three shifts for firemen. As it is now they have two shifts, one for fourteen hours and one for ten hours. That bill was introduced by a Republican, and not a Democrat—so that it is not politics on our side—after having made a definite promise to them that the bill would be reported out and that the Senate would act favorably and it would go to the House.

Let us be honest about it. The other side has been playing the game of politics since the beginning of this session. Governor Martin has promised much, with respect to the F.E.P.C. bill. In fact, politics has been mentioned with respect to labor, with respect to the school teachers, with respect to the cooperatives. What has happened? Nothing. Politics has been played. They played it up in the newspapers because they have a friendly press. We, unfortunately, do not have a friendly press, and consequently in the eyes of the public it appears that much has been done by Governor Martin and his group. Let us not kid ourselves, Mr. President and members of the Senate. We are not playing politics, we are not promising anything, because we do not have the votes—and when we did promise, we showed them back in 1937, when we had both a Democratic House and Senate, that we were capable of fulfilling our promises—but our Republican House today, and our Republican Senate, can not fulfill the promises made in the platform of Governor Martin and the Republicans.

And the question recurring,

Will the Senate adopt the resolution?

The yeas and nays were required by Mr. HALUSKA and were as follows, viz:

YEAS—19

Barr,	Haluska,	Leader,	Ruth,
Coleman,	Holland,	Margie,	Stiefel,
Cox	Jaspan,	McCreesh,	Troutman,
DiSilvestro,	Jones,	McGinnis,	Woodring,
Gourley,	Klein,	Rosenfeld,	

NAYS—28

Becker,	Ealy,	Kephart,	Taylor,
Berger,	Edmonds,	Letzler,	Thomas,
Blass,	Farrell,	Mallery,	Tyler,
Bowers,	Geltz,	Scarlett,	Wagner,
Carr,	Heyburn,	Snowden,	Walker,
Chapman,	Homsher,	Stevenson,	Wilson,
Cridel,	James,	Tallman,	Woodward,

So the question was determined in the negative.

LEAVE OF ABSENCE

Mr. COLEMAN. Mr. President, I ask unanimous consent to ask for a leave of absence.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COLEMAN asked and obtained leave of absence for Mr. DENT, on account of death in his family.

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess until 9:30 o'clock p. m.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to

AFTER RECESS

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the Chair.

The PRESIDENT PRO TEMPORE. The time of recess having elapsed the Senate will be in order.

BILLS SIGNED

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) announced that the Acting Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 59, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing rest periods, sick leave, hospital and medical expenses, and extra compensation in certain cases for police in counties of the second class.

Senate Bill No. 284, entitled:

An Act to amend section one of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 270), entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval, military, or other personnel, at the Soldiers" and Sailors' home at Erie, to the Department of Military Affairs for the maintenance and operation of said home," by including moneys received for the housing and maintaining of certain discharged service men.

Senate Bill No. 341, entitled:

An Act to repeal, except as to counties of the first class, clause (b) 1 of section one of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom."

Senate Bill No. 342, entitled:

An Act to amend section two hundred thirty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," requiring each register of wills to give to a joint and several bond, approved by the judges of the orphans' court and by the Governor.

Senate Bill No. 425, entitled:

An Act authorizing individual co-fiduciaries in certain cases to consent to holding of investments in the name of their corporate co-fiduciaries' nominee and validating such consents heretofore given

Senate Bill No. 488, entitled:

An Act to amend Section 3 of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" by making further provision concerning the revocation of credits given by a bank for items drawn on or payable at such bank.

Senate Bill No. 493, entitled:

An Act to repeal the special acts approved the twelfth day of March one thousand eight hundred sixty-six (P. L. 171) and the fourteenth day of February one thousand eight hundred sixty-seven (P. L. 207) relating to the fees of the sheriff, prothonotary register recorder clerk of courts and district attorney in Washington County

Senate Bill No. 526, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriation Acts page 59) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-three" providing a deficiency for indexing the Legislative Journal.

Senate Bill No. 631, entitled:

An Act to further amend section one thousand eleven of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565), entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations or persons; authorizing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," by providing that hereafter any claim for the amount of any deficiency in the funds, property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate shall have the same rank and priority upon liquidation by the secretary as receiver as is given to deposits and other claims enumerated in the third category set forth in said section.

Senate Bill No. 663, entitled:

An Act to further amend section one of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the third class; and imposing certain charges on counties," defining "County Employe" to include persons employed by independent poor districts.

Senate Bill No. 693, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections;" providing for payment of filing fees by cash in certain cases.

Whereupon,

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDENT PRO TEMPORE. At this time I would like to call to the Chair the Honorable Senator Ealy of Somerset County.

The PRESIDING OFFICER (Charles H. Ealy) in the Chair.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President and members of the Senate, as we sit here tonight in the Senate Chamber, in the mountains of Italy an American division is carrying on the fight for an economic way of life. This division, consisting of men from all states of the Union, has fought through one of the severest winters that Italy has ever experienced. In the mountains their only means of supply has been pack mules, they have lived on K rations, they have lived in the snow without shelter They have had to perform one of the most thankless tasks in the scheme of war. Any of you who have served in any war know that a delaying action is very thankless, but very necessary, because in the mountains of Italy sixteen divisions of the German army have been held back, delayed from going to Germany to bolster up the German forces.

This outfit, this division, is composed of Americans, Americans who, when they come back to America, unless we pass the proper type of legislation, will not have the same right to take their places in our economic way of life as their white brothers. The 92nd Division, which in World War 1 and in World War 2 covered themselves with glory, is a division consisting of American Negroes. When these American Negroes come back, fighting for an economic way of life, they are coming back, unless changes are made, to a life where they do not have the same right to a job as their white brothers.

Talk as you may, we all admit this war is a war to preserve a system or a way of life. When it is won, shall those who have died, those who come back, shall they share in that way of life? Oh, Mr. President, in America we speak much of economic democracy, of free enterprise, of the right to work. We know that in America in past years the Negro has not had a chance to take his part in our economic way of life. He, because he has a different colored skin, has been denied that right; although he may have the ability, yes, and the education, to fill a position, when he applies for a job his color is the one reason why they will not employ him.

You who sit in this Senate might say that this should be accomplished by education, but in America it is a government of law, and by laws we govern and correct any evils that may tear down our Constitution. That is why, Mr. President, tonight I am going to ask for the discharge of the Committee on Labor and Industry. They have had in that committee a bill to correct this condition, a bill which would give the right to the men who have fought for that right, who have fought to preserve the freedom of the world, the right to come back to America to work, the right to enjoy an economic democracy without any strings attached, regardless of race, color or creed, and that is what we in America want, that is what the people of America want, and that is what the people of Pennsylvania want.

Pennsylvania, the cradle of freedom. If the voice of the people of Pennsylvania were heard, I know that in this Senate this motion would receive an overwhelming majority. Under the control of a committee, a bill is kept in this committee and we in the Senate can not stand up and vote as our convictions dictate.

Therefore, Mr. President, I am not doing this to criticize the committee, but to help the committee. I know this committee would like to have this bill come out, but for some reason or another it has not come out. That, is why I say that we, the fifty members of this Senate should right this minute constitute ourselves a committee of the whole and vote to have this bill come out so that every member of this Senate can be counted, and in voting I want you to remember the Negroes who died in this war and in other wars, the Negro who was fighting, fighting for our way of life. I might say to you, just last Tuesday I read a letter from one of the commanding officers of the 92nd Division, who happens to be my nephew, and in this letter he said to me, "I do not know of any soldiers in this war who are doing a better job. There is one thing that is worrying them; is this way of life that they are fighting for going to be given to them when they come back, or is it going to be denied them."

That, my friends, and members of the Senate, is what we are going to vote on tonight, whether or not these millions of Negroes serving in the United States Army are fighting for the same way of life that we talk about but do not give them.

Mr. President, I offer the following resolution on behalf of Senator Rosenfeld and myself.

RESOLUTION

TO DISCHARGE THE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF SENATE BILL No. 566

Messrs. HOLLAND and ROSENFELD offered the following resolution which was twice read as follows:

In the Senate, April 30, 1945.

Whereas, Senate Bill No. 566 entitled "An act to eliminate and prevent discrimination in employment because of race, creed, color, national origin or ancestry, by employers, labor organizations, or other persons; creating the State Fair Employment Practice Commission as an independent administrative commission of the State Government; prescribing its powers and duties; defining discriminatory employment practices; authorizing the issuance and enforcement of cease and desist orders; providing for appeals to and conferring powers and imposing duties on the Courts of Common Pleas and the Superior Court; and prescribing penalties," was referred to the Committee on Labor and Industry on March 20, 1945, and has not been acted upon by said Committee, therefore be it

Resolved, That the Commitee on Labor and Industry is hereby discharged from further consideration of Senate Bill No. 566 entitled "An act to eliminate and prevent discrimination in employment because of race, creed, color, national origin or ancestry, by employers, labor organizations, or other persons; creating the State Fair Employment Practice Commission as an independent ad-

ministrative commission of the State Government; prescribing its powers and duties; defining discriminatory employment practicess; authorizing the issuance and enforcement of cease and desist orders; providing for appeals to and conferring powers and imposing duties on the Courts of Common Pleas and the Superior Court; and prescribing penalties."

RULE 39 SUSPENDED

Mr. HOLLAND. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

On the question,

Will the Senate adopt the resolution

Mr. MALLERY. Mr. President, I am glad to learn of the interest in the colored folk of Pennsylvania of at least some of the members on the Democratic side. My memory goes back to the year 1937, I believe it was, when a measure pertaining to the laboring people of Pennsylvania was introduced, and a gentleman for whom I have the greatest respect, the Honorable Homer Brown, a member of the House, introduced an amendment to what we then knew as the Little Wagner Labor Relations Act. The amendment simply provided that there should be no discrimination on account of race, creed or color.

As I recall, the then dominant party in this chamber unanimously opposed that amendment; the then minority party in the Senate unanimously decided to stand by that amendment. I know whereof I speak, because I was the lone minority member on the committee of conference appointed by the President Pro Tempore of the Senate. The minority member on the part of the Senate stood with the Honorable Homer Brown, as did likewise the minority member from the House, and notwithstanding the pressure to yield, we stood, and only because we stood is that amendment now in the Labor Relations Act, that there shall be no discrimination on account of race, creed or color.

As Senator Tallman well stated a few minutes ago, I am moved to believe that these motions to discharge committees are purely political. The present motive is to lead the colored people of Pennsylvania to believe that only the people on the other side are concerned about their welfare. That is not true. We have in my own community colored people whom I respect, and who respect me. There are people in that community, colored people, whom I am glad to employ, and they are glad to work for me, and I always get full service.

I am inclined to think, Mr. President, this motion is made for purely political reasons.

Mr. DENT. Mr. President and members of the Senate, I am glad to find there is at least one member on the other side that feels like we do on this matter, or at least in helping to get a bill out upon the floor that will deal with this problem once and for all.

If we are going back into history, I would remind the gentleman from Blair that in 1935, under Democratic sponsorship, the first equal rights bill in the state of Pennsylvania was passed, and it has been only because of lack of enforcement in succeeding years that this bill has been just a piece of paper.

The gentleman from Blair calls our attention to the fact that in 1937 we had the so-called Little Wagner Act up before the General Assembly for consideration. The primary purpose at that time was to write into law a statute that would guarantee to labor certain rights given them by the Constitution of the United States. When the amendment was offered it served to destroy the entire purpose of the original act. It was not defeated because it gave a worthy group of citizens rights that they are entitled to without any law being passed, but it was promoted and sponsored by the Minority Party at that time to endanger the passage of the so-called Little Wagner Act. In other words, it was the well known legislative trick of adding an amendment to kill a bill.

Tonight the issue is square; it is one that needs no elaboration from me. I am co-sponsor of the bill. The only reason the bill was introduced in the Senate was because we noticed, from the actions of the House, that the Brown bill, the one and only decent fair employment practice act before this Assembly, was going to be defeated in committee. We therefore introduced a like measure into the Senate.

The question tonight is not whether or not we have been wrong in the past, or whether or not the now Majority Party has been wrong in the past; the question before the members of the Senate tonight is whether this is the right or the wrong thing to do. The vote does not measure up as to whether I was wrong yesterday or you were wrong; it measures up to whether I am right tonight or you are right.

We know that the Lord, in his goodness, created all men equal, but after their creation man-made laws have made races inequal, and so we try here tonight, by the passage of this bill, by the forceful maneuver that we are now attempting, to bring this bill out before the Senate for a vote, to sort of equalize the races. No legislation passed in this General Assembly will equalize individuals, or put us on the same plane.

This bill not only deals with the Negro problem—it deals with problems affecting all minorities—and to hold up only the Negro problem is to call attention to one particular phase of the bill and, therefore, use that as a lever to either defeat or to pass the bill. We ask for the passage of this legislation because it affects all of us, whether we belong to a group that is in a minority, because of religious belief in certain communities and in certain spheres of influence, whether we belong to minorities because of racial background, or whether we belong to minorities because of color.

An old colored gentleman that worked with me years ago in a rubber plant said to me one day, after a heated debate upon the election of a committeeman to represent a certain department in a union conference—a certain young man, a colored boy, was a candidate, and he was not defeated because he did not have the ability; he was defeated because of his color—and later on in the afternoon I met this old gentleman, who was raised in the South, whose parents were slaves, and he said to me, "Johnny, have you ever noticed cows grazing in a field?" I said, "yes". He said, "have you ever noticed that cows are of different colors; there are black and white cows, there are brown and white cows, there are all black cows? Did you ever notice how they all graze

peacefully in the same field?" And I said, "yes", not at that time catching the significance, and he said to me, "why can't we who are created, too, in colors the same as cows, why can't we graze in the same fields?"

After all, all this bill does is to say that a man may, regardless of his race, regardless of his color, regardless of his creed, have the same chance to graze in the same field, that is all. Life at its best is only a short game. You can not deny human beings, created in the image of God, the right to provide for their families the things their families are justly entitled to.

You say, why is this motion coming at this late date. It is coming because we understand this is the last week of this session, and if we do not do something tonight, then this abominable condition will continue at least for a period of another two years, and so we say to the members of the Senate, forget your political party adherences, forget the things you might feel you might owe to any political leader, and say to yourselves, "do I at this time owe something to the men who helped to make it possible for me to live here in this great county," and they are no lesser men than we, regardless of their color.

Mr. HEYBURN. Mr. President, here tonight we are seeing practiced one of those little political tricks. Here is a bill that was introduced in the Senate, according to the History, on March 20. Nobody ever knew it was there. I attend two meetings of the Committee on Labor and Industry, of which I happen to be a member—and, Mr. President, the very man who made this motion, the gentleman from Allegheny, Senator Holland, is a member of that committee, and he never asked for consideration of this bill while I was there.

The gentleman from Allegheny, Senator Holland, knows that there is a tradition against the discharge of a bill from a Senate committee; that has not been done in the memory of anybody in this Senate tonight, I do not think. The Senate has been controlled by both parties during the time I have been here, Mr. President, and never during my career has a committee been discharged from consideration of a bill.

This vote tonight is not on this bill, and the gentleman from Allegheny, Senator Holland, knows that very well. He knows he made no attempt to get this bill out of committee, or even to have it considered, but he has seized on what he thinks is an opportune time, Mr. President, to play what he thinks is a little smart politics. He knows very well the Senate of Pennsylvania does not discharge committees, and has never discharged committees, and he knows the vote on a resolution to discharge a committee in this body is not a vote on a bill, and I say, Mr. President, it is silly. I think he is kidding nobody but himself, and I know the folks here tonight are too smart to be fooled by a political trick of that nature.

I ask the members of the Senate to vote down this resolution.

Mr. HOLLAND. Mr. President, I desire to interrogate the Chairman of the Committee on Labor and Industry.

The PRESIDING OFFICER. Will the gentleman from Potter, Senator Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. HOLLAND. Will the gentleman from Potter tell me whether I did not, at the last meeting of the Committee on Labor and Industry, ask him if the committee was going to consider this bill?

Mr. BERGER. The gentleman from Allegheny did not.

Mr. HOLLAND. Mr. President, at the last meeting of the Committee on Labor and Industry I asked the chairman about a particular bill hiding in that committee, which was presented by Senator Rosenfeld and Senator Dent and myself, and the gentleman said he did not think it was a good bill and that they were not going to consider it. That was in the committee, and I certainly did not think I was dreaming.

I would like to answer the gentleman from Blair county and also the gentleman from Delaware county. The gentleman from Delaware said this is a political move. I agree with him, it is a political move. It is based on a political philosophy. We have been in this session for quite a few months, and while this session was going on the political philosophy of the Majority Party was working and we have passed bills to make richer the insurance companies; we have passed bills to make richer the bankers; we have passed bills to protect the utilities; we have passed bills to help the large trucking industries; we have passed bills to help practically everybody in Pennsylvania, groups in any of the particular industries.

We today on this side of the Senate have also a political philosophy. The political philosophy of the Democratic Party is the philosophy of the common man of America, of the little people of America, of the people of America that have been kicked around. Therefore, everything you do in here is politics or has a political tinge. You should have a right to your philosophy as much as I have a right to my philosophy.

I believe the best way of helping America is by recognizing the common man and raising up the common man to the dignity that he deserves in America. I happen to believe in the philosophy of Henry Wallace, if you may ask, that the common man is the only important person in the world. It has been the common man who has fought the wars and won them, it is the common man that built America with his hands, he built your bridges, your industries; everything that was done was done by the common man, because without labor you can not do anything.

This is not a bill to help the Negro; this is a bill to help all who labor in Pennsylvania. You and I know it has been the scheme of our system for years to keep a reservoir of cheap labor back and not give them a proper position in the economy of life. As long as you can keep a man, because of his color, from going into a mill and getting a job on the basis of his own ability, you know you are going to have that cheap reservoir of labor. That is what we want to break down. We want to break that down in Pennsylvania so that there shall not be any cheap reservoir of labor. Why should there be? He is just as much an American as you and I are and he has the right, if he has the ability to do a job, to be given the right to do that job. That is all we are asking for. We are asking that you in Pennsylvania abide by the Constitution of the United States, which says that all men are created equal, and give them a fair right.

Call it politics if you want. Everything is politics. If the people today, who have been denied the right to work, use their political democracy that they should use,

they will get an economic democracy. For years in America you know what has happened. Those who exercise politics went to the capitols of the forty-eight states and the national capitol and there, through their politics, had laws passed to help the manufacturers, the railroads and the utilities. They were the ones who had the political democracy of America.

But we are in a new era in America today, we are in a new era in the world, where the little man has come into his own, where the little man knows, in order to get economic democracy, he must control political democracy. Call it what you may. You who represent the big interests in your philosophy have played it for years and years and years. Why do some of the industrialists give millions of dollars to political campaigns? Do they do it because they love the little man? No, they do it because they know legislation will be passed to let them get richer and be able to give more money.

All we ask of you members of this Senate is to remember that there is someone else in America, there is a little man, a common man. I would like to have you go into our districts, yes, the districts that we are fighting now to help, go with me into the alleys of the South Side and see what is in the windows of the South Side—those are the people I am trying to help—and you will see in the windows of those houses in the alleys three, four, five, six, seven stars representing boys who are fighting for a way of life.

That is what we are doing tonight, fighting to let them realize their dreams in the fox holes, to make them realize they are coming home, coming home to a decent job and a decent living at decent wages, and a right to go in and ask for that job, where they will not say to him, "are you black or white; are you Jew or Gentile?" No, he will take him because he is an American, because America is all the minorities. All the minorities made America. They were in that crucible, and as that crucible was melted Americans came out. Every minority has contributed something to America—that is why America is great—and that is why we, the members of the Senate, who are enjoying the privilege of representing the people of Pennsylvania, in this great America of ours, that is why we must recognize the minorities who fought the wars of America, who built America, who made America, and see that they are not denied the right to work because they are unfortunate enough to have a different colored skin or believe in a different religion.

Mr. WOODRING. Mr. President, I know the hour is late, and I do not mean to prolong this debate, but I feel I must make answer to my very close friend, the Majority Leader, the gentleman from Delaware, when he suggests that this move is a political move, when he suggests that the burden is on the sponsor of a bill to have that bill brought out, or on the committee member to have that bill brought out.

It all hearkens back to remarks I made on this same subject some few weeks ago, and which I am sorry have not yet been printed in the Journal so that I could read it and reiterate it word for word. My talk was on the committee system, as it has been practiced in this session and as it was practiced in the 1943 session, a system wherein most of the committees are permitted to pass upon only those bills which the committee chairman brings before them. It defeats the very purpose for which committees are set up; it deceives the citizenry of the great Commonwealth of Pennsylvania, who believe that all of the bills are being considered by all the members of the committees, which is not a fact. When I saw an exception to that practice—my friend from Clearfield, Senator Letzler, did have his committee pass upon every bill which was within his committee—I rose on the floor and commended that gentleman and thankked him, and told him that he, at least, had done, to my notion, a proper job as a committee chairman.

I am not taking issue against any particular individual. My complaint is with the system generally. I think that when bills are sponsored and submitted to a committee chairman, that chairman owes it, not to the sponsor alone, but to the people of Pennsylvania generally, to call that bill up for consideration. Had that been done in this case, the committee could have acted upon it, and whether it would have been brought upon the floor of the Senate or not is almost immaterial to the point I am trying to make, which is that the burden is not on the sponsor of the bill. The burden is not on my friend, Senator Holland from Allegheny, who I think did at the last meeting of the committee, of which I am a member, ask that this bill be considered. I remember distinctly that he spoke about the Brown fair employment practice bill, but that is immaterial. It is not his duty or my duty, as individuals, to ask that bills be considered by committees and committee chairmen. Bills ought to be presented before the committee members, so that they can act on all of them.

So far as being a political gesture by the members on this side, maybe it is and maybe it is not, but I make this challenge to the members on the majority side: support this resolution, vote "aye" for this resolution to discharge this committee, and then the bill will be before the Senate and we can act upon it and then by our votes, we can show you whether we are sincerely interested in this bill or not.

Mr. BERGER. In order that the record might be entirely correct on this, I want to call to the attention of both Senator Woodring and Senator Holland—Senator Dent had left the meeting, as I recollect—at the conclusion of the business of the meeting of the Committee on Labor and Industry we were sitting at a table, and, mark you, a number of the members had left, when Senator Holland said to me, and I believe I quote him correctly, "How about the F.E.P.C. bill?" I replied that we already had temporarily postponed action on Senate Bill No. 444, which seemed to meet with nobody's approval, and that the same subject matter of 566—I believe that is the correct number, Mr. President—was contained in another bill under consideration in the House, to which—I think Senator Holland will agree with this—he acquiesced.

Mr. ROSENFELD. Mr. President and members of the Senate, so that there will not be any question about our sincerity, and so that there will not be any talk from the other side about this being purely politics, I think we can do what we have often done in the past. This is a subject that I think we have all heard about, that a lot of us know about, and that some of us have studied very carefully. We are all familiar with it, I think.

If I may so suggest to the Chairman of the Committee on Labor and Industry, now would be a very good time

to call a five minute recess and have the committee meet and consider this bill.

Mr. COLEMAN. Mr. President, I had no intention of saying anything about this bill, but I can not sit idly by and let the Majority Floor Leader create an impression that this was a staged demonstration. As a matter of fact, in the afternoon session, when we were on the business of resolutions, the Majority Floor Leader may recall, when Senator Haluska rose to move to discharge the committee from consideration of a bill on the relief bond, that I went to him, before he was recognized, and asked him if he would yield the floor to Senator Holland, because I felt, following the motion of Senator Gourley to discharge a committee from consideration of the G. I. Bill of Rights, that it followed in proper sequence that Senator Holland should make his motion on the fair employment practices bill, because of the definite relationship between the two bills. And so I want to dispel the erroneous belief that because there happen to be in the Senate of Pennsylvania tonight a number of people who have a personal and a particular interest in the bill, that this is part of a well defined plan on the part of the minority to make political capital.

Somebody walked up to Billy Bryan in his hey-day and thanked him for the influence he had exercised in bringing about the successful conclusion of some project for the public good, and Bryan replied, "why, I don't deserve any credit; all I did was to turn on the faucet and let public sentiment flow in."

Mr. President, our motion has for its purpose the affording of a medium for the oral expression of sentiment on this particular bill; that, and for no other reason.

And the question recurring,

Will the Senate adopt the resolution?

Mr. HOLLAND. Mr. President, I ask for a roll call.

(During the calling of the roll the following occurred:)

Mr. HALUSKA. Mr. President, I ask that the roll be verified.

The PRESIDING OFFICER. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Farrell,	Mallery,	Tyler,
Blass,	Heyburn,	Scarlett,	Wagner,
Bowers,	Homsher,	Snowden,	Walker,
Carr,	James,	Stevenson,	Wilson,
Chapman,	Jones,	Tallman,	Woodward,
Crider,	Kephart,	Thomas,	

Mr. BARR. Mr. President, I would like to know how the Republican State Chairman, Senator Taylor, is recorded as voting.

Mr. TAYLOR. Mr. President, I have not yet voted on this motion, as I was called to the telephone before my name was reached in the calling of the roll. If it is not too late I would like to vote on this motion.

The PRESIDING OFFICER. The negative vote has not yet been verified. Are there any corrections?

Mr. TAYLOR. Mr. President, I would like to be recorded on this motion as voting "no."

The PRESIDING OFFICER. The gentleman from Dauphin will be so recorded.

Are there any further corrections? The Chair hears none. The negative roll will stand as verified

The vote on the consideration of the resolution is:

In favor of the resolution: 18

Opposed to the resolution: 28

The yeas and nays were required by Mr. HOLLAND and were as follows, viz:

YEAS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

NAYS—28

Becker,	Farrell,	Mallery,	Troutman,
Berger,	Heyburn,	Scarlett,	Tyler,
Blass,	Homsher,	Snowden,	Wagner,
Bowers,	James,	Stevenson,	Walker,
Carr,	Jones,	Tallman,	Wilson,
Chapman,	Kephart,	Taylor,	Woodward,
Crider,	Letzler,	Thomas,	Ealy,
			Presiding Officer

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. GOURLEY asked and obtained unanimous consent to address the Senate.

Mr. GOURLEY. Mr. President and members of the Senate, I assure you that anything I might state has nothing to do with politics. I speak to you from many years of representing labor unions, among which are the C.I.O., A. F. of L., United Mine Workers and independent labor unions.

In 1937 the Legislature passed an Act of Assembly which provided that no court had the right to issue a temporary injunction or a permanent injunction against any labor organization or any group of labor without the opportunity first being had for the representatives of industry and the representatives of labor to have a full hearing in court, with the right of industry and the right of labor to cross-examine any person or persons called by either party to the litigation which might be pending. That is the Act of 1937, P. L. 1198.

In 1939 the Legislature, apparently in its wise province at that time, amended the act of 1937 by providing that the provisions of the act of 1937, which I have referred to, would have no application to any labor dispute of any nature whatsoever which concerned, directly or indirectly, any labor agreement entered into between industry and a labor union, that it would have no application to any labor dispute where a majority of the employes have not joined

the labor organization, or where two or more labor organizations were competing for membership in the union.

It further provided that the provisions of law which I referred to would have no application to any person or employe of labor organizations which engaged in any course of conduct which would tend to violate the provisions of the act of 1937, known as the Pennsylvania Labor Relations Act. It further provided that it would have no application to any labor disputes where any employe, or any of the employes, were acting in concert in an effort to seize, hold, damage or destroy the plant, equipment or property of any industry.

Gentlemen, none of us like to have the finger of accusation pointed at us, whether it is temporary or permanent in nature, without an opportunity first being had to be heard. It is very easy for any person to point the finger of suspicion or the finger of guilt at you, and if you do not have an opportunity to stand on your feet and defend yourself or to answer the accusations that might be made against you, it is not fair for you to be considered guilty in the eyes of your fellowmen or in the eyes of God, when you do not have an opportunity to be heard, and I say this Act of Assembly that we have on these statute books does that, as far as labor is concerned. It means that industry, or your corporate interests, can go into court and secure a temporary injunction against a labor union, or representatives of labor, without those men or their organizations having a right to be heard, and I say that is grossly unfair and grossly unjust under our democratic way of life.

I am sorry that some of my colleagues on the other side are not listening to me. I have tried to be friendly with them and I have tried to be fair and I say, gentlemen, I am speaking to you sincerely.

I have been in court representing these labor unions and I know it is unfair for an attorney representing a corporate interest to go into court and get an injunction against a labor union without that labor union having the right to be heard, and that is what is on our statute books.

I, therefore, on January 22, 1945, with the co-sponsorship of my close friend, Senator Dent, introduced Senate Bill No. 139, which was referred to the Committee on Judiciary General on the same day. That bill only provides, gentlemen, that industry can not secure an injunction, temporary in nature, against any labor union or against the representatives of labor, unless an opportunity is had by both parties to be heard and to cross-examine and to find out what the facts are as they actually exist, except where there is a sit-down strike or where the employes or the labor union are endeavoring to seize, hold, damage or destroy the property of the employer, and what could be more fair? How many of you men would want to be placed in the position where any person could go into court and get a temporary injunction against you, without you having an opportunity to present your side of the case or to have legal counsel represent your interests?

I therefore feel, in the interest of labor, in the interest of fair practice, and in the interest of justice, that this bill should pass. It has not been, to the best of my knowledge, considered by the Committee on Judiciary General, of which I am a member. I therefore have no other alternative than to present the following resolution and ask for its immediate adoption, which will discharge the Committee on Judiciary General from further consideration of Senate Bill No. 139.

RESOLUTION

TO DISCHARGE THE COMMITTEE ON JUDICIARY GENERAL FROM FURTHER CONSIDERATION OF SENATE BILL No. 139

Mr. GOURLEY offered the following resolution which was twice read as follows:

In the Senate, April 30, 1945.

Resolved, That the Committee on Judiciary General be discharged from further consideration of Senate Bill No. 139, entitled "An Act to further amend section four and to amend section nine of the act approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1198), entitled 'An act relating to employes and organizations thereof; defining labor disputes; prescribing the procedure by which and the conditions under which injunctions may be granted in such disputes and the scope thereof; declaring certain undertakings and promises between employers and employes contrary to public policy and void; prescribing the nature of proof necessary in actions arising out of labor disputes against persons or associations; prescribing the terms and conditions for bonds to be furnished prior to the issuance of injunctions; prescribing the procedure in case of appeal from granting injunctions; limiting the duration of temporary and permanent injunctions in case of labor disputes and providing for the payment of costs and repealing all acts or parts of acts inconsistent herewith,' by extending the provisions thereof to certain additional cases and allowing courts to issue restraining orders in certain cases," said bill having been in the hands of said Committee for a period of ten days and more, having been referred on January 22, 1945.

RULE 39 SUSPENDED

Mr. GOURLEY. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

On the question,

Will the Senate adopt the resolution?

Mr. BARR. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. BARR and were as follows, viz:

YEAS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

NAYS—28

Becker,	Geltz,	Mallery,	Troutman,
Berger,	Heyburn,	Scarlett,	Tyler,
Blass,	Homsher,	Snowden,	Wagner,
Carr,	James,	Stevenson,	Walker,
Chapman,	Jones,	Tallman,	Wilson,
Crider,	Kephart,	Taylor,	Woodward,
Farrell,	Letzler,	Thomas,	Ealy, Presiding Officer

So the question was determined in the negative.

RESOLUTION

TO DISCHARGE COMMITTEE ON ELECTIONS FROM FURTHER CONSIDERATION OF SENATE BILL No. 302

Messrs. DENT and BARR offered the following resolution which was twice read as follows:

In the Senate, April 30, 1945.

Resolved, That the Committee on Elections be discharged from further consideration of Senate Bill No. 302, entitled "An act to further amend sections one thousand six hundred five and one thousand eight hundred forty-three of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled 'An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act; and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections,' permitting contributions to political campaigns by unincorporated associations," said bill having been in the hands of said Committee for a period of ten days and more, having been referred on February 12, 1945

RULE 39 SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

On the question,

Will the Senate adopt the resolution?

Mr. DENT. Mr. President and members of the Senate, I know it is useless to carry on a long drawn-out argument in favor of any resolution to discharge a committee, because it seems that it is a time-honored custom that no committee shall be discharged from consideration of any particular bill, regardless of the merits of that bill. Of course, to those who believe that tradition is right at all times, whether or not it serves the common good, then no argument will persuade them to alter their course. However, those of us who have been here over a period of years have discovered, much to our sorrow, that once a committee gets a bill, the chairman becomes the absolute boss, the chairman becomes the absolute custodian of the particular bill that has been introduced. I say that that is a very bad practice.

At no time, in the few years that I have been here, has this practice been carried so far as it has during this session. Committees have had important legislation, but have not even met to organize until the opportune moment presented itself, when bills to the liking of the chairman or the administration have been presented. If that is to continue as the practice, then I would suggest that we change our method of procedure in the General Assembly, and, before we introduce a bill, hand it to some individual that is a chairman and say, "Do you like this legislation or don't you? If you do not like it, let us save the bother of printing expense and drop it into the waste basket." Why should we burden the taxpayers of Pennsylvania with the cost of printing legislation that may perhaps aid the common good, when, if some person does not like it, some individual does not like it, then the bill is a dead issue.

This particular bill that I ask the discharge of the committee's consideration from is a bill that would repeal the infamous Farrell bill, the bill that takes away from the laboring people of Pennsylvania their constitutional right to participate in a free election. When I say that, I say it advisedly, because when you say to a man who labors that he can not contribute towards the success of any campaign, because if he does you will send him to jail for two years, then you are in a sense restricting the political activity of that individual, in that he can not support the men who support the policies or support the program that in turn will support his way of life.

So this particular bill which has been on the books of Pennsylvania since its introduction by Senator Farrell, is a piece of legislation that is eminently unfair even to a casual observer. If Senator Farrell wanted to continue on with this particular measure of his, then he should have, at this session of the Legislature, or at the time of the introduction of his original bill, placed an amendment in that bill and said it would also be a misdemeanor, with a jail sentence attached, for any Republican politician to go out and pay any individual labor leader six or ten thousand dollars to swing a labor union from the course of its political philosophy. If you do not let them contribute, you ought to bar them from taking money, you ought to stop any individual from receiving any kind of money on election day, and give the minority party a chance for its white alley in an election contest, where they are up against the money bags of this great Commonwealth.

I say that because, Mr. President, to your knowledge, and I am sure it is to your knowledge—

Mr. BARR. Mr. President, may we have order?

Mr. DENT. That is all right, they need not hear it and they will not read it.

Mr. President, I only speak for the record, to let the record stand out in the years to come, so that people of this great Commonwealth will know that we are not fearful of the contributions made by anybody. We allow the great contributions made by the Mellons, we allow the great contributions made by the so-called Frick Estate, we allow the great contributions made by the Pews and the Grundys. They are limited, we know, to a certain figure, but they are not limited to how many members of their family can contribute, so in the end the sum total is the same.

But you say to the man who works, whose very life blood is being drawn from his body by the legislation that the Majority Party sponsors and passes, you say to him, "you can not contribute a dollar towards the campaign expenses of any particular individual or party that stands for the things that you believe in."

I say to you, gentlemen, that the time has come—you may get away with it for many years, because individuals who participated in elections have been in the past history of this great Commonwealth very susceptible to the charm of money, and so this particular party that is now the majority party has always managed to maintain its majority by the use of money. However, when the issues are clearly stated to the people, and when the newspapers of

this great Commonwealth become free in every sense and say to the people, "these are the issues, these are the problems confronting you," I have no doubt but what the common people of this great Commonwealth will rise to the stature that they can attain and vote for those who would in their turn vote for them.

Mr. President, this is a gesture I know—it is only a gesture, there is not any hope of breaking down this time honored—time dishonored—tradition of the Senate that you can not discharge a committee chairman—not a committee, mind you—a committee chairman from the consideration of a bill. That is all we are asking for.

I remember, when we had control of the House of Representatives in 1935, we reduced the number of votes necessary for the discharge of a committee to five members less than the then minority Republican party had in the House of Representatives. We allowed them, with the use of their political caucus, to come upon the floor of the House and discharge any Democratic controlled committee from the consideration of any particular bill held by any chairman of any committee. We only ask the same consideration.

We do not introduce legislation just to see our names on bills We introduced this legislation because we believe it to be fundamentally right, and we are entitled to the privilege of voting yes or no upon that legislation here on the floor.

If there are too many bills introduced, then let us change the system, but let us not go on and continue year in and year out with the same old political philosophy that once a bill is introduced it is buried by the chairman, if he so desires, and so I ask the members of the Senate to again cast their vote, 32 to 18, to show how we stand.

Mr. FARRELL. Mr. President, this is one of the fairest acts that I could think of. It does not permit unincorporated bodies to contribute to political campaign funds. As you all know, there is a law in Pennsylvania today that no corporation can contribute to a campaign fund. This act does not mention labor. I defy the other side to show me one clause in it that mentions labor; I defy anybody on the other side to show me where it mentions labor unions. This act was passed by this Legislature two years ago. It was then known as Bill 304—and you all know I specialize in good bills. This act prevents, as I said before, unincorporated bodies from contributing to campaign funds. The laws of Pennsylvania prevent any corporate body from contributing, and why should there not be a similar law covering unincorporated bodies? They are both alike.

Mr. President, I simply want to tell you that I regard this as a good, fair act. It has been passed by this Legislature and it is law.

Mr. DENT. Mr. President, I do not want to get into an argument with the gentleman from Philadelphia, Senator Farrell. He believes it to be a good act—and we know that he introduces all good bills, some of them dealing with the burial of bodies—cemetery bills; and others dealing with the burial of labor—anti-labor bills.

I understand his description, and it does not tally with ours, so we will not get into a discussion over that. But we do think it is an eminently unfair proposition that this particular bill I am calling your attention to rests in a committee of which he is chairman. The very argument that I made previously is now brought to your attention forcibly. Here is a gentleman who is chairman of a committee; he does not like a bill, so the bill is never considered nor discussed by the committee. That is the thing I am trying to correct. That is the very evil that is seeping into legislative bodies to an extent, Mr. President, that we are now in a position where the most powerful man in the Senate on any bill is the chairman of the committee. That is not Democracy at work; that is the worst type of Fascism that I can imagine. This particular bill, according to the gentleman from Philadelphia, is fair because it only deals the same fate out to unincorporated bodies as is now being dealt to corporate bodies.

I might ask the gentleman from Philadelphia if he at any time ever considered the fact that corporations, with their great unlimited reserves, with the great wealth attached to the membership of the corporations through officers can contribute untold sums of money by the simple procedure of having individuals contribute $2,000 each or $1,000 each.

You can not find a man who digs coal, you can not find a man who works in a mill, who can contribute $1,000—how could he be expected to?—but he can, by his little wee bit of a contribution, a mite, add up to a sum that will in itself represent a figure that may be influential in getting the particular kind of people to represent him that ought to represent him.

Why, Mr. President, after the figures read into the Legislative Journal of the Senate of Pennsylvania by that eminent scholar of political figures, Senator Barr on the contributions made to the Republican Party, how anybody could call that particular legislation introduced by Senator Farrell, passed, and signed by the Governor of this Commonwealth, fair legislation, is beyond any reasoning of mine.

PARLIAMENTARY INQUIRY

Mr. WOODWARD. Mr. President, I rise on a parliamentary inquiry.

The PRESIDING OFFICER The gentleman from Philadelphia, Senator Woodward, will proceed.

Mr. WOODWARD. Mr. President, the lid having been off the Senate Chamber for an hour and a half, I am standing here now and saying I am suffering from battle fatigue and, having inspected the Democratic way of life, my parliamentary inquiry is, when do we take up consideration of the Calendar?

And the question recurring,

Will the Senate adopt the resolution?

The yeas and nays were required by Mr. DENT and were as follows, viz:

YEAS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

NAYS—29

Becker,	Geltz,	Mallery,	Troutman,
Berger,	Heyburn,	Scarlett,	Tyler,
Blass,	Homsher,	Snowden,	Wagner,
Bowers,	James,	Stevenson,	Walker,
Carr,	Jones,	Tallman,	Wilson,
Chapman,	Kephart,	Taylor,	Woodward,

Crider, Letzler, Thomas, Ealy,
Farrell, Presiding Officer

So the question was determined in the negative.

PERSONAL PRIVILEGE

Mr. RUTH. Mr. President, I rise on a matter of personal privilege.

The PRESIDING OFFICER. The gentleman from Berks will proceed.

Mr. RUTH. Mr. President and members of the Senate, I do not desire to discharge any committee, but I do ask for the sympathetic ear of the Committee on Municipal Government, because that committee has a bill, House Bill 647, which deals with the minimum standard of pay for poilcemen in third-class cities.

The policeman is an officer who is on duty twenty-four hours a day. He may be called out at any time, at his home, in bed, to go on duty, without extra pay There is no time and half time for policemen. We expect our servants of the law, our soldiers at home, to be upstanding men There was a time, which I remember, as well as you, when some of the policemen in some cities, when appointed to the force, they were given a club and they were told to go out and ring box 58 every hour, that is all they had to do.

But we have raised our qualifications for policemen, and now, when a man passes his civil service test, he must be skilled and prepared in the modern methods of handling crime, and yet we are giving them the lowest salary of any group in that class, and we are expecting from them a full twenty-four hours of service. I have known instances, when strikes have been called, where policemen were on duty as much as fourteen or sixteen hours out of every twenty-four, for six to seven months consecutively, without one cent of extra pay.

I know I have preached home rule about as much as any member of this Senate, and I believe in home rule. I believe in most instances salaries of local officers should be fixed by the local authorities, but with the policemen it is a different story. My mind goes back to the time when we set up the Liquor Control Board and the license system, and I recall very vividly at that time officials of third-class cities and other municipalities came to Harrisburg and asked that the license money be returned to the several municipalities for law enforcement. If you look at your records you will find that in 1943 and 1944, in those two years, the state turned back to forty-six third class cities a total of $10,600,000 in liquor license money, which was obtained, in the first place, under the guise of local law enforcement, but that money is used for everything else but local law enforcement, as many of us know who are around third class cities. Therefore the state has a direct interest in salaries of policemen in third class cities.

I am going back just briefly to an incident that I experienced in 1937 and 1938, when, as many of you know, we investigated conditions in Pennsylvania, and at that time I was thoroughly convinced, and I am today, that if we have a decently paid policeman we can do with a great many less than we have today, and have much better law enforcement, but if we pay our policemen so that at every Christmas or every birthday certain influential citizens drive by their beats and hand them a five dollar gift—it is just a gift, it is nothing large, but you and I know that any policeman is just as human as we are, and those kind friends who help out in emergencies by giving a five or ten dollar Christmas present, when they park at the wrong time or the wrong place, they just look another way, and there is no law enforcement.

I honestly feel it is the duty of the Legislature to insist that the cities of the third-class pay their policemen a living standard of wages, because we are contributing very largely, and have been, under the guise of returning liquor license fees for law enforcement, contributing to those cities for the very purpose of paying their policemen or law enforcement officers decent salaries.

Therefore I ask the members of the Committee on Municipal Government, which I understand will meet tomorrow morning, go to the committee meeting with a sympathetic interest in these men and report House Bill 647 to the floor. Thank you.

The PRESIDING OFFICER. The remarks of the Senator from Berks will be spread on the record. The Committee on Municipal Government will take heed.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. CHAPMAN. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 30, 1945.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Geo. V. Emerson, Neville Twp., Neville Island, Pittsburgh (25).

Miss Frances J. Hall, Pittsburgh, Hotel William Penn.

Miss Norma Lois Lachman, Brentwood.

Ladimer Malanchuk, Pittsburgh, 2610 Fifth Ave.

Miss Frances M. Skrabec, Pittsburgh, 2135 Brownsville Rd.

Mrs. Lois E. Thomas, Pittsburgh, 499 Union Tr. Bldg.

BEAVER COUNTY

Mrs. Ruth Caplan, Ambridge.

CHESTER COUNTY

Mrs. Edna S. Rissel, Pocopson Twp., P. O. Box 536, West Chester.

CLEARFIELD COUNTY

Mrs. Geraldine K. Kerr, Clearfield.

LACKAWANNA COUNTY

Miss Ruth S. Thomas, Scranton.

LAWRENCE COUNTY

Miss Isabel D. Rotnour, Ellwood City.

LUZERNE COUNTY

Mrs. Angela J. Luchetti, Exeter.
Spencer C. Masters, West Pittston.

MONROE COUNTY

Frank G. VanEtten, Smithfield Twp., P. O Box 54, Stroudsburg.

MONTGOMERY COUNTY

Mrs. Eleanor S. Cadmus, Lower Merion Twp., 329 Montgomery Ave., Merion Station.

PHILADELPHIA COUNTY

Edmond J. Collins, Phila., 5832 Master St. (31).
Mrs. Bertha C. Hatton, Phila., Fidelity-Phila Tr. Bldg., 135 S. Broad St. (9).
Samuel S. Litman, Phila., 256 S. St. Bernard St.
Miss E. Elizabeth Ritter, Phila., 1701 Arch St.
Mrs. Anna K. Smith, Phila., Packard Bldg. (2).

SCHUYLKILL COUNTY

Mrs. Marie P. Gebert, Tamaqua.

SOMERSET COUNTY

Mrs. Eleanor L. Vincent, Somerset.

WAYNE COUNTY

W. J. Cramer, Waymart.

EDWARD MARTIN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates set opposite their names:

ALLEGHENY COUNTY

Henry Romersa, Turtle Creek, May 4, 1945.
H. P. Burns, Pittsburgh, 977B Union Trust Bldg., May 5, 1945.
H. Fred Russell, Pittsburgh, Pitt Natl. Bank, 5th and Liberty Ave., May 5, 1945.

CARBON COUNTY

Mrs. Nora W. Schrader, Weatherly, May 5, 1945.

ERIE COUNTY

Donald Arbuckle, Erie, May 5, 1945.

FAYETTE COUNTY

B. C. Bell, Uniontown, May 5, 1945.
Mrs. Bess H. Hopwood, Uniontown, May 5, 1945.

LACKAWANNA COUNTY

Miss Marion E. McLauglin, Scranton, May 5, 1945.

MONTGOMERY COUNTY

Miss Jean McAleer, Jenkintown, May 5, 1945.

PHILADELPHIA COUNTY

Leo E. Brodsky, Phila., NE Cor. 3d & Lehigh Ave., May 5, 1945.
Miss Mary McGrory, Phila., Rm. 902 Fidelity Phila. Tr. Bldg., 123 S. Broad St. (9), May 5, 1945.
Miss Ethel Tyson, Phila., 203 S. 15th St., May 5, 1945.
Miss Adele Walton, Phila., 1608 Walnut St. (3), May 5, 1945.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. CHAPMAN and Mr. LETZLER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas.
Blass,	Haluska,	Margie,	Troutman,
Bowers.	Heyburn,	McCreesh,	Tyler.
Carr,	Holland.	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James.	Ruth,	Wilson,
Cox.	Jaspan.	Scarlett,	Woodring,
Crider,	Jones.	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy.
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

Two-thirds of all the Senators having "aye" the question was determined in the affirmative

Ordered, That the Governor be informed accordingly.

REPORTS FROM COMMITTEES

Mr. COLEMAN. Mr President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN, from the Committee on Elections, reported as committed, Senate Bill No. 514, entitled:

An Act to amend subsection (b) of section sixteen of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate

brokers, rental agents, and boards of school directors; and imposing penalties," requiring registrars to sit in voting precincts upon the petition of a certain number of qualified electors thereof.

Mr. STIEFEL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STIEFEL, from the Committee on Judiciary General, reported as committed, Senate Bill No. 784, entitled:

An Act to further amend Section 320 of an Act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth class; and revising, amending, and consolidating the laws relating thereto," as last amended by Section 4 of the Act approved the fifteenth day of June, one thousand nine hundred and thirty-nine (P. L. 365).

CALENDAR

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 527

Agreeably to order,

The Senate proceeded to the consideration of the Report of the Committee of Conference on House Bill No. 527 as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 527

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 527, entitled: "An Act to amend section four thousand three hundred one of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled 'An act relating to cities of the third class, and amending, revising, and consolidating the law relating thereto,' by further regulating the administration of the police pension fund."

Respectfully submit the following bill as our report:

C. ARTHUR BLASS,
CHARLES H. EALY,
CARLETON T. WOODRING,
(Committee on the Part of the Senate.)

ALBERT B. McCLESTER,
RAY L. RILEY,
ALBET C. READINGER.
(Committee on the Part of the House of Representatives.)

An Act to amend section four thousand three hundred one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the administration of the police pension fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four thousand three hundred one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 4301 Police Pension Fund Direction of Cities shall establish by ordinance a police pension fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three per centum of the pay of such member which fund shall at all times be under the direction and control of council but may be committed to the custody and management of such officers of the city or citizens thereof or corporations located therein as may be designated by the council and applied under such regulations as council may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in confromity with a uniform scale Any compensation paid to a corporate custodian of the Police Pension Fund shall be paid from the General Fund of the City

On the question,

Will the Senate adopt the report of the Committee of Conference?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margle,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative, and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of Senate Bill No. 296, as follows:

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties and providing for abatement of certain accrued interest and penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the period that any person is a member of the armed forces of the United States or in any women's organization officially connected therewith during any part of the war in which the United States is now engaged and until the termination of hostilities as determined by proclamation of the Governor no interest or penalties shall run on any tax levied by any political subdivisions of this Commonwealth on the real property of such person if owned by such person and if occupied as a residence by such person at the time of induction into such forces or organization or if purchased thereafter and occupied by the family of such person provided that this act shall not apply to apartment houses

All interest and penalties that have accrued on such property during such service and are unpaid are hereby abated

Section 2 The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question?

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas.
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the final consideration of Senate Bill No. 410, as follows:

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising prescribing penalties and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definition The following words and phrases shall for the purpose of this act have the meanings respectively ascribed to them in this section except where the context clearly indicates a different meaning

"Child Welfare Organization" shall mean any private institution society organization association or agency other than a family located or operating in the State of Pennsylvania whether incorporated or unincorporated which has among its functions protective services to children in their own homes or placement or care of children away from their own homes for full or part time in foster homes institutions or elsewhere with or without payment of board "Child Welfare Organization" shall not include any child caring agency which has been legally incorporated under the laws of Pennsylvania before the effective date of this act

"Department" shall mean the Department of Welfare of this Commonwealth

"Foster Family Home" shall mean any person or family not related by blood adoption or marriage to the child or who is not the duly appointed guardian of the person of the child who receives or cares for such child for full or part time with or without the payment of board

"Person" shall mean any individual or child welfare organization as defined in this section

"Related by Blood Adoption or Marriage" shall mean persons who are not more distant in degree of relationship than first cousins

"Secretary" shall mean the Secretary of Welfare of this Commonwealth

Section 2 Who May Receive or Care for Children Any child under sixteen (16) years of age may be received or cared for away from its parents by

(a) A certified child welfare organization (b) a public agency or institution authorized by law to receive and care for children (c) a duly appointed guardian of the person of such child (d) persons related to the child by blood adoption or marriage (e) licensed foster family homes (f) persons receiving and maintaining a child or children for the purpose of adoption (g) a child caring agency which has been legally incorporated under the laws of Pennsylvania before the effective date of this act (h) persons receiving and maintaining a child or children placed by the Municipal Court of Philadelphia the Juvenile Court of Allegheny County or any other court of this Commonwealth No child under sixteen (16) years of age may be received or cared for away from its parents by any other person organization agency institution or home

Section 3 Certification of Child Welfare Organizations Applications by child welfare organizations for certification under the provisions of this act shall be made on forms provided by the department and in the manner prescribed by the department Before issuing or renewing any certificate the department shall investigate the activities and standards of care of the applicant If satisfied as to the need for the agency as to the financial stability equipment good character and intent of the applicant and that its services are conducive to the welfare of children a certificate shall be issued All certificates shall be in force for one year from the date of issuance unless revoked as hereinafter provided and shall be issued annually on application by such organization Provided however That a provisional certificate may be issued to any organization whose services are needed but which is temporarily unable to conform to the standards of care established by the department as a requisite for certification Such provisional certificate may be granted for a period not exceeding one year and not more than two consecutive annual renewals may be issued unless within such time such organization meets the requirements of this section and the rules and standards of the department established under the provisions of this act

Child welfare organizations existing and operating upon the effective date of this act shall have three months from such date to apply for certification by the department before such organization shall be subject to the penal provisions of this act

Each certificate issued under the provisions of this section shall set forth in general terms the kind of child welfare work the agency is authorized to undertake the number and ages of children that can be received and the geographical area within which the agency is authorized to operate if it is certified to place and supervise children in foster family homes

A list of such certified child welfare organizations shall be compiled by the department and shall be sent annually to all courts having jurisdiction over juveniles to all institutions districts authorized by law to place children and to all certified child welfare organizations

Section 4 Refusal to Issue Revocation Review Any child welfare organization which violates any of the provisions of this act or any laws of this Commonwealth or the rules and regulations of the department made under the provisions of this act may have such certificate suspended or revoked as determined by the department A child welfare organization aggrieved by any action of the department refusing a certificate or renewal thereof or the suspending or revoking of a certificate may request the secretary for a review of the department's action and shall be entitled to a fair hearing of such complaint before the secretary or a representative appointed for such purpose

Section 5 Penalty Any child welfare organization which is not so certified or whose certificate has been suspended or revoked that receives cares for or places any child shall be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine of not less than one

hundred dollars ($100.00) or more than one thousand dollars ($1,000.00)

Section 6 Foster Family Homes Licenses Any foster family home receiving or caring for a child or children under the age of sixteen (16) years for full or parttime care with or without payment of board except those received or cared for under section 2 hereof shall be required to secure a license from the department in accordance with the rules and regulations of the department such license to remain in force for one year from the effective date stated in such license unless sooner revoked for cause or otherwise terminated or extended in accordance with the rules and regulations of the department Provided however That any person receiving for care a child or children from the same family for a period of not more than thirty (30) days need not secure a license When a foster family home receives or cares for a child or children over sixteen (16) years of age who are physically or mentally handicapped or otherwise in need of special care a license shall be required as in the case of children under sixteen (16) years of age

Any person or organization operating a foster family home upon the effective date of this act shall have three months from such date to apply for such license before such person shall become subject to the penal provisions of this act

Section 7 Requirements to Obtain License (1) Any certified child welfare organization authorized by law to place children which has approved a foster family home in which to place any child may recommend to the department that a license shall be issued to such foster family home On receipt of such recommendation the department shall issue a license to such home unless cause be shown for refusing a license and the department shall notify the child welfare organization court or institution district of its action

(2) In the case of all other applications for a license an employe or authorized agent of the department shall visit and inspect the foster family home for which such license is requested make such inquiry as the department may direct and file with the department a written report If it appears from such inquiry and report that the applicant maintains a home suitable for the care of children in accordance with the rules and regulations of the department the secretary shall cause a license to be issued in such manner as the department may provide

(3) All licenses issued under the provisions of this section shall be in the form prescribed by the department and shall be subject to renewal suspension revocation and review as in the case of certificates issued to child welfare organizations under the provisions of sections three and four of this act

Section 8 Removal from Foster Family Homes Whenever an employe or authorized agent of the Department shall find a child (a) placed in a home which is unsuitable and has no license where a license is required by this act (b) cared for in a licensed home but neglected or without suitable care or protection the secretary shall order the child's removal within 10 days by the agency or person which placed such child and if such order cannot be served upon such agency or person or if the child is not removed within the specified time the matter may be brought by the department before the juvenile court of the county wherein such child is located in such home for adjudication and disposition

Any person or agency aggrieved by the decision of the secretary in making any order of removal may request the secretary for a review of such action and shall be entitled to a fair hearing before the secretary or his representative appointed for this purpose From any decision of the secretary rendered thereon the person or agency aggrieved may appeal to the court of common pleas of the County wherein the person or agency aggrieved is located the decision of which shall be final

Section 9 Supervision of Licensed Homes Agents or employes of the department are empowered to enter and visit any homes licensed under the provisions of section six for the purpose of determining whether such homes are being maintained in accordance with the standards rules and regulations of the department Every licensed home except those recommended for license under the provisions of subsection one of section seven shall if practicable be visited by a department agent or employe at least four times a year

Section 10 Penalty Any person who shall care for or maintain a child in a family foster home which has not been licensed under the provisions of this act after the expiration of thirty days following notice from the Department of Welfare to obtain such license or for which the license has been suspended or revoked shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than Twenty-five dollars ($25.00) or more than One Hundred Dollars ($100.00) or to undergo imprisonment not exceeding one year or both in the discretion of the courts

Section 11 Advertising Prohibited unless Certified or Licensed Penalty It shall be unlawful for any child welfare organization which is not certified or for any foster family home which is not licensed under the provisions of this act to advertise hold out inducements or otherwise solicit for the caring of children

Any person or organization violating the provisions of this section shall upon summary conviction thereof be sentenced to pay a fine of not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100.00)

Section 12 Rules and Regulations The department is hereby authorized to promulgate such rules and regulations and set up such standards as it deems necessary to carry out the provisions of this act

Section 13 The provisions of this act shall not apply to bona fide boarding schools receiving only children of compulsory school age and meeting the requirements of existing laws relating to such schools

Section 14 Acts Repealed The act approved the fourteenth day of April one thousand nine hundred twenty-five (P. L. 234) entitled "An act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties" is hereby repealed

All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

Section 15 The sum of eighteen thousand dollars ($18,000.00) or as much thereof as may be necessary is hereby appropriated to the Department of Welfare for the two fiscal years beginning the first day of June one thousand nine hundred forty-five for the purpose of administering and enforcing the provisions of this act

Section 16 Effective Date The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. McCREESH. Mr. President, I just looked at the bill on the Calendar, Senate Bill No. 410, and it is impossible to tell now just what the bill does. The bill has been amended so often and so many times that I think, for the good of the Senate, it would be well to send this bill back to the Committee on Appropriations.

MOTION THAT BILL BE RECOMMITTED

Mr. McCREESH. Mr. President, I move that Senate Bill No. 410, the bill just read, be recommitted to the Committee on Appropriations.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MALLERY. Mr. President, I simply want to express my deep appreciation to the splendid women who, together with fine, honorable men, collaborated in the preparation of Senate Bill No. 410. Of all the pictures in this beautiful chamber, the one that appeals to me the most is the one which I face when seated at my desk. It is not the picture of Abraham Lincoln that enthralls me; it is the picture of the little child expressing innocence, and I am reminded—I may not be able to quote the words exactly—but the sense is that unless ye become as a little child, ye can not enter the kingdom of heaven.

The only purpose of this bill is to protect little children whose parents may be dead or whose parents have separated, and it become necessary for a foster parent to care for them. The great majority of foster parents, thank God, treat foster children kindly and as little children should be treated, but now and then—but too often—little innocent children do get into the hands of people who do not treat them as little children should be treated. I have bent backwards; I have not only done that, but I have almost ruined this bill in trying to meet objections to it. There are some eight provisions made in this bill.

Section 2 provides that any child under sixteen years of age may be raised or cared for away from its parents, by, first, a certified child welfare organization; second, a public agency or institution authorized by law to receive and care for children; third, a duly appointed guardian of the person of such child; fourth, persons related to the child by blood, adoption or marriage; fifth, licensed foster family homes; sixth, persons receiving and maintaining a child or children for the purpose of adoption; seventh, a child caring agency which has been legally incorporated under the laws of Pennsylvania before the effective date of this act; eighth, persons receiving and maintaining a child or children placed therein by the Municipal Court of Philadelphia, the Juvenile Court of Allegheny county or any other court of this Commonwealth.

The bill is fair, it does no one any harm, and I ask my colleagues to support the bill.

The PRESIDING OFFICER. The Chair calls attention to the fact that there is a motion before the Senate to recommit Senate Bill No. 410.

Mr. BARR. Under remarks, Mr. President, at this time I would like to agree with the gentleman from Blair, Senator Mallery, that he has been more than patient and has helped a great deal in putting amendments into this bill to meet the objections there were to the bill when it originally came to the floor of the Senate.

Mr. McCREESH. Mr. President, tonight we have heard a lot of discussions in regard to raises for school teachers and money for this, that and the other, and here we have a bill that carries an appropriation with it. I do not like to be fighting against the Senate, but I do say to you that it is a waste of time to pass a bill of this kind. The people I am interested in do not object to your bill, but they do object to our foster homes being drawn into your bill. My foster homes that I am trying to protect do not ask or need an appropriation; they are getting along very nicely. The schools that I represent do not ask for appropriations. All we ask of you is to leave our foster homes out of the bill, which you have not done, and I ask you to do so.

This bill, the way it is drawn up now, you can not tell what the bill intends to do. It is all right for a Senator to get up on the floor and say that the bill is all right. You fellows can vote for the bill or against it, just as you wish. I am telling you what I am here for, to vote against the bill, and that is what I am going to do.

MOTION TO RECOMMIT SENATE BILL No. 410 WITHDRAWN

Mr. McCREESH. Mr President, I am going to withdraw my motion to recommit Senate Bill No. 410 and give you fellows a chance to pass this legislation, which my people do not want. They want to be left alone. They are getting along nicely with their foster homes in Philadelphia, and all we need is more foster homes. The social workers should get together and band together and try to help those little kiddies instead of putting in legislation to examine and inspect little homes where there are two or three little kiddies. I think it is a disgrace. There is a law on the statute books today which says that you can inspect foster homes. What else do you want to do? What is back of the bill?

Why appropriate money to put this thing through when you have no money to pay school teachers, you have no money for appropriations, and you agree that in the next year or two years you do not know how much money these social workers will need to inspect foster homes.

So, Mr. President, I withdraw my motion in order to give the Senate a chance, for which they have been wishing for a long time, to go into the foster homes and upset and annoy, which they know nothing about The social workers you are going to give positions to, with salaries, do not understand little kiddies. I withdraw my motion.

Mr. DENT. I withdraw my seconding of the motion.

And the question recurring.

Shall the bill pass finally?

Mr. STIEFEL. Mr. President, I rise to say a few words against this bill. The French philosopher, Voltaire once said that he would rather have Mephisto legislate and Gabriel execute than Gabriel legislate and Mephisto execute

The execution of this bill is placed in the hands of people who, in my opinion, lack compassion and understanding. One of the most sacred things in modern life is the adoption of children. This bill militates against that sacred practice, because it will place under the jurisdiction of certain elements the supervision of adoption of children. There are many other weak spots in the bill that will deter many people from kind deeds.

This bill has been amended on several occasions. I can not recognize the bill at present. In my opinion it is a Frankenstein of amendments. It is like the white dove that left in the morning and came back home at night time as a black raven, or vice versa.

I can not understand the bill. I believe it is only an empty shell at present, after all the amendments have been placed in it, and for that reason I call upon my colleagues to vote against it.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barr,	Gourley,	Letzler,	Thomas,
Becker,	Haluska,	Mallery,	Troutman,
Berger,	Heyburn,	Margie,	Tyler,
Blass,	Holland,	McGinnis,	Wagner,
Bowers,	Homsher	Rosenfeld,	Walker,
Carr,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
DiSilvestro,	Kephart,	Stevenson,	Ealy,
Farrell,	Klein,	Tallman,	Presiding Officer
Geltz,	Leader,	Taylor,	

NAYS—5

Chapman,	Dent,	McCreesh,	Stiefel,
Coleman,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr President, I ask unanimous consent that Senate Bill No 543, on final passage, entitled:

An Act relating to establishing and regulating the Port of Chester creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters and prescribing its powers and duties regulating the acquisition transfer construction and use of navigation facilities providing for regulating services and fixing minimum rates for wharfage cranage and dockage authorizing acquisition and construction of facilities by the Commonwealth and the exercise of the right of eminent domain providing for the use and leasing of such facilities authorizing the abatement of nuisances and the correcting of improper conditions and collecting the cost thereof from the owner or occupant of harbor structures prescribing penalties and making an appropriation

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President I ask unanimous consent that Senate Bill No. 626, on final passage, entitled:

An Act to add section one point one to the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on certain waters

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 805, as follows:

An Act to amend Article VIII of the act approved the the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connection with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article VIII of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended by adding after section eight hundred sixty a new section to be known as eight hundred sixty point one and to read as follows

Section 860.1 Injuring Tampering with or Interfering with or Making Connection with Telegraph and Telephone Facilities Whoever wilfully and maliciously injures or destroys or permits procures or induces any one to injure or destroy any conduit cable wire line pole switchboard or other equipment or facilities belonging to any person engaged in furnishing telegraph or telephone service or severs disconnects obstructs removes or relocates to another place any such property of such person or whoever by any machine instrument contrivance wire or other means wilfully and maliciously and without authority from such person taps or connects with any wire cable junction box switchboard or other equipment or facility of such person or installs any wire instrument or other equipment or facility in connection with the said property of such person or knowingly attempts to receive or send or receive or send a communication by such means or permits procures or induces any of the aforesaid actions by another is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not exceeding one thousand dollars ($1,000) or undergo imprisonment not exceeding two (2) years or both

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher	Rosenfeld,	Walker,
Coleman,	James,	Ruth	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward
Dent,	Kephart,	Stevenson,	Ealy
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 827, entitled:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions limiting surcharges to the actual financial loss sustained and imposing penalties for certain actions and omissions.

On the question,

Shall the bill pass finally?

RECONSIDERATION OF HOUSE BILL No. 827

Mr. KEPHART. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 827 passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted "aye".

Mr. WALKER. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WALKER. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Act, Section 3, page 2, by striking out lines 3 to 6 inclusive; Amend Act, Section 4, page 2, line 7, by striking out the bold faced brackets before and after the numeral "3" and striking out the numeral "4"; Amend Act, Section 5, page 2, line 9, by striking out the bold faced brackets before and after the numeral "4" and striking out the numeral "5".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 29, as follows:

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further extending the time for present employes as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause one of section three of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the twelfth day of June one thousand nine hundred thirty-nine (P. L. 332) is hereby further amended to read as follows

Section 3 [An] A school employes' retirement association is hereby organized the membership of which shall consist of the following

1 All present employes including employes in the Pennsylvania Institution for the Instruction of the Blind Overbrook Philadelphia Pennsylvania the Western Pennsylvania Institution for the Blind Pittsburgh Pennsylvania the Pennsylvania Institution for the Deaf and Dumb Mount Airy Philadelphia Pennsylvania and the Western Pennsylvania Institution for the Instruction of the Deaf and Dumb Wilkinsburg Pennsylvania except those specifically excluded by paragraph three of this section who by written application to the Superintendent of Public Instruction shall elect before the first day of July nineteen hundred and [forty] forty-seven to be covered by the retirement system Provided That such employe shall at the time of making such application pay into the School Employes' Retirement Fund to the credit of the employes' annuity savings account as provided for in paragraph number six of section eight of this act an amount equal to what would have been at that date the contributions from the salary of such employe had the election to be covered by the retirement system been made prior to the first day of July nineteen hundred and nineteen

Section 2 Section twelve of said act as last amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2601) is hereby further amended to read as follows

Section 12 Should a contributor by resignation or dismissal or in any other way than by death or retirement separate from the school service or should such contributor legally withdraw from the retirement system he or she shall be paid on demand from the fund created by this act (a) The full amount of the accumulated deductions standing to his or her individual credit in the annuity savings account or in lieu thereof should be or she so elect (b) an annuity or a deferred annuity which shall be the actuarial equivalent of said accumulated deductions His or her membership in the retirement associations shall thereupon cease

2 Should an employe so separated from the school service return within five years and restore to the School Employes' Retirement Fund to the credit of the annuity savings account his or her accumulated deductions as they were at the time of his or her separation the annuity rights forfeited by him or her at that time shall be restored

Each employe who separated from school service prior to the first day of July one thousand nine hundred and [twenty-five] thirty-eight and who subsequently returned or shall return to school service prior to July first one thousand nine hundred and [thirty-four] forty-five after more than five years' absence shall at retirement for super-annuation be entitled to have full credit for each year of service in the public schools of Pennsylvania Provided

(a) He or she shall have rendered not less than [twenty] fifteen years of service in the public schools of Pennsylvania prior to the retirement and

(b) He or she shall have restored to the School Employes' Retirement Fund to the credit of the annuity savings account his or her accumulated deductions as they were at the time of his or her separation

Each employe who separates from school service after the first day of July one thousand nine hundred and [twenty-five] thirty-eight and who returns to school service after a longer absence than five years shall have

his or her annuity rights restored in accordance with the provisions of this paragraph provided he or she fulfills the conditions named in paragraphs (a) and (b) of this clause and in addition thereto (c) shall have left with the retirement board at least twenty per centum of his or her accumulated deductions at the time of his or her separation and (d) shall return to service prior to the age of [fifty-nine] sixty years

In no case shall an employe who has separated from school service and who later returned to school service after five or more years of absence be eligible to retirement on account of disability until he or she shall have rendered at least three years of service subsequent to such return

In any case the restoration of the accumulated deductions provided herein may be made by the payment of a lump sum or any actuarial equivalent approved by the retirement board

Subject to such rules and regulations as the retirement board may adopt the provisions of this act shall be applicable beginning July first one thousand nine hundred and twenty-five to all who are on the retired list of Pennsylvania public school employes at the time this bill becomes a law

3 Should a contributor die before retirement his or her accumulated deductions shall be paid to his or her estate or to such person as he or she shall have nominated by written designation duly executed and filed with the retirement board

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas.
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring.
Crider,	Jones.	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 40, on third reading, entitled:

An Act to amend or further amend the title and sections one five seven nine and ten of the act approved the eighth day of June one thousand nine hundred seven (P. L. 496) entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefore" excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

go over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 78, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) entitled as amended "An act to provide revenue for State purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation" by excepting and excluding therefrom the obligations of municipal corporations by exempting scrip bonds certificates and evidences of indebtedness held in certain employes pension trusts and held under certain circumstances for the benefit of non-residents of this Commonwealth and by making further provisions for the assessment collection and the making of payment of and report concerning the tax imposed by the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 17 and 18 of the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) entitled as amended "An act to provide revenue for State purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation" as last reenacted and amended by the act approved the eleventh day of July one thousand nine hundred forty-one (P. L. 361) is hereby further amended to read as follows

Section 17 State Tax on Scrip Bonds Et Cetera Imposition and Rate of Tax All scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any and every private corporation incorporated or created under the laws of this Commonwealth or the laws of any other state or of the United States and doing business in this Commonwealth and having a resident corporate treasurer therein except first class or nonprofit corporations are hereby made taxable for State purposes at the rate of eight mills on each dollar of the nominal value thereof during the calendar years one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two and one thousand nine hundred forty-three on reports filed for the calendar years one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one

thousand nine hundred forty-two and one thousand nine hundred forty-three or for any fiscal year beginning in the calendar years one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two and one thousand nine hundred forty-three and at the rate of four mills on each dollar of the nominal value thereof during the calendar years one thousand nine hundred forty-four and every year thereafter on reports filed for the calendar years one thousand nine hundred forty-four (or for any fiscal year beginning in the calendar year one thousand nine hundred forty-four) and for every year thereafter [and all scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any county city borough township school district or incorporated district of this Commonwealth are hereby made taxable for State purposes at the rate of four mills on each dollar of the nominal value thereof during the calendar year one thousand nine hundred thirty-eight and every year thereafter on reports filed for the calendar year one thousand nine hundred thirty-seven or for any fiscal year beginning in the calendar year one thousand nine hundred thirty-seven and for every year thereafter] Provided That whenever under the provisions of this section any private corporation shall become liable for such taxes upon evidences of indebtedness by it assumed or on which it shall pay interest it shall be the duty of such corporation not later than ten (10) days thereafter to give notice in writing to any person who may at such time be liable for the payment of any taxes upon such evidences of indebtedness under the provisions of the third section of this act that the corporation has assumed such indebtedness or the payment of the interest thereon and will deduct and pay the taxes imposed thereon by this section Such notice shall also be given before the first day of October of each and every subsequent year during which such corporation is liable for the payment of such interest Where any private corporation shall assume such evidences of indebtedness or the payment of interest thereon prior to the first day of October in any year and shall give notice as hereinbefore provided such corporation shall be relieved from the duty of deducting and paying the taxes imposed by this section for the balance of such year but shall deduct and pay said taxes for the ensuing year and the person to whom such notice shall be given shall for such ensuing year be relieved from the payment of tax under the provisions of the third section of this act upon such evidences of indebtedness so assumed or on which the corporation shall pay interest Where any private corporation shall assume such evidences of indebtedness or the payment of interest thereon on or subsequent to the first day of October in any year and shall give the notice as hereinbefore provided such corporation shall be relieved from the duty of deducting and paying the tax upon such evidences of indebtedness by it assumed or on which it shall pay interest for the balance of such year and for the ensuing year and the person to whom notice is so given shall pay the tax for the period for which the corporation is relieved upon such evidences of indebtedness so assumed or on which the corporation shall pay interest as provided for in the third section of this act Neglect or failure on the part of any corporation upon assuming any evidences of indebtedness or becoming liable for the payment of interest thereon to give the notice as herein provided and within the time prescribed shall make such corporation liable for the payment of taxes from the time when such evidences of indebtedness are assumed or for the entire period for which interest shall be paid Neglect or failure to give such notice before the first day of October of each and every subsequent year during which such corporation is liable for the payment of such interest shall make the corporation liable for such taxes for the year following without any deduction from interest due as hereinbefore provided Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to interest-bearing accounts in any bank banking institution savings institution employes' thrift or savings association whether operated by employes or the employer or trust company nor to any scrip bonds certificates or evidences of indebtedness held in any trust forming part of a stock bonus pension or profit sharing plan of an employer for the exclusive benefit of this employees or their beneficiaries which trust under the latest ruling of the Commissioner of Internal Revenue is exempted from Federal income tax And provided further That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the tax or any part tehreof provided for in this act or in the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the tax imposed herein on any of such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life insurance companies casualty or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and jointstock associations holding such securities as trustees executors administrators guardians or in any other manner except as executor or administrator of the estate of a non-resident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall be liable for the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for state purposes shall be taxed or taxable for county school or other local purposes And provided further That the provisions of this section shall not apply to personal property of the classes hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock association limited partnership bank or corporation formed created or incorporated by under or in pursuance of any law of the United States or of any person or persons copartnership or unincorporated association resident in this Commonwealth company joint-stock company or association limited partnership bank or corporation created or existing under the laws of this Commonwealth or doing business within this Commonwealth as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed created or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth or any such property whatsoever owned held or possesssed by any person or persons copartnership or unincorporated

association resident in this Commonwealth company joint-stock company or association limited partnership bank or corporation created and existing under the laws of this Commonwealth or doing business within this Commonwealth in the capacity of executor or administrator of a nonresident decedent or as trustee agent or attorney-in-fact for any resident or nonresident religious charitable scientific literary or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual

It is the intent of this act that all scrip bonds certificates and evidences of indebtedness made taxable under this section are not taxable under the third section of this act and that only such scrip bonds certificates and evidences of indebtedness which cannot be made taxable under this section are to be taxed under the third section of this act

Section 18 Reports and payment of the State Tax by Private Corporations [and Municipalities] It shall be the duty of the resident treasurer of each private corporation incorporated by or under the laws of this Commonwealth or the laws of any other state or the United States or any foreign country and doing business in this Commonwealth except non profit corporations and cooperative agricultural associations not having capital stock and not conducted for profit [and it shall be the duty of the treasurer of each county city borough township school district or incorporated district in this Commonwealth] upon the payment of any interest upon any scrip bond certificate or evidence of indebtedness issued or assumed by such corporation [county city borough township school district or incorporated district] or upon which it is liable for the payment of interest to residents of this Commonwealth and held by them to assess the tax imposed for State purposes by the seventeenth section of this act upon the normal value of each such scrip bond certificates or evidence of indebtedness and to report under oath or affirmation annually on or before the fifteenth day of March for the calendar year next preceding to the department the amount of such indebtedness owned held or in any manner possessed by residents of this Commonwealth [together with such information as the department may require Provided That such scrip bonds certificates and evidences of indebtedness shall be deemed to be owned held or possessed by residents of this Commonwealth unless it is established that they are not so owned held or possessed] as nearly as the same can be ascertained and it shall be his further duty to deduct the tax imposed by the seventeenth section of this act on the payment of any interest upon such indebtedness and return the same to the State Treasury through the department within the time prescribed by law and his compensation for his services shall be five per centum on the first one thousand dollars ($1,000.00) or fractional part thereof one per centum on all amounts over one thousand dollars ($1,000.00) and not over two thousand dollars ($2,000.00) and one-half of one per centum of all amounts over two thousand dollars ($2,000.00) Upon the payment of said State tax such scrip bonds certificates or evidences of indebtedness shall be exempt from all other taxation in the hands of the holder of the same

The time for filing reports may be extended taxpayers may be permitted to file their reports on a fiscal year basis and the procedure and penalties in case of failure to report and pay the tax shall be as prescribed by law

It is the intent and meaning of this act that the tax for State purposes imposed upon obligations of private and public corporations by section seventeen of this act shall be collected in the same manner as the tax heretofore imposed for State purposes upon such obligations

Section 2 The provisions of this act shall become effective immediately upon the date of its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring
Crider,	Jones,	Snowden,	Woodward
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 103, as follows:

An Act making an appropriation to the Department of Property and Supplies for additions repairs and improvements to the buildings and grounds of the Pennsylvania Soldiers and Sailors Home at Erie

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred fifty thousand dollars ($150,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for use at the Pennsylvania Soldiers and Sailors Home at Erie for altering improving adding to or replacing existing buildings for purchase of construction of a sewage treatment plant water supply systems electrical and other facilities for altering improving adding to or replacing any existing sewage treatment plant water supply systems electrical and other facilities for the purchase and installation of all necessary equipment in renovated buildings and for the payment of the cost of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 2 The amount of the foregoing appropriation to be expended for or upon any project shall be determined with the approval of the Governor by the Department of Property and Supplies after recommendation by the Department of Military Affairs

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,

Berger,	Gourley,	Mallery,	Thomas.
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman	Homsher,	Rosenfeld,	Walker,
Coleman.	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy
DiSilvestro.	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 122, as follows:

An Act to further amend section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by exempting and excluding therefrom all public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities by exempting personal property held in certain employee pension trusts and personal property held under certain circumstances for the benefit of non-residents of this Commonwealth and by exempting annuities and shares of stock of corporations liable to a gross premium tax and shares of stock of corporations relieved of the capital stock tax

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as last amended by the acts approved the twenty-ninth day of July one thousand nine hundred forty-one (P. L. 548 552 and 556) is hereby further amended to read as follows

Section 1 Be it enacted &c That all personal property of the classes hereinafter enumerated owned held or possessed by any resident which as used in this section shall mean any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such resident in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity or by any resident as trustee agent or attorney-in-fact jointly with one or more trustees agents or attorney-in-fact domiciled in another state where such personal property is held and managed in this Commonwealth except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which insures to the benefit of any private stockholder or individual for the use benefit or advantage of any other person copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation and the equitable interest in any such personal property of the classes hereinafter enumerated owned held or possessed by any resident where the legal title to such personal property is vested in a trustee agent or attorney-in-fact domiciled in another state or where the legal title to such personal property is vested in more than one trustee agent attorney-in-fact one or more of whom are domiciled in another state and one or more of whom are domiciled within this Commonwealth and such personal property is held and managed in another state and where such resident is entitled to receive all or any part of the income therefrom is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and except the public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and except the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities [and those made taxable for State purposes by section seventeen of the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) as reenacted and amended] all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen of the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) as reenacted and amended all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or Government except shares of stock in any bank bank and trust company national banking association savings institution corporation or limited partnership liable to a tax on its shares [or the capital stock or franchise tax imposed by section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) and its amendments and supplements] or a gross premiums tax or liable to or relieved from the capital stock or franchise tax for State purposes under the laws of this Commonwealth and all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital owing to individual citizens of the State [and the principal value of all annuities yielding annually over two hundred dollars] Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution employes' thrift or savings association whether operated by employes or

the employer or trust company nor to personal property held in the commercial department and owned in its own right by a banking institution savings institution or trust company in liquidation by a receiver trustee or by a banking institution in its own right but assigned other fiduciary nor to personal property formerly held by it to one or more trustees for liquidation and payment to the creditors and stockholders of such banking institutions it being the intent and purpose of this proviso that no tax be assessed or collected for the years one thousand nine hundred and thirty-five one thousand nine hundred and thirty-six one thousand nine hundred and thirty-seven one thousand nine hundred and thirty-eight one thousand nine hundred and thirty-nine one thousand nine hundred and forty and thereafter upon the personal property enumerated herein nor shall this act apply to the proceeds of any life insurance policy held in whole or in part by the insurer nor the principal value of annuities nor to any personal property held in any trust forming part of a stock bonus pension or profit sharing plan of an employer for the exclusive benefit of his employees or their beneficiaries which trust under the latest ruling of the Commissioner of Internal Revenue is exempted from Federal income tax And provided further That the provisions of this act shall not apply to building and loan associations or to shares of stock issued by building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or any part thereof or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life casualty or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on their shares or the aforesaid capital stock or franchise tax for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and jointstock associations holding such securities as trustees executors administrators guardians or in any other manner except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth nor shall the provisions of this section apply to personal property held for the use benefit or advantage of any resident who shall have in each of the ten preceding calendar years given or contributed all of his net income to any corporation organized or operated exclusively for religious charitable scientific literary or educational purposes

The value of the equitable interest in any personal property made subject to tax by this section shall be measured by ascertaining the value of the personal property in which such resident has the sole equitable interest or in case of divided equitable interests in the same personal property then by ascertaining such part of the value of the whole of such personal property as represents the equitable interest of such resident therein

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. BARR. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1 (Sec. 1) page 5, lines 20 and 21 by striking out the words "or a gross premiums tax or liable to or" in line 20, and the words, "relieved from the capital stock or franchise tax" in line 21; Amend Section 1 (Sec. 1) page 6, lines 22 to 29 inclusive by striking out the words "nor shall this act apply to the proceeds of any" in line 22, all of lines 23 to 29 inclusive; Amend Section 1 (Sec. 1) page 7, line 1, by striking out the words "income tax"; Amend Section 1, (Sec. 1) page 7, line 18, by striking out the word "casualty"; Amend Section 1, (Sec. 1) page 8, lines 18 and 19, by striking out the word "or" in line 18, and the words "acquired with proceeds of money or property received" in line 19.

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

REQUEST THAT BILL GO OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 122, on final passage, go over in its order in order that we may have time to study it.

The PRESIDING OFFICER. Is there objection?

Mr. HEYBURN. Mr. President, I object.

Mr. BARR. Mr. President, in view of the fact this is a House Bill, I ask that it go over in order, so that the members of the Senate may have time to examine the amendments. If the bill should be brought up for final reading tonight, I would naturally have to vote for it, because there are many good things in the bill but I request that it go over in order so that we will have time to read these amendments.

The PRESIDING OFFICER: Is there objection?

Mr. HEYBURN. I regret that I will have to object to the request of the gentleman from Allegheny. We are trying to adjourn this session sine die. There is a tremendous printing problem, and the larger we keep the Calendar the less chance there can be of the printer keeping up.

Mr. BARR. Mr. President, I do not think that is a reasonable answer or excuse, that the Calendar has to be printed. The bill does not have to be reprinted to show what my amendments were. I do not think any of the gentlemen over there can tell me at this moment the meaning of the amendments I offered to this bill. I just heard the gentleman from Delaware request two bills go over in order which deal with his county, Senate bills. I think he should be consistent.

The PRESIDING OFFICER. There is objection to the bill going over in its order.

MOTION THAT BILL GO OVER IN ORDER

Mr. BARR. Mr. President, I move that House Bill No. 122. Printer's No. 487, on final passage, go over in its order.

Mr. McGINNIS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. BARR and were as follows, viz:

YEAS—16

Barr,	Haluska,	Leader,	Rosenfeld,
Coleman,	Holland,	Margie,	Ruth,
Cox,	Jaspan,	McCreesh,	Stiefel,
Gourley,	Klein,	McGinnis,	Woodring.

NAYS—30

Becker,	Farrell,	Mallery,	Tyler,
Berger,	Geltz,	Scarlett,	Wagner,
Blass,	Heyburn,	Snowden,	Walker,
Bowers,	Homsher,	Stevenson,	Wilson,
Carr,	James,	Tallman,	Woodward,
Chapman,	Jones,	Taylor,	Ealy,
Crider,	Kephart,	Thomas,	Presiding Officer
Dent,	Letzler,	Troutman,	

So the question was determied in the negative.

And the question recurring,

Shall the bill pass finally?

Mr. McGINNIS. Mr. President, I want to warn the Senate that while part of this bill is all right, it relieves municipalities of taxes, but at the same time it also exempts annuities and shares of stock of corporations liable to gross premium tax and shares of stock of corporations are relieved of the capital stock tax. In other words, it is just repeating what has been going on here during this entire session, whittling down taxes on certain corporations so that the tax will have to be shifted back on to real estate in Pennsylvania.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Mr. BARR. Mr. President, I desire to explain my vote. You have heard the remarks of the gentleman from Allegheny, Senator McGinnis. The first amendment to this bill relieves municipalities of a certain tax, but the other amendment, as he said, is just another of a series of bills that have been introduced to put the burden of taxes back on the small home owner and the small taxpayer in the state, by adding these other amendments, but due to the fact that it does relieve the municipalities of some tax, that is my reason for voting "aye" for the bill.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 135, as follows:

An Act fixing the salaries of State Mine Inspectors under the jurisdiction of the Department of Mines in this Commonwealth and the expenses incident to this office

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 On and after the passage of this act the salary of mine inspectors of this Commonwealth shall remain at four thousand eight hundred dollars ($4,800.00) per annum together with the necessary expense incidental to the performance of their duties under the law which money shall be paid in the manner now provided by law provided however that upon the recommendation of the Secretary of Mines with the approval of the Governor the salary of any mine inspector who has continuously served as such for four years shall be increased to five thousand four hundred dollars ($5,400.00) per annum together with the necessary expense incidental to the performance of their duties under the law which money shall be paid in the manner now provided by law

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 Effective Date This act shall become effective on the first day of June one thousand nine hundred forty-five

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. HALUSKA. Mr. President, I desire to interrogate the gentleman from Mercer, Mr. Thomas.

The PRESIDING OFFICER. Will the gentleman from Mercer permit himself to be interrogated?

Mr. THOMAS. I will, Mr President.

The PRESIDING OFFICER. The gentleman from Cambria will proceed.

Mr. HALUSKA. Can the gentleman from Mercer inform this body as to the purpose of this bill.

Mr. THOMAS. Mr. President, this is to permit the Secretary of Mines, with the approval of the Governor to increase the pay of mine inspectors from $4,800, I believe, to $5,400.

Mr. HALUSKA. Can the gentleman from Mercer tell me whether all mine inspectors must be qualified before they are permitted to take this job?

Mr. THOMAS . I think they are.

Mr. HALUSKA. Does the gentleman know of any mine inspectors who are not qualified?

Mr. THOMAS. Will the gentleman please repeat his question?

Mr. HALUSKA. Does the gentleman from Mercer know of any mine inspectors who are now employed as such but are not qualified to be mine inspectors?

Mr. THOMAS. No, I do not know of any.

Mr. HALUSKA. Then upon what basis would the gentleman from Mercer say that the Secretary of Mines might base his opinion—that is, according to the bill, upon his recommendation, certain men may be granted the increase and others not. Upon what basis will he make that recommendation?

Mr. THOMAS. That is up to the Department of Mines. I have no idea how he would do it.

Mr. HALUSKA. The gentleman from Mercer has no idea as to how he might make the recommendation to the Governor?

The gentleman from Mercer has admitted that every mine inspector must be qualified before he is given that title. Does the gentleman know of any who are not giving good service?

Mr. THOMAS. No sir.

Mr. HALUSKA. Then does the gentleman see any good reason why some might be recommended and others not?

Mr. THOMAS. I think that is very possible, some might be better than others.

Mr. HALUSKA. The gentleman, of course, realizes that this is not a laughing matter. Mr. President, I am getting no place fast with my interrogation.

I wish to point out that I am much in favor of the increase as granted in this bill, but I am very much opposed to the method employed. As I pointed out here last week, a mine inspector deals directly with the lives of countless thousands of men, he passes upon their safety of working conditions, and unless he is qualified certainly he has no right to be appointed a mine inspector.

Under our laws in this Commonwealth, once you are appointed and serve for four years, then once again you must requalify and take an examination, and then, if you are found to be fit and a good mining man, you are permanently appointed.

The bill nows reads that if you have worked for four years as a mine inspector, then, upon recommendation of the Secretary of Mines to the Governor, only then can you be granted the increase. I can not see the wisdom of it. A mine inspector is placed under the whip of a coal operator and if he should make a recommendation contrary to the wishes of the coal operator, he can be threatened and made to withdraw his objections as he might find them down in the bowels of the earth, and the coal operator can, if he might have a friendly Secretary of Mines, deny this man the right to be granted the increase. So all you might have done in this session for the coal miner, right now you are taking that away from him.

All afternoon and all evening members on the right side of the Senate have talked about political gestures, and here, for the first time, you are placing the mine inspector right on a political basis, where he must lick the boots, if you please, of the Secretary of Mines and of the Governor before he can be granted an increase in wages. I think you are making a serious mistake.

I will vote for this bill and ask my colleagues to vote for it, but I assure you it will come back to haunt you in a short time.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 175, as follows:

An Act to further amend sections four ten twelve sixteen seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by further regulating boxing sparring and wrestling matches and exhibitions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the four-

teenth day of June one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" as amended by the act approved the twenty-ninth day of April one thousand nine hundred twenty-nine (P. L. 860) is hereby further amended to read as follows

Section 4 Boxing sparring and wrestling matches or exhibitions are hereby allowed except on Sundays The commission shall have and hereby is vested with the sole direction management control and jurisdiction over all such boxing sparring and wrestling matches or exhibitions to be conducted held or given within this Commonwealth and it is hereby authorized to issue licenses and permits therefor No such boxing sparring or wrestling matches or exhibitions shall be conducted held or given within the Commonwealth except in accordance with the provisions of this act The commission shall issue under its hand and seal annual permits in writing for holding such boxing sparring or wrestling matches or exhibitions but only to persons or corporations duly licensed as hereinafter provided by said commission which permits may be revoked or suspended after hearing upon violation of any of the provisions of this act or any rule regulation or order of the commission However the commission in its discretion may fix a fine or fines which if paid can be accepted in lieu of any revocation or suspension of permit The commission is hereby further given the sole control authority and jurisdiction over all licenses and permits to hold boxing sparring or wrestling matches or exhibitions and over all licenses to any and all persons who participate in such boxing sparring or wrestling matches or exhibitions as hereinafter provided The commission in its discretion is authorized to make an promulgate rules and regulations not inconsistent with any of the provisions of this act as amended

Section 2 Section twelve of said act as amended by the act approved the eighth day of May one thousand nine hundred forty-three (P. L. 255) is hereby further amended to read as follows

Section 12 No person under the age of eighteen years shall participate in any boxing sparring or wrestling match or exhibition [and no children under sixteen years of age shall be permitted to attend as spectators] Provided That persons sixteen and seventeen years of age may participate in amateur boxing sparring and wrestling matches or exhibitions with other persons not over seventeen years of age under such regulations as the State Athletic Commission shall prescribe No children under fourteen years of age shall be permitted to attend such matches as spectators and no children between fourteen and sixteen years of age shall be permitted to so attend unless accompanied by their parents or guardian

Whoever violates any of the provisions of this section shall upon conviction thereof in a summary proceeding be sentenced to pay the cost of prosecution and a fine not exceeding one hundred dollars ($100) for each such offense and in default of the payment thereof shall be imprisoned for a period not exceeding sixty (60) days

Section 3 Section ten of the said act as amended by the act approved the twenty-ninth day of April one thousand nine hundred twenty-nine (P. L. 860) and further amended by the act approved the twenty-eighth day of April one thousand nine hundred thirty-three (P. L. 98) is hereby further amended to read as follows

Section 10 No boxing or sparring match or exhibition shall be more than fifteen rounds in length nor shall such rounds be more than three minutes each No boxer shall be allowed to participate in more than fifteen rounds within twenty-four consecutive hours The commission may in respect to any bout or in respect to any class of contestants limit the number of rounds of a bout within the maximum of fifteen rounds At each boxing or sparring match or exhibition there shall be in attendance at the expense of the corporation or person a duly licensed referee who shall direct and control the same Before starting such contest the referee shall ascertain from each contestant the name of his chief second and shall hold such chief second responsible for the conduct of his assistant seconds during the progress of the contest The referee shall have the power in his discretion to order held any remuneration or purse belonging to the contestants or one of them if in his judgment such contestant or contestants are not honestly competing This purse or remuneration shall be turned over to the commission and the contestant or contestants shall be given a hearing at the next stated meeting of the commission when final disposition of such purse or remuneration shall be made Any remuneration or purse or part thereof forfeited by the commission shall be paid into the State Treasury for the use of the Commonwealth There shall also be in attendance at the expense of the corporation or person two duly licensed judges who shall at the termination of each such boxing or sparring match or exhibition render their decision If they are unable to agree [the decision shall be rendered by] the referee shall cast his vote and all three votes shall be considered togther to arrive at the decision but unless one of the participants receives two of the three votes so cast then the match shall be declared a draw Each contestant shall wear during such contest gloves weighing not less than five ounces if such contestant is a lightweight or in a class of less weight and six ounces if such contestant is in a class heavier than the lightweight class

Section 4 Section fifteen of the said act is hereby amended to read as follows

Section 15 Any license herein provided for may be revoked or suspended after hearing by the commission for the reason therein stated that the licensee has in the judgment of the said commission been guilty of an act detrimental to the interests of boxing or wrestling However the commission in its discretion may fix a fine or fines which if paid can be accepted in lieu of any revocation or suspension of permit

Section 5 Section sixteen of the said act as amended by the act approved the twenty-ninth day of April one thousand nine hundred twenty-nine (P. L. 860) and further amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1698) is hereby further amended to read as follows

Section 16 Before a license shall be granted to a promoter partnership corporation or person such promoter partnership corporation or person shall execute and file with the commission a bond in such sum as shall be determined by the commission but not less than three thousand dollars All such bonds shall be in a form adopted and supplied by the commission and shall be approved as to form and sufficiency or sureties thereon by the commission and the Department of Justice and shall be conditioned for the faithful performance by said promoter partnership corporation or person of the provisions of this act and the rules and regulations of the commission With each bond filed there shall be paid to the commission a filing fee of ten dollars ($10.00) No such license shall be issued until such bond is approved and filed and the filing fee paid In case of default in the performance of any of the conditions prescribed by this act or by the rules and regulations of the commission the commission shall impose upon the delinquent promoter partnership corporation or person a penalty in the sum of not more than the amount of the bond for each offense which shall be recovered by the Attorney General in the name of the Commonwealth in the same manner as other penalties are recovered by law Any amount so recovered shall be paid to the State Treasurer for the use of the Commonwealth Funds due contestants managers or officials shall be recovered on the bond paid into the General Fund and such contestants man-

agers or officials shall be reimbursed by vouchers presented in the usual way against the funds appropriated to the State Athletic Commission

The failure on the part of any promoter upon postponement cancellation or default of any scheduled match to reimburse holders of tickets who have paid full purchase price thereof within ten days from the date of the original scheduled match shall be sufficient cause to warrant a forfeiture of the bond and imposition of penalty by the State Athletic Commission as hereinbefore provided From such fund realized on any such bond ticket purchase price refunds may be made on the order of the State Athletic Commission to persons who are purchasers at full face value of tickets issued by the promoter whose bonds has thus been forfeited No person who has purchased tickets at less than full face value or persons receiving complimentary tickets shall receive any ticket purchase refund

Section 6 Section seventeen of the said act as amended by the act approved the twenty-ninth day of April one thousand nine hundred twenty-nine (P. L. 860) further amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 658) further amended by the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 551) further amended by the act approved the twenty-sixth day of May one thousand nine hundred thirty-three (P. L. 1084) and further amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1698) is hereby further amended to read as follows

Section 17 Each applicant for a license shall before a license is issued by the commission and annually thereafter during the life of such license pay to the commission a license fee as follows Promoters partnerships corporations or persons in cities of the first class where the building or structure has a seating capacity of two thousand or less one hundred dollars where the seating capacity is from two thousand and one to five thousand one hundred and fifty dollars where the seating capacity is five thousand and one or more two hundred and fifty dollars in cities of the second class one hundred dollars in cities of the third class and elsewhere twenty-five dollars physicians twenty-five dollars referees twenty-five dollars judges fifteen dollars timekeepers ten dollars professional boxers five dollars professional wrestlers ten dollars managers twenty-five dollars seconds ten dollars announcers fifteen dollars and matchmakers twenty-five dollars but the commission may issue without fee licenses to referees or physicians authorizing such referees or physicians to officiate only at boxing sparring or wrestling matches or exhibitions between amateurs and only without receiving any compensation for their services Permits for matches or exhibitions in which only amateurs participate shall be issued without fee and may be issued for a single match or exhibition or a series of matches or exhibitions or for a period not exceeding one year

Permits for amateur boxing exhibitions or wrestling matches shall not be issued to any person or persons when such exhibitions or matches are conducted for individual profit

Permits for amateur boxing exhibitions or wrestling matches shall be issued only to bona fide amateur athletic associations as approved by the commission

A minimum purse of [twelve dollars and fifty cents ($12.50)] twenty-five ($25.00) dollars shall be paid by the promoter to each professional boxer for each bout in which such boxer is engaged

Section 7 Section twenty of the said act as amended by the act approved the twenty-ninth day of April one thousand nine hundred twenty-nine (P. L. 860) is hereby further amended to read as follows

Section 20 No contestant shall be paid [for services] before the contest and should it be determined by the commission that contestant did not give an honest exhibition of his skill such services shall not be paid for However if the commission approve partial payments on account may be made to any contestant before the contest and in the event that it should be determined by the commission that such contestant did not give an honest exhibition of his skill all amounts so paid to such contestant shall become due and payable to the commission and may be recovered by the commission as in the case of debts due the Commonwealth

Section 8 This act shall become effective the first day of January one thousand nine hundred forty-six

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WOODRING. Mr. President, I ask unanimous consent to offer amendments.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1 (Sec. 4) page 2, lines 25. 26 and 27, by striking out all of lines 25 and 26 and words, "revocation or suspension of permit" in line 27. Amend Section 4 (Sec. 15) page 5, lines 27 and 28 by striking out the words and part word "However the commis-" in line 27, and all of line 28. Amend Section 4 (Sec. 15) page 6, lines 1 and 2, by striking out all of said lines.

On the question,

Will the Senate agree to the amendments?

(The Senate was at ease.)

AMENDMENTS WITHDRAWN

Mr. WOODRING. Mr. President, it has been pointed out to me that if this bill is amended at this time it will mean reprinting and the bill will lose another legislative day. I have been assured that the majority side is going to strongly recommend these amendments to the House, and I therefore withdraw my amendments.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Geltz,	Letzler,	Taylor,
Becker,	Gourley,	Mallery,	Thomas,
Berger,	Haluska,	Margie,	Troutman,
Blass,	Heyburn,	McCreesh,	Tyler,
Bowers,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer
Farrell,	Leader,	Tallman,	

NAYS—1

Carr,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 176, on third reading, entitled:

An Act to add sections eight point one and eight point two to the act approved the thirtieth day of March one thousand nine hundred three (P. L. 106) entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied are delinquent and remain unpaid" by fixing the interest of the various taxing authorities having taxes or claims against property sold under the provisions of said act by the treasurer of any city of the second class and providing for the distribution of moneys received as income from or resale of any such property purchased by the city at such tax sale

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 211, as follows:

An Act providing for and regulating the appointment promotion and reduction in rank suspension and removal of paid operators of fire apparatus in boroughs incorporated towns and townships of the first class creating a civil service commission in each borough incorporated town and township of the first class defining the duties of such civil service commission imposing certain duties and expenses on boroughs incorporated towns and townships of the first class imposing penalties and repealing inconsistent laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The appointment promotion and reduction in rank suspension and removal of paid operators of fire apparatus in boroughs incorporated towns and townships of the first class shall be regulated by this act only in boroughs incorporated towns and townships of the first class having two paid operators of fire apparatus if a civil service commission created under the Act approved the fifth day of June one thousand nine hundred forty-one (P. L. 84) has been appointed or in boroughs incorporated towns and townships of the first class having three or more paid operators of fire apparatus if no civil service commission under the Act approved the fifth day of June one thousand nine hundred forty-one (P. L. 84) has been appointed

Section 1(a) Appointments Etc As Operators Of Fire Apparatus In Boroughs Incorporated Towns And Townships Of The First Class Hereafter each and every appointment as a fire apparatus operator in every borough incorporated town and township of the first class (hereinafter referred to as a municipality) shall be made only according to qualifications and fitness to be ascertained by examination which shall be competitive as hereinafter provided

No person shall hereinafter be suspended removed or reduced in rank as a paid operator of fire apparatus of any municipality except in accordance with the provisions of this act

Section 2 Civil Service Commission Created Appointments Vacancies There is hereby created in each borough incorporated town and township of the first class where a fire apparatus operator is being maintained or employed a civil service commission hereinafter referred to as a commission Provided however That each borough incorporated town and township of the first class above mentioned shall have the option and privilege of not appointing a new civil service commission under this act and in lieu thereof may utilize and use for the purpose of carrying out the provisions of this act the civil service commission already existing and functioning under the provisions of section two of the act approved the fifth day of June one thousand nine hundred forty-one (P. L. 84)

Each commission shall consist of three commissioners who shall be qualified electors of the political subdivision for which appointed and shall be appointed initially to serve for the terms of two four and six years and as terms thereafter expire shall be appointed for a period of six years as follows

In the case of a borough the appointment shall be made by the borough council in the case of an incorporated town the appointments shall be made by the town council and in the case of the townships of the first class the appointments shall be made by the township commissioners

The members of each commission first appointed under the provisions of this act shall be so appointed within thirty days after the effective date of this act

Any vacancy occurring in any commission for any reason whatsoever shall be filled for the unexpired term within the period of thirty days after such vacancy occurs Such vacancies shall be filled by the appointing power which made the original appointment

Each member of the commission created by this act before entering upon the discharge of the duties of his office shall take an oath or affirmation to support the Constitution of the United States and of the Commonwealth of Pennsylvania and to perform his official duties with fidelity

Section 3 Offices Incompatible With Civil Service Commission Political Activities Prohibited No member of the commission shall at the same time hold an elective or appointive office under the United States Government the Commonwealth of Pennsylvania or any any political subdivision of the Commonwealth except that one member of the commission may be a member of the council of the borough or incorporated town or board of township commissioners as the case may be

Section 4 Organization of Commission Quorum The commission of each municipality first appointed shall organize within ten days of its appointment and shall elect one of its members as the chairman and one as the secretary of the commission on the first Monday of each even numbered year Each commissioner shall be notified in writing of each and every meeting Two members of the commission shall constitute a quorum and no action of the commission shall be valid unless it shall have the concurrence of at least two members

Section 5 Clerks and Supplies Etc The municipality shall furnish to the commission on its requisition such clerical assistance as may be necessary for the work of the commission The municipality shall furnish a suitable and convenient room for the use of the commission The commission shall order from the municipality the necessary stationery postage printing or supplies and the elected and appointed officials of every municipality shall aid the commission in all proper ways in carrying out the provisions of this act

Section 6 Rules and Regulations Each commission shall have power to prescribe amend and enforce rules and regulations for carrying into effect the provisions of this act and shall be governed thereby Before any such rules and regulations are in force the same shall be approved by the council of the borough or incorporated town or the township commissioners which ever the case may be When such rules and regulations have been approved they shall not be annulled amended o added to without the approval of said council or commissioners All rules and regulations and modifications thereof shall be printed for public distribution at the expense of the municipality

Section 7 Minutes and Records Each commission shall keep minutes of its proceedings and records of examinations and other official actions All recommendations of applicants for appointments received by the commission shall be kept and preserved for a period of five years and all such records and all written causes of removal filed

with the commission shall be kept subject to reasonable regulation and open to the public inspection

Section 8 Investigations The commission shall have power to make investigations concerning all matters touching the administration and enforcement of this act and rules and regulations adopted thereunder The acting chairman of the commission is hereby given power to administer oaths as oaths are administered by other public officers with the same force and carrying the same penalties

Section 9 Subpoenas The commission shall have power to issue subpoenas over the signature of the chairman to require the attendance of witnesses and the production of records and papers pertaining to any investigation or inquiry authorized by this act Th fees of such witnesses for attendance and travel shall be the same as for witnesses appearing in the courts and shal be paid from the appropriations for the incidental expenses of the commission

All officers in public service and employes shall attend and testify when required to do so by the commission

If any person shall refuse or neglect to obey any subpoena issued by the commission he shall be guilty of violation of this act and upon summary conviction thereof shall be subject to a fine not to exceed one hundred dollars ($100) or imprisonment not to exceed thirty (30) days

If any person shall refuse or neglect to obey any subpoena issued by the commission it may apply by petition to the court of common pleas of the county for its subpoena requiring the attendance of such persons before the court there to testify and to produce the necessary papers or records and in default thereof shall be held in contempt of court and punished therefor

Section 10 Annual Report The commission shall make an annual report to the council or commissioners of the municipality as the case may be containing a brief summary of its work during the year which shall be available for public inspection five days after filing thereof

Section 11 General Provisions Relating to Examinations Each commission shall make rules and regulations to be approved as provided in section six hereof providing for the examinations of applicants for positions as fire apparatus operators and for promotion thereof which rules and regulations shall prescribe the minimum qualifications of all applicants to be examined and passing grades All examinations for promotions or positions as fire apparatus operators of any municipality shall be practical in character and shall relate to such matters and include such inquiries as will test the merit and fitness of the persons examined to discharge the duties of the employment sought by them

All examinations shall be open to all applicants who have the minimum qualifications required by the rules and regulations Each applicant for examination shall be subject to the regulations adopted by the commission and shall be required to submit to a physical examination before being admitted to the regular examination held by the commission

Public notice of the time and place of every examination together with the information as to the kind of position or place to be filled shall be given by publication once in a newspaper of general circulation in the municipality or in a newspaper circulating generally in the municipality at least two weeks prior to each examination and a copy of the notice shall be prominently posted in the office of the commission or other public place

The commission shall post in its office the eligible list containing the names and grades of those who have passed the examination for position

Under this act soldiers as defined by the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 872) who have successfully passed the examination shall be given the additional credits provided for by said act

Section 12 Application For Examination Each person desiring to apply for examination shall file with the commission a formal application in which the applicant shall state under oath or affirmation (a) his full name and residence or post office address' (b) his citizenship place and date of birth (c) his condition of health and physical capacity for public service (d) his business or employment and his residence for the past five years (e) such other information as may be required by the commission's rules and regulations showing the applicant's qualifications for the position for which he is being examined

Section 13 Rejection of Applicant Hearing The commission may refuse to examine any applicant or if examined may refuse to certify after examination any person who is found to lack any of the minimum qualifications for examination prescribed in the rules and regulations adopted for the position or employment for which he has applied or who is physically disabled and unfit for the performance of the duties of the position to which he seeks employment or who is addicted to the habitual use of intoxicating liquors or drugs or who has been guilty of any crime involving moral turpitude or of infamous or notorious disgraceful conduct or who has been dismissed from public service for delinquency or misconduct in office or who is affiliated with any group whose policies or activities are subversive to the form of government set forth in the Constitutions and laws of the United States and Pennsylvania

If any applicant or person feels himself aggrieved by the action of the commission in refusing to examine him or to certify him as eligible after examination the commission shall at the request of such person within ten days appoint a time and place where he may appear personally and by council whereupon the commission shall then review its refusal to make such examination of certification and take such testimony as may be offered The decision of the commission shall be final

Section 14 Manner of Filling Appointments Every position or employment unless filled by promotion reinstatement or reduction shall be filled only in the following manner

The appointing officer or body of the municipality shall notify the commission of any vacancy as a fire apparatus operator which is to be filled and shall request the certification of a list of eligibles The commission shall certify for each existing vacancy from the eligible list the names of three persons therefrom who have received the highest average in the last preceding examination held within a period of one year next preceding the date of the request for such eligibles The appointing officer or body shall thereupon with sole reference to the merits and fitness of the candidates make an appointment from the three names certified unless he or they make objections to the commission as to one or more of the persons so certified for any reason stated in section thirteen of this act Should such objections be sustained by the commission as provided in said section the commissioner shall thereupon strike the name of such person from the eligible list and certify the next highest name for each name striken off As each subsequent vacancy occurs in the same or another position precisely the same procedure shall be followed

Section 15 Age Residence No person shall be eligible to apply for examination unless he is more than twenty-one years old at the date of the application and has been a resident of the municipality for at least one year immediately preceding his application unless no resident applicants are available

Section 16 Probationary Period All original appointments to positions as fire apparatus operators shall be for a probationary period of six months but during the probationary period an appointee may be dismissed only for a cause specified in section thirteen of this act If at the close of the probationary period the conduct or fitness of the probationer has not been satisfactory to the appointing body or officer the probationer shall be notified in writing that he will not receive a permanent appointment Thereupon his appointment shall cease otherwise his retention shall be equivalent to a permanent appointment

Section 17 Provisional Appointments Whenever there

are urgent reasons for the filling of a vacancy in any position and there are no names on the eligible list for such appointment the appointing officer or body may nominate to the commission for non-competitive examination and if such nominees shall be certified by the commission as qualified after such non-competitive examination he may be appointed provisionally to fill such vacancy until a selection and appointment can be made after competitive examination in the manner prescribed in this act No such provisional appointment shall continue for a period longer than three months nor shall a successive provisional appointment be made to the same position It shall thereafter be the duty of the commission to hold a competitive examination and certify the names of a list of eligibles and a regular appointment shall then be made from the names or name submitted by the commission Provided however That nothing herein contained shall prevent the temporary appointment without examination of persons as fire appartus operators in emergency cases

Section 18 Promotions Promotions shall be based on merits to be ascertained by examination to be prescribed by the commission All questions relative to promotions shall be practical in character and such as will fairly test the merit and fitness of persons seeking promotion

The appointing body or officer shall have power to determine whether an increase in salary shall constitute a promotion

Section 19 Physical Examinations All applicants for examination shall undergo a physical examination which shall be conducted under the supervision of a doctor of medicine appointed by the civil service commission No person shall be eligible to take an examination until said doctor certifies that the applicant is free from any bodily or mental defects deformity or disease that might incapacitate him from the discharge of the duties of the position desired

Section 20 Removals No person employed as a fire apparatus operator of any political subdivision shall be suspended removed or reduced in rank except for the following reasons (a) physical or mental disability affecting his ability to keep in service in which cases the person shall receive an honorable discharge from service (b) neglect or violation of any official duty (c) violation of any law of this Commonwealth which provided that such a violation constitutes a felony (d) inefficiency neglect intemperance disobedience of orders or conduct unbecoming a public sevant (e) intoxication while on duty (f) participation in the conducting of any political or election campaign otherwise than to exercise his own right of suffrage A person so employed shall not be removed for religious racial or political reasons A written statement of any charges made against any person so employed shall be furnish to such person within five days after the same are filed

If for reasons of economy or other reasons it shall be deemed necessary by any municipality to reduce the number of paid employes of fire apparatus operators then such political subdivision shall apply the following procedure (a) if there are any employes eligible for retirement under the terms of any retirement or pension law then such reduction in number shall be made if the party to be retired is sixty-five years of age or over (b) if the number of paid employes is insufficient to effect the necessary reduction or if there are no persons eligible for retirement or if no retirement or pension fund exists then the reduction shall be effected by furloughing the man or men including probationers last appointed as fire apparatus operators Such furloughing shall be effected by furloughing in numerical order from the last man appointed until such reduction shall have been accomplished

In the event the said fire apparatus operators shall again be increased the employes furloughed shall be reinstated in the order of their seniority in the service

Section 21 Hearings On Dismissals And Reductions If the person sought to be suspended removed or reduced in rank shall demand a hearing by the commission the demand shall be made to the commission Such person may make written answers to any charges filed against him The commission shall grant him a hearing which shall be held within a period of ten days from the filing of charges in writing and written answers thereto filed within five days and may be continued by the commission for cause or at the request of the accused At any such hearing the person against whom the charges are made may be present in person and by counsel The appointing officer or body may suspend any such person without pay pending the determination of the charges against him but in the event the commission fails to uphold the charges then the person sought to be suspended removed or demoted shall be reinstated with full pay for the period during which he was suspended and no charges shall be officially recorded against his record

A stenographic record of all testimony taken at such a hearing shall be filed with and preserved by the commission which record shall be sealed and not available for public inspection in case the charges are dismissed

In the event the commission shall sustain the charges and order the suspension removal or reduction in rank the person suspended removed or reduced in rank shall have immediate right to appeal to the court of common pleas of the county and the case shall be there determined as the court deems proper No order or suspension made by the commission shall be for a longer period than a year Such appeal shall be taken within sixty days from the date of entry by the commission of its final order and shall be by petition Upon such appeal being taken and docketed the court of common pleas shall fix a day for a hearing and shall proceed to hear the appeal on the original record and no such additional proof or testimony as the person sought to be removed or reduced in rank may desire to offer in evidence shall be permitted to be introduced The decision of the courts affirming or reversing the decision of the commission shall be final and the employe shall be suspended discharged demoted or reinstated according to the order of the court The appointing officer and body and the person sought to be suspended removed or demoted shall at all times have the right to employ counsel before the commission and the aggrieved party or parties shall have the right to appeal to the court of common pleas and shall have the further right of appealing to the Superior Court or Supreme Court in such manner as is now provided by law

Section 22 Present Employes Exempted All appointments as fire appartus operators of municipalities upon the effective date of this act shall continue to hold their positions and shall not be required to take any examination under the provisions of this act except such as may be required for promotion Provided however That this section shall not be construed to apply to persons employed temporarily in emergency cases

Section 23 Discrimination On Account of Political Or Religious Affiliations No question in any form of application for examination or in any examination shall be so framed as to elicit information concerning the political or religious opinion of any applicant nor shall inquiry be made concerning such opinion or affiliation and all disclosures thereof shall be discountenanced No discrimination shall be exercised threatened or promised against or in favor of any applicant or employe because of racial political or religious opinions or affiliations or race and no benefit direct or indirect shall be paid to or received by any person for any act done or duty omitted or to be done under this act

Section 24 Penalty Any councilman or township commissioner who by his vote causes to be appointed any person as a fire apparatus operator of any municipality contrary to the provisions of this act or any councilman township commissioner or members of the commission who wilfully refuses to comply with or conform to the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars ($100) or suffer imprisonment not exceeding three (3) months or both

Section 25 Military Service If any operator of fire

apparatus be called or enter the armed service of this country he shall be reinstated upon his return

In the event that a retirement or pension act or system is in effect the time spent in the armed service shall count towards said retirement or pension

Section 26 Salaries Of Civil Service Commission The civil service commission shall receive no compensation

Section 27 Repeal And Construction Except as provided in section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 492) providing for the relaxation of civil service requirements during the war emergency and six months thereafter all other acts and parts of acts inconsistent with this act are hereby repealed

It is the purpose of this act to furnish a complete and exclusive system for the appointment promotion reduction or suspension or removal of operators of fire apparatus in every borough incorporated town and township of the first class within the Commonwealth which maintains fire apparatus

Section 28 Fire Apparatus Operators Defined "Fire apparatus operators" as used in this act shall mean any person who operates fire apparatus and devotes his normal working hours to operating any piece of fire apparatus or other services directly connected with fire protection work and who are paid a stated salary or compensation for such work directly or indirectly by the municipality

Section 29 Effective Date The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—29

Berger,	Geltz,	Jones,	Ruth,
Blass,	Gourley,	Klein,	Stevenson,
Carr,	Haluska,	Letzler,	Stiefel,
Coleman,	Heyburn,	Mallery,	Wagner,
Cox,	Holland,	Margie,	Woodring,
Dent,	Homsher,	McCreesh,	Woodward
DiSilvestro,	Jaspan,	Rosenfeld,	Ealy,
Farrell,			Presiding Officer

NAYS—17

Barr,	James,	Snowden,	Troutman,
Becker,	Kephart,	Tallman,	Tyler,
Bowers,	McGinnis,	Taylor,	Walker,
Chapman,	Scarlett,	Thomas,	Wilson,
Crider			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 423, entitled:

An Act to add section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing temporarily for payment of State Appropriations where schools are closed on account of impassable roads heavy snow or floods

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. HOMSHER. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDNIG OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend the title, page 1, last line of title, by inserting after the word "floods": "or inability to secure fuel for heating"; amend Sec. 1, (Sec. 2311.1), page 2, line 25, by inserting after the word "floods": or inability to secure fuel for heating.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that House Bill No. 440, on third reading, entitled:

An Act to further amend subsection six of section nine hundred five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by increasing the tax rate for fire hydrants and fire hydrant water service.

be recommitted to the Committee on Municipal Government, for the purpose of further study.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 443, entitled:

An Act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provisions to be misdemeanors and providing penalties for violations thereof.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President, after talking with several members on the Republican side today, I find that whoever talked to them about this bill in caucus misrepresented the bill, not only partially but entirely. He forgot to tell them about Section 21 in the bill, but before going to Section 21, Mr. President, I would like to give you a little history back of this bill.

Several months ago, when this bill was presented, as it is marked, by request, the Board of Judges in Allegheny County called a special meeting and at that time—and the Board of Judges, I might add, is Republicanly controlled—voted unanimously that they did not want this bill. They figure that they are a judicial branch and want to have nothing to do with the administrative end of the city government.

If, Mr. President, anyone takes the trouble to read the twenty-seven sections of the bill, he will find that whoever may be the mayor of the city of Pittsburgh will have to move up with the president judge of the Common Pleas Court. In other words, the mayor and the president judge will have to share chambers, because under the bill the mayor has no power at all in the city of Pittsburgh. The Common Pleas Court will not only appoint civil service commissioners, but the civil service commissioners can make no rule, no regulation, no change in the rules, unless they scat over to the president judge of the Common Pleas court and get his approval. You and I know that is not the function of a court. I would say that in my five years in Harrisburg this is the worst Frankenstein I have seen on our Calendar.

I want to call the attention of the members of the Senate to Section 21 of the bill. As I look over on the other side I see there are a lot of practical fellows there, as I am. I might even be called a Jacksonian Democrat and I believe in the spoils system—to the victor belongs the spoils. I believe the committeeman or committeewoman, whoever it may be, who goes out and works for his party, and his party wins, should be allowed to take a job, whether it be in the federal, city, county, borough or township government, wherever it may be.

Under Section 21 of this bill we have something new in the state of Pennsylvania; we have a Hatch act which says: "No person holding office or a position in the classified service—"and I may say that every one, with the exception, I think, of sixty-two employes of the city of Pittsburgh, they are the only one exempted, "No person holding office or a position in the classified service shall act as an officer of a political organization or take any active part in a political campaign or serve as a member of a committee of any such organization or circulate or seek signatures to any petition provided for by any primary or election laws or act as a worker at the polls in favor of or opposed to any candidate for election or nomination to a public office, whether federal, state, county or municipal."

Mr. President, I think that hits at the very seat of our form of government. As I said before, I do not think the men on the other side, and I am sure they do not, because the ones I have talked with today have told me, when this bill was discussed in their caucas today, that section was never pointed out or brought to their attention. Mr. President, I do not think that is being fair to your own members on your own side.

REQUEST THAT SENATE BILL 443 GO OVER IN ITS ORDER

Mr. BARR. Mr. President, I ask that Senate Bill 443 go over in its order until tomorrow so that the gentleman who explained this bill to their caucus—I do not know who it was—may go back and tell the members on their side just what is contained in this bill.

Mr. McGINNIS. Mr. President, whenever I see a bill on the Calendar introduced by request I know that the parties back of that bill could not get anybody to introduce it, and finally they got a man to introduce it who was ashamed of it, because when I introduce a bill in this Senate, and I think, when any body else ordinarily introduces a bill, he signs it. Here is a bill introduced by request.

In the first place, we are in a war, and here is what we call a ripper bill, pure and simple. The city of Pittsburgh is governed by a Democratic mayor and Democratic council, nine members. For years and years before the Democrats got control of the city of Pittsburgh this present civil service bill was managed by Republicans, and I want to say to you, Mr. President, if there was ever a civil service bill managed well, the bill on the statute books of Pennsylvania today as applying to the city of Pittsburgh is managed perfectly.

I have previously contended on this floor that the only place I ever saw civil service work was in the postal department, and even there I have contended that the Pennsylvania Railroad and the Baltimore and Ohio Railroad and the Lehigh Valley Railroad have just as good employes as they have in the postal department. In other words, it is a matter of management and a matter of direction from the top. But here is a bill that takes civil service appointment away from the mayor, as approved by the council of the city of Pittsburgh, and hands it over to the Common Pleas judges.

I am sure that it will be argued here that is taking it out of politics. Well, Mr. President, I want to say to you that when you turn anything over to the judges of any Common Pleas Court, outside of their duties as Common Pleas judges, they are the slickest and slyest politicians in Pennsylvania, and to take the management of civil service in the city of Pittsburgh away from the hands where it is being administered now and turn it over to Common Pleas judges, who have all they can handle right now—I have always contended that Common Pleas judges should tend to their own business of being judges and not meddle in anything else. The moment you get judges getting out of their spheres as judges and meddling in other spheres of government, then you will have politics right up to the hilt.

Here is what this bill provides: "No member of the commission shall be a member of any local, state or national committee of a political party, or a member of a committee in any partisan political club or organization, or shall hold or be a candidate for any elective public office. No person shall be appointed as a commissioner who has held an elective public office or a position in a political party within the two years immediately preceding his appointment."

Mr. President, where would they find their men? What kind of a man would they find, Mr. President, that had never been a committeeman, never been engaged in poli-

tics, had never been interested in his government? I know who thy would find. They would find some docile, quiet, peaceful soul that did not know the world turns around, or some corporation executive who had a little time on the side.

Why this bill should be brought forth at this time, and why it should try to change the entire system in the city of Pittsburgh and hand it over to Common Pleas judges, I can not quite understand. I am glad, very glad, that Senator Walker, who is supposed to be the father of this bill, said that it was introduced by request, which convinces me he is ashamed of it.

The PRESIDING OFFICER. There has been a request that Senate Bill No. 443 go over in order. Is there objection?

Mr. WALKER. Mr. President, I object to this bill going over in order.

(The Senate was at ease.)

Mr. WALKER. Mr. President, to those who did not participate in the rally that took place during the time the Senate was at ease, I want to advise the Republican Senators that in case they are under any misapprehension that they are bound by any caucus action, I want to advise them here and now that they are relieved from any caucus action. The convincing arguments from the other side have no doubt created a doubt in their minds, and if they want to vote in the negative, they may. Will the Clerk please call the roll?

RECESS

Mr. MALLERY. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. BARR. Mr. President, I withdraw my request that Senate Bill No. 443, on final passage, go over in its order.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—17

Becker,	Geltz,	Mallery,	Tallman,
Berger,	Heyburn,	Scarlett,	Wagner,
Blass,	Homsher,	Snowden,	Walker,
Crider,	Letzler,	Stevenson,	Woodward
Farrell,			

NAYS—28

Barr,	Gourley,	Leader,	Taylor,
Carr,	Haluska,	Margie,	Thomas,
Chapman,	Holland,	McCreesh,	Troutman,
Coleman,	James,	McGinnis,	Tyler,
Cox,	Jaspan,	Rosenfeld,	Wilson,
Dent,	Kephart,	Ruth,	Woodring,
DiSilvestro,	Klein,	Stiefel,	Ealy,
			Presiding Officer

Less than a Constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 528, as follows:

An Act to further amend section fourteen of the act approved the thirty-first day of March one thousand eight hundred seventy-six (P. L. 13) entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" by eliminating the salary of county surveyors in counties having less than two hundred fifty thousand and more than one hundred fifty thousand inhabitants

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fourteen of the act approved the thirty-first day of March one thousand eight hundred seventy-six (P. L. 13) entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" as amended by the act approved the second day of July one thousand eight hundred ninty-five (P. L.424) is hereby further amended to read as follows

Section 14 The salaries of all county officers in the counties to which this act applies which shall have less than two hundred and fifty thousand and over one hundred and fifty thousand inhabitants each shall be as follows namely

Of district attorney four thousand dollars

First assistant district attorney eighteen hundred dollars

Second assistant district attorney twelve hundred dollars when such office is found necessary by the salary board

Of sheriff six thousand dollars

Of prothonotary six thousand dollars

Of clerk of courts four thousand dollars

Of register of wills and ex-officio clerk of the orphan court four thousand dollars

Of recorder of deeds four thousand dollars

Of county treasurer five thousand dollars

[Of county surveyor three hundred dollars]

Of county commissioners each twenty-five hundred dollars

Of county auditors where there is a controller each one hundred dollars

Of county solicitor one thousand dollars

Of county prison warden two thousand dollars

Of coroner two thousand dollars

Of county directors of the poor each fifteen hundred dollars

Of jury commissioners each five hundred dollars

Of county controller where such office exists or may be created four thousand dollars

Of county detective eighteen hundred dollars

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

Becker,	Geltz,	Ruth,	Tyler,
Berger,	Heyburn,	Scarlett,	Wagner,
Blass,	Homsher,	Snowden,	Walker,
Bowers,	James,	Stevenson,	Wilson,
Carr,	Jones,	Tallman,	Woodward,
Chapman,	Kephart,	Taylor,	Ealy
Crider,	Letzler,	Thomas,	Presiding Officer
Farrell,	Mallery,	Troutman,	

NAYS—17

Barr,	Gourley,	Klein,	McGinnis,
Coleman,	Haluska,	Leader,	Rosenfeld,
Cox,	Holland,	Margie,	Stiefel,
Dent,	Jaspan,	McCreesh,	Woodring,
DiSilvestro,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 623, as follows:

An Act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions "Department" shall mean the State Department of Health

The words "public eating or drinking place" shall mean any place within this Commonwealth where food or drink is served to or provided for the public with or without charge Provided however That nothing herein contained shall apply to dining cars operated by a railroad company in interstate commerce

The word "proprietor" shall mean any person partnership association or corporation conducting or operating within this Commonwealth a public eating or drinking place

The word "employe" shall include any cook waiter kitchen help chambermaid house servant or other employe of any kind in a public eating or drinking place who in any manner whatever handles or comes in contact with any food or drink served to or provided for the public and the proprietor or any member of the proprietor's family who handles said food or drink

"License" shall mean a grant to a licensee to conduct a restaurant as defined in this act

"Licensor" shall mean the health authorities of cities boroughs incorporated towns and first-class townships whenever such public eating or drinking place is located in a city borough incorporated town or first-class township and the State Department of Health whenever such public eating or drinking place is located in any other area of the Commonwealth

Section 2 From and after a period of six months after the effective date of this act it shall be unlawful for any proprietor to conduct or operate a public eating or drinking place without first obtaining a license as herein provided Such license shall be issued by the health authorities of cities boroughs incorporated towns and first-class townships whenever such public eating or drinking place is located in a city borough incorporated town or first class township and in townships of the second class by the Department No license shall be issued until inspection of the premises facilities and equipment has been made by the licensor and they are found adequate to the protection of the public health and comfort of patrons The fee for such license shall be one dollar ($1.00) and shall be paid into the city borough incorporated town or first class township treasury or to the State Treasury through the Department of Revenue depending upon the location of such public eating or drinking place The license shall be renewed annually

Whenever any proprietor maintains more than one public eating or drinking place within any one city borough incorporated town or township he shall be required to apply for and procure a duplicate license for each additional eating or drinking place such duplicate license to be issued at an additional charge of fifty cents (50c) for each additional public eating or drinking place within any one city borough incorporated town or township

Section 3 Any person owning or operating or desiring to operate a public eating or drinking place or public eating and drinking places within this Commonwealth shall within thirty (30) days after the effective date hereof make application for license to the licensor on forms furnished by the licensor Said forms shall be uniform throughout the Commonwealth and shall set forth such information as the Department may require including the name and address of the applicant together with all the other information deemed necessary Before granting any license the licensor shall visit and inspect the restaurant or premises on which the applicant conducts or proposes to conduct his business The licensor may refuse to issue a license if the premises on which the applicant conducts or proposes to conduct his business or his equipment do not meet the requirements of this act or the rules and regulations of the Department The licensor shall state in writing to the applicant the reason for such refusal

Section 4 Licenses shall be granted for a period of one year from date of issue Application for renewal shall be made one month before expiration of existing license A license granted under the provisions of this act shall be renewed if on inspection by the licensor the conditions specified in Section three of this act with respect to the premises and equipment are fulfilled

Section 5 Licenses herein provided for shall specify the date of issuance the period which is covered the name of the licensee and the place licensed Such licenses shall be conspicuously displaed at all times in the place thereby licensed Licenses shall not be transferrable

Section 6 Powers of the Department (a) The Department shall make such reasonable rules and regulations as may be deemed necessary for carrying out the provisions and intent of this act

(b) The Department may on its own motion or on complaint after investigation and hearing at which the licensee shall be afforded an opportunity to be heard suspended or revoke any license for any violation by the licensee his partner agent servant or employe of the provisions of this act or of any other act relating to the public health and being applicable to such public eating or drinking place or of the rules and regulations of the Department or of any of the terms conditions or provisions of the license by the licensee or any of the agents servants or employes of such licensee Notice of suspension or revocation and the reasons therefor as well as any required notice of hearing shall be given in writing to the licensee at the address contained in the license Suspension of license shall be terminated when the violation for which it was imposed has been found upon inspection to have been corrected Whenever a license is suspended or revoked no part of the fee paid therefor shall be returned to the holder

Section 7 No proprietor shall have or keep in his employ any employe who is a typhoid fever carrier or a carrier of other intestinal infections or of diptheria or who is suffering from active tuberculosis or syphilis in its transmissible stage or who has any infectious disease or open external lesion nor shall the proprietor himself or any member of his family under the same conditions have anything to do with the handling preparation serving or providing of food or drink to the public

Section 8 No proprietor shall furnish any towel or napkin (except paper towels and napkins) to any patron of a public eating or drinking place unless such towel or napkin be laundered after each individual use thereof nor shall there be furnished to the patrons of such public eating or drinking places any dish glass or other receptacle or utensil used in eating or drinking which has not been thoroughly cleansed in the manner prescribed by the regulations of the Department since its use by another individual

Section 9 In every public eating or drinking place kitchens dining rooms cellars ice-boxes refrigerators and all places where foods are prepared kept or stored and all kitchens table-ware cutlery utensils containers or other utensils and machinery used in moving handling cutting mixing preparing or serving foods shall be kept in a clean and sanitary condition and be protected from dust dire insects and vermin in the manner prescribed by the regulations of the Department The clothing and hands of employes shall at all times be clean and sanitary No domestic pets or other animals shall be permitted where food or drink is prepared handled or stored No person shall be permitted to sue for sleeping purposes any room or place in any public eating or drinking place which is regularly and customarily used for the preparation handling storing or serving of food

Section 10 All toilets and water-closets lavatories tubs sinks and drains used in or in connection with any public eating or drinking place shall at all times be kept in a clean and sanitary condition

Section 11 Any proprietor who after investigation made by the licensor has failed or refused after a reasonable interval to correct conditions found to constitute a violation of this act or of the regulations of the Department pertaining to public eating or drinking places shall have his license revoked

Section 12 Any applicant who has been refused a license or any proprietor whose license has been suspended or revoked and who feels aggrieved by the action of the licensor shall be privileged on payment of the reasonable expense of preparing the same to have such records certified to the court of common pleas of the county in which the public eating or drinking place is located for the license was refused suspended or revoked if the licensor be the health authorities of any city borough incorporation town or first-class township or to the court of common pleas of the county of Dauphin if the licensor be the Department whereupon the court shall review such record and proceeding and promptly enter such order and decree as the facts shall justify

Section 13 Any proprietor who shall violate any of the provisions of this act shall upon conviction thereof in a summary proceeding before any justice of the peace alderman or magistrate in the county in which the offense was committed be sentenced to pay a fine of not less than ten dollars ($10.00) nor more than fifty dollars ($50.00) to be paid to said county and the costs of prosecution. Upon each subsequent conviction he shall be fined not less than twenty-five dollars ($25.00) and costs of prosecution and in default of payment of such fine and costs shall be confined in the county jail for a period of not more than thirty (30) days

Section 14 This act shall become effective immediately upon its final enactment

Section 15 The act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 437) entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties" as amended and all other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 641, on third reading, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment" by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitation of such power or interest by virtue of any restriction in the nature of a so-called spendthrift trust provision or similar provisions and providing for the execution delivery and recording of such release or disclaimer

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 662, entitled:

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivision free of charge to certain veterans his agent or representatives of the United States Veterans' Administration.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. STIEFEL. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Act, Section 2, page 2, by striking out lines 8 to 13 inclusive.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading ,as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 668, as follows:

An Act to further amend clause (a) of section five hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lein of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting petitions for refunds to be made within three years of the final judgment of a court of competent jurisdiction holding an act to be unconstitutional or erroneously interpreted

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of section five hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale; the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of money erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the seventh day of May one thousand nine hundred forty-three (P. L. 229) is hereby further amended to read as follows

Section 503 Refunds of State Taxes License Fees Et Cetera The Board of Finance and Revenue shall have the power and its duty shall be

(a) To hear and determine any petition for the refund of taxes license fees penalties fines bonus or other moneys paid to the Commonwealth and to which the Commonwealth is not rightfully or equitably entitled and upon the allowance of any such petition to refund such taxes license fees penalties fines bonus or other moneys out of any appropriation or appropriations made for the purpose or to credit the account of the person association corporation body politic or public officer entitled to the refund The jurisdiction of the Board of Finance and Revenue to hear and determine a petition for refund as aforesaid shall not be affected or limited by the fact that proceedings under sections 1102 1103 or 1004 of this act involving the same tax or bonus and period for which a refund is sought are pending or have been closed provided such proceedings relate to other objections than those raised in the petition for refund All such petitions must be filed with the board within two years of the payment of which refund is requested or within two years of the settlement in the case of taxes or bonus which ever period last expires except

(1) Where a petition for refund filed by a domestic or foreign corporation involves the valuation of its capital stock or in case of a foreign corporation the valuation of its tangible property for bonus purposes or where a petition for refund filed by a bank title insurance or trust company involves the valuation of its shares of stock such petition must be filed with the board within one year of the payment of which refund is requested or within one year of the settlement of such taxes or bonus which ever period last expires

(2) When the estate upon which any transfer inheritance tax has been paid shall have consisted in whole or in part of a partnership or other interest of uncertain value or shall have been involved in litigation by reason whereof there shall have been an overvaluation of that portion of the estate on which the tax has been assessed and paid which overvaluation could not have been ascertained within said period of two years In such case the application for repayment shall be made to the Board of Finance and Revenue within one year from the termination of such litigation or ascertainment of such overvaluation

(3) When a court of record has adjudged a person to be legally dead and thereafter in the settlement of his or her estate a transfer inheritance tax shall have been paid on such estate and after such payment has been made such person shall reappear and the court shall rescind its order and adjudication In such case the petition to the board shall be filed within six months after the court shall have rescinded its order and adjudication

(4) When any tax or other money has been paid to the Commonwealth under a provision of an act of Assembly subsequently held by final judgment of a court of competent jurisdicition to be unconstitutional or under an interpretation of such provision subsequently held by such court to be erroneous In such case the petition to the board shall be filed within five years of the payment of which a refund is requested or within three years of the final judgment of such court whichever period last

expires But the limitation of five years herein prescribed shall not be deemed to apply in the case of applications for refunds of taxes paid on liquid fuels by political subdivisions prior to the effective date of this amendment where by court decision it has been held that the collection of such tax was erroneous and without authority of law if application for such refunds shall be made within two years after the effective date of this amendment The aforesaid limitation of five years shall likewise not be deemed to apply in the case of applications for refunds of taxes paid on certain alcohol usable for beverage purposes under the provisions of the act approved the twenty-second day of November one thousand nine hundred and thirty-three (P. L. 5) (1933-34) entitled "An act imposing a State floor tax on alcohol usable for beverage purposes and certain alcohol liquors in the Commonwealth between the date this act becomes effective and the date the Twenty-first Amendment to the Constitution of the United States is ratified describing the method and manner of collection of such tax conferring powers and imposing duties on certain State officers and department and certain individuals firms and corporations and imposing penalties" where by court decision it has been held that the imposition or collection of such tax was erroneous and without authority of law if application for such refunds shall be made within two years after effective date of this amendment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 672, on third reading, entitled:

An Act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans and the commitment of veterans and to make uniform the law with reference thereto

be recommitted to the Committee on Judiciary General, for the purpose of further study.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. STIEFEL. Mr. President, I bow before the inevitable.

The PRESIDING OFFICER. The gentleman from Philadelphia will be so recorded.

(A voice vote having been taken the question was determined in the affirmative.)

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 674, as follows:

An Act to further amend section thirty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assesment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" increasing the maximum amounts of payments by the State in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in capativity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" as last amended by the act approved the twenty-second day of May one thousand nine hundred thirty-five (P. L. 219) is hereby further amended to read as follows

Section 30 No payment shall be made for any item which has already been paid by the owner of the dog or dogs doing the injury The fact that no such payment has been made shall be certified by the appraiser

When any payment is made by the State for any live stock including poultry or domestic game birds injured by a dog and live stock dying from or killed because of rabies such payment shall not exceed one hundred dollars for each horse or mule sixty dollars for each head of unregistered cattle one hundred dollars for each head of registered cattle [ten] fifteen dollars for each head of unregistered swine sheep or goats [twenty] twenty-five dollars for each head of registered swine sheep or goats [three] five dollars for each full-grown goose [three] five dollars for each full-grown turkey or wild turkey and one dollars and fifty cents for each head of other poultry domestic game birds or domesticated hare or

rabbit All appraisals under this act shall be at the actual value of the live stock including poultry or domestic game birds killed or injured

Section 2 The provisions of this act shall become effective the first day of June one thousand nine hundred forty-five

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill psas finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	**Tallman,**
Becker,	Geltz,	Letzler,	**Taylor,**
Berger,	Gourley,	Mallery,	**Thomas,**
Blass,	**Haluska,**	Margie,	Troutman,
Bowers,	**Heyburn,**	**McCreesh,**	**Tyler,**
Carr,	Holland,	**McGinnis,**	Wagner,
Chapman,	**Homsher,**	Rosenfeld,	**Walker,**
Coleman,	**James,**	**Ruth,**	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	**Snowden,**	Woodward,
Dent,	Kephart,	**Stevenson,**	Ealy,
DiSilvestro,	Klein,	**Stiefel,**	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 702, as follows:

An Act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name style or designation unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring non-resident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence requiring county commissioners at the expense of the county to provide books or other means of reproduction for the entry of such applications requiring the cancellation of such application on the withdrawal from the business providing methods therefor fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 No individual or individuals shall hereafter carry on or conduct any business in this Commonwealth under any assumed or fictitious name style or designation unless the person or persons conducting or carrying on the same shall have first filed in the office of the Secretary of the Commonwealth and in the office of the prothonotary in the county wherein the principal place of business is located to be entered in a book provided for that purpose or to be entered or recorded by microfilming or other photographic process an application under oath and signed by such person or persons setting forth the real name or names and the residences including number and street if any of all the persons owning or interested in said business the same style or designation under which said business is being or will be carried on or conducted a brief statement concerning the character or nature of said business and the location of the principal office or place of business including number and street if any

Section 2 Where all of the owners of said business live outside the Commonwealth of Pennsylvania and desire to carry on or conduct any such business within the Commonwealth then such business shall be conducted through a resident agent such application shall also show the name and residence address including number and street if any of such agent

Section 3 Before any such application shall be filed in the office of the Secretary of the Commonwealth or in the office of the prothonotary of the county aforesaid notice of intention so to file the same shall be given by publication once in a newspaper of general circulation published in the political subdivision of said county wherein the principal office or place of business is located (or if no newspaper is there published then in a newspaper of general circulation published in the county) and also in the legal newspaper if any published in said county Such advertisement shall set forth notice of intention to register in the office of the Secretary of the Commonwealth and in the office of the prothonotary of the said county and the date when such application will be filed the name or names and residence address or addresses including number and street if any of all persons owning or interested in said business the name style or designation under which said business is being or will be carried on or conducted and the location of its principal place of business including number and street if any Proofs of publication of such notice shall be submitted with such application to the Secretary of the Commonwealth and to the office of the prothonotary Upon the filing of said application with proofs of publication and payment of the proper fees the Secretary of the Commonwealth shall forthwith issue a Certificate of Registration

Section 4 The failure of any such person or persons to file the applications aforesaid in the office of the Secretary of the Commonwealth or in the office of the prothonotary shall not impair or affect the validity of any contract with such person or persons and actions or proceedings at law or in equity may be instituted and maintained on any such contract but no such action shall be instituted or recovery had by any such persons on any such contract either expressed or implied in any of the courts of this Commonwealth or before any justice of the peace or magistrate thereof until such person or persons comply with the provisions of this act And provided further Before any such person or persons may institute any action in any of the courts of this Commonwealth or before any justice of the peace or magistrate thereof on any cause of action arising prior to the filing of the application provided for in this section such person or persons shall pay to the Secretary of the Commonwealth for the use of the Commonwealth a license fee or fine of twenty-five ($25.00) dollars This act shall apply to all actions pending at the date of the passage of this act Provided That the plaintiff in any such suit shall pay all costs accrued prior to compliance with the provisions of this act Provided That this act shall not apply to any cases adjudicated at the date of the passage of this act

Section 5 A certification by the Secretary of the Commonwealth under the great seal of the Commonwealth showing the filing of the application or statements and the payment of fees and fines or the failure to file such application and statements or to pay the fees and fines as provided for and required by this act shall be competent and legal evidence and shall be admitted in evidence in any judicial proceedings in any court where the same may be material

Section 6 The book or other means of reproduction hereinbefore required to be kept by the prothonotary shall be provided by the county commissioners at the expense of the respective counties The fees of the pro-

thonotary and the Secretary of the Commonwealth for the entry or reproduction of such application shall be the same as now provided by law for similar services

Section 7 Any person or persons conducting or carrying on any business in this Commonwealth who in compliance with the provisions of this act have or may hereafter file an application as herein provided in the office of the Secretary of the Commonwealth and in the office of the prothonotary shall upon the dissolution of any such business or upon his or their withdrawal from such business file a statement of cancellation or withdrawal as the case may be and shall thereupon have the right to require the Secretary of the Commonwealth and the prothonotary in whose office such application was filed to cancel such application if the business has been dissolved or to make a notation on the margin of the book in which such application was entered to the effect that he or they are no longer connected with or interested in such business if he or they have withdrawn from the business provided however that if the entry or recording of such application be by microfilming or other photographic process then the statement of cancellation or withdrawal shall be entered or recorded in like manner as a separate instrument The Secretary of the Commonwealth shall forthwith issue a Certificate of Cancellation or Withdrawal

Section 8 The Statements of Cancellation or Withdrawal required to be filed by this act shall be under oath signed by such person or persons and shall set forth that such business has been dissolved or that such person or persons (giving the name or names and addresses) have withdrawn therefrom that the business no longer exists or that the person or persons desiring the notation or the entry or recording to be made are no longer connected with or interested in the business the date when such business was dissolved or when such person or persons withdrew therefrom and a request that the application be cancelled or that the notation or entry or recording as aforesaid be made Thereupon it shall be the duty of the Secretary of the Commonwealth and the prothonotary upon the payment of the same fee as charged for the entry of the application to cancel such application or to make the notation as requested or to enter or record the filing of the same as heretofore provided

Section 9 In case a Statement of Cancellation required under this act is not filed then upon satisfactory determination by the Secretary of the Commonwealth that such assumed or fictitious name style or designation has ceased to be used in the business operations of the registrants he may at any time subsequent to ten (10) days written notice to the last address of record revoke or cancel the certificate filed under the provisions of section one (1) of the act

Section 10 All applications for registration of assumed or fictitious names Statements of Cancellation or Withdrawal henceforth or heretofore filed shall after entry or recording by microfilming or other photographic process be retained by the Secretary of the Commonwealth for a period of one year from the date of registration and may thereafter be destroyed together with proofs of publication upon the approval of the Executive Board

Section 11 If any application or statement provided for by this act shall be in any respect false any person signing or swearing to the same shall be guilty of a misdemeanor and upon conviction shall be punishable by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or both in the discretion of the court

Section 12 Any person or persons violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or both in the discretion of the court

Section 13 Information against any person or persons violating any of these provisions of this act may be made before any Justice of the Peace magistrate or alderman by any aggrieved citizen of the Commonwealth by the Attorney General thereof or by the District Attorney of the county in which the offense was committed

Section 14 This act shall become effective immediately upon final enactment

Section 15 The following acts are hereby specifically repealed

The act approved the twenty-eight day of June one thousand nine hundred seventeen (P. L. 645) entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name style or designation unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners at the expense of the county to provide books for the entry of such certificates fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties"

The act approved the twentieth day of June one thousand nine hundred nineteen (P. L. 542) entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name style or designation unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners at the expense of the county to provide books for the entry of such certificates fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties" permitting the cancellation of such certificate or an entry to be made on the margin of the book in which such certificate was entered showing who have withdrawn from the business providing a method therefor and prescribing a penalty"

The act approved the tenth day of May one thousand nine hundred twenty-one (P. L. 465) entitled "An act to amend section one of an act entitled 'An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name style or designation unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners at the expense of the county to provide books for the entry of such certicates fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties' approved the twenty-eighth day of June one thousand nine hundred and seventeen (P. L. page 645)"

The act approved the twenty-ninth day of June one thousand nine hundred twenty-three (P. L. 979) entitled "An act to amend section one of the act approved the twenty-eighth day of June one thousand nine hundred and seventeen (P. L. 645) entitled 'An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name style or designation unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners at the expense of the county to provide books for the entry of such certificates fixing the fee of the Secretary of the Commonwealth and prothonotary and providing penalties' authorizing the Secretary of the Commonwealth to grant certificates to be received in evidence"

The act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 781) entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name style designation unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners at the expense of the county to provide books for the entry of such certificates fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties" by requiring notice of intention to file such certificates to be given by advertisement and the filing of proofs of such publication"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 723, as follows:

An Act to amend subsection (a) and further amend subsection (b) of section nine of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further regulating judicial revie

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section nine of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" clause (b) of which was amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 651) are hereby further amended to read as follows

Section 9 Judicial Review (a) The board shall have power to petition the court of common pleas of any county wherein the unfair labor practice in question occurred or wherein any person charged with the commission of any unfair labor practice resides or transacts business for the enforcement of such order and for appropriate temporary relief or restraining order and shall certify and file in the court a transcript of the entire record in the proceeding including the pleadings and testimony upon which such order was entered and the findings and order of the board Upon such filing the court shall cause notice thereof to be served upon such person and thereupon shall have jurisdiction of the proceeding and of the question determined therein and shall have power to grant such temporary relief or restraining order as it deems just and proper and to make and enter upon the pleadings testimony and proceedings set forth in such transcript a decree enforcing modifying and enforcing as so midified or setting aside in whole or in part the order of the board The parties before the court shall be the board and the person charged with the commission of any unfair labor practice No objection that has not been urged before the board its members or agents shall be considered by the court unless the failure or neglect to urge such objection shall be excused because of extraordinary circumstances The findings of the board as to the facts if supported by evidence shall be conclusive If either party shall apply to the court for leave to adduce additional evidence and shall show to the satisfaction of the court that such additional evidence is material and that there were reasonable grounds for the failure to adduce such evidence at the hearing before the board its members or agent the court may order such additional evidence to be taken before the board its members or agent and to be made a part of the transcript The board may modify its findings as to the facts or make new findings by reason of additional evidence so taken and filed and it shall file such modified or new findings which if supported by evidence shall be conclusive and shall file its recommendations if any for the modification or setting aside of its original order The jurisdiction of the court of common pleas shall be exclusive and its judgment and decree shall be final except that the same shall be subject to review by the Supreme Court on appeal by [either party] the board or any party in interest irrespective of the nature of the decree or judgment or the amount involved Such appeal shall be taken and prosecuted in the same manner and form and with the same effect as is provided in other cases of appeal to the Supreme Court and the record so certified shall contain all that was before the court of common pleas

(b) Any person aggrieved by a final order of the board granting or denying in whole or in part the relief sought or by an order certifying a collective bargaining agent

of employes may obtain a review of such order in the court of common pleas of any county where the unfair labor practice in question was alleged to have been engaged in or wherein such person resides or transacts business by filing in such court within sixty days after the final order has issued by the board a written petition praying that the order of the board be modified or set aside A copy of such petition shall be forthwith served upon the board and the board shall file in the court a transcript of the entire record in the proceeding certified by the board including the pleadings and testimony and order of the board Upon such filing the court shall proceed in the same manner as in the case of an application by the board under subsection (a) and shall have the same exclusive jurisdiction to grant to the board such temporary relief or restraining order as it deems just and proper and in like manner to make and enter a decree enforcing modifying and enforcing as so modified or setting aside in whole or in part the order of the board and the findings of the board as to the facts if supported by substantial and legally credible evidence shall in like manner be conclusive The parties before the court shall be any person aggrieved by a final order of the board as aforesaid and the board The jurisdiction of the court of common pleas shall be exclusive and its judgment and decree shall be final except that the same shall be subject to review by the Supreme Court on appeal by the person aggrieved or the board irrespective of the nature of the decree or judgment or the amount involved Such appeal shall be taken and prosecuted in the same manner and form and with the same effect as is provided in other cases of appeal to the Supreme Court and the record so certified shall contain all that was before the court of common pleas [In all cases of review to the Supreme Court of Pennsylvania under this act the appellant may print a transcript containing an abridgment of the record in narrative form as far as necessary to present the questions for decisions Such printed transcript shall refer to the page of the original transcript and record certified by the board which original transcript shall be filed with the Supreme Court]

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margle,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler.
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy.
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 724, as follows:

An Act to further amend subsection (b) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by making further provisions for designation and selection of representatives for purposes of collective bargaining

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" as amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 293) is hereby further amended to read as follows

Section 7 Representatives and Elections

* * * *

(b) The board shall decide in each case whether in order to insure to employes the full benefit of their right to self-organization and to collective bargaining and otherwise to effectuate the policies of this act the unit appropriate for the purposes of collective bargaining shall be the employer unit craft unit plant unit or subdivision thereof Provided That if the majority of [a craft

union] the employes of a particular craft within a plant or employer unit signify [its] a wish for a craft unit the board shall designate the craft unit as the unit appropriate for [the members of that union] collective bargaining for the employes of that particular craft

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28

Becker,	Farrell,	Letzler,	Thomas,
Berger,	Geltz,	Mallery,	Troutman,
Blass,	Heyburn,	Scarlett,	Tyler,
Bowers,	Homsher,	Snowden,	Wagner,
Carr,	James,	Stevenson,	Wilson,
Chapman,	Jones,	Tallman,	Woodward,
Crider,	Kephart,	Taylor,	Ealy, Presiding Officer

NAYS—19

Barr,	Gourley,	Leader,	Ruth,
Coleman,	Haluska,	Margie,	Stiefel,
Cox,	Holland,	McCreesh,	Walker,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,	Rosenfeld,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 725, as follows:

An Act to amend clause (f) of subsection (1) of section six of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further defining and limiting unfair labor practices

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (f) of subsection (1) of section six of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" as added by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 293) is hereby amended to read as follows

Section 6 Unfair Labor Practices It shall be an unfair labor practice for an employer

* * * * *

(f) To deduct collect or assist in collecting from the wages of employes any dues fees assessments or other contributions payable to any labor organization unless he is authorized so to do by a majority vote of [all the] those employes in the appropriate collective bargaining unit who are members of the union taken by secret ballot at an election conducted by the board and unless he thereafter receives the written authorization from each employe whose wages are affected Said authorization shall remain in full force and effect until revoked by a subsequent election or by a writing of the employe affected

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

Becker,	Farrell,	Mallery,	Tyler,
Berger,	Geltz,	Scarlett,	Wagner,
Blass,	Heyburn,	Snowden,	Walker,
Bowers,	Homsher,	Stevenson,	Wilson,
Carr,	James,	Tallman,	Woodward,
Chapman,	Jones,	Taylor,	Ealy,
Crider,	Kephart,	Thomas,	Presiding Officer
Edmonds,	Letzler,	Troutman,	

NAYS—17

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Klein,	McGinnis,	Woodring,
DiSilvestro,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 740, as follows:

An Act to further amend clause (c) of section seven of the act approved the first day of June one thousand nine hundred and thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by limiting investigations made to determine representatives in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the excelusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" as amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 293) is hereby further amended to read as follows

Section 7 Representatives and Elections

* * * * *

(c) Whenever a question arises concerning the representation of employes the board may and upon request of a labor organization or an employer who has not committed an act herein defined as unfair labor practice or any group of employes in an appropriate unit representing by petition thirty per centum or more of the employes of that unit shall investigate such controversy and certify to the parties in writing the name or names of the representatives who have been designated or selected In any such investigation the board shall provide for an appropriate hearing upon due notice either in conjunction with a proceeding under section eight or otherwise and may utilize any suitable method to ascertain such representatives except that if either party to the controversy so requests a secret ballot of employes shall be taken within twenty days after such request is filed Any certification of representatives by the board shall be binding for a period of one year or for a longer period if the contract so provides even though the unit may have changed its labor organization membership

If as a result of such investigation hearing ballot or other method utilized the Board is unable to determine the representatives for the purposes of collective bargaining as provided herein the Board shall so certify and no further investigation shall be made at the request of the same applicant for a period of six months from the date of such certification

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28

Becker,	Farrell,	Letzler,	Thomas,
Berger,	Geltz,	Mallery,	Troutman,
Blass,	Heyburn,	Scarlett,	Tyler,
Bowers,	Homsher,	Snowden,	Wagner,
Carr,	James,	Stevenson,	Wilson,
Chapman,	Jones,	Tallman,	Woodward,
Crider,	Kephart,	Taylor,	Ealy, Presiding Officer

NAYS—19

Barr,	Gourley,	Leader,	Ruth,
Coleman,	Haluska,	Margie,	Stiefel,
Cox,	Holland,	McCreesh,	Walker,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,	Rosenfeld,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No 750, as follows:

An Act authorizing the Department of Welfare with the approval of the Governor to establish additional institutions or to relocate present institutions for the care and treatment of persons afflicted with mental disorders or for the detention of persons sentenced by the courts authorizing the department of Property and Supplies to acquire by purchase or condemnation certain sites for such institutions and to improve or erect buildings thereon providing for the administration of relocated or new institutions and empowering the Board of Commissioners of Public Grounds and Buildings to dispose of institutions no longer used

Whereas A committee of experts upon penal affairs appointed by the Governor has recommended a development of the State's penal system to include among other things the relocation of the Western State Penitentiary at Pittsburgh and the Eastern State Penitentiary at Phila-

delphia the establishment of classification centers for persons committed by the courts a relocation of the institution for mental defectives committed by the courts and a separation of male and female juveniles now committed to the Pennsylvania Training School and

Whereas A committee of experts upon institutional care of mental patients has recommended enlargement of present mental hospitals and other institutions and the possible establishment of additional institutions of this type and

Whereas Determinations as to the size to which to develop present institutions or locations for new institutions cannot be made without architectural and engineering studies particularly studies of water supply drainage and sewerage and requirements for sewage treatment and

Whereas Studies and plans are not now available and are difficult to complete because of the war and

Whereas The orderly progress of the State's postwar construction and employment program for which this Session of the General Assembly is appropriating upwards of sixty-five millions of dollars requires that construction proceed as soon after the war as the necessary plans and surveys can be made therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Welfare may recommend to the Governor the establishment of new institutions for the care of persons afflicted with mental disorders or for the detention of persons sentenced by the courts or the relocation of present institutions under the supervision of the Department of Welfare where it appears that a present institution is no longer fit for use or for reconstruction and that the conditions of its water supply sewerage location or environment justify its abandonment

Section 2 Upon receiving the recommendations of the Department of Welfare the Governor if he approves shall direct the Department of Property and Supplies to determine desirable sites within the area recommended by the Department of Welfare for the erection of such institutions Such sites shall provide ample water supply and be capable of adequate sewerage and drainage Consideration shall be given to the needs for expansion over a period of fifty years and the quality of soil and the acreage obtained shall be sufficient for the most productive agricultural employment of the type of persons for which the institution is planned

Section 3 After the Governor shall have approved a site from among those proposed by the Department of Property and Supplies the Department of Property and Supplies shall acquire the land and improvements thereon by purchase or by condemnation and shall proceed with the construction of necessary buildings and facilities following the recommendations of the Department of Welfare and the Governor's approval The cost of such land buildings and facilities shall be paid from appropriations made for such purpose

Section 4 Upon completion of the institution it shall be administered by the same board of trustees as was appointed for the institution which was relocated or in the case of a new institution by a board of trustees which shall be appointed and organized and shall conduct its affairs in accordance with the provisions of the Administrative Code of 1929 as amended The name for any new institution shall be selected by the Department of Welfare with the Governor's approval which shall be indicative of the political subdivisions in or near which such institution is located

Section 5 Admissions and commitments to any institution established or relocated under the provisions of this act and transfer release discharge or parole therefrom shall be subject to the same laws which govern the present institution of the same type under the supervision of the Department of Welfare The Department of Welfare shall have power to make all necessary rules and regulations not inconsistent with this act for the admission care detention employment discipline instruction treatment transfer release discharge or parole therefrom

Section 6 The Board of Commissioners of Public Grounds and Buildings shall advertise publicly in newspapers of general circulation for offers to purchase lands and buildings no longer used by the Commonwealth for institutional purposes and may make award and execute deed of conveyance to the highest responsible bidder The Board shall have the power to reject any and all bids and to postpone offer of sale from time to time The costs of sale shall be paid from the biennial appropriation for salaries and general expenses of the Department of Property and Supplies

Section 7 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 763, as follows:

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 936) entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate and fixing the fees for such services" by providing for the appointment of a custodian of delinquent tax records elimination of fees and relieving the receiver of taxes of the liability for the accuracy of tax memoranda

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act appoved the twentieth day of May one thousand nine hundred twenty-one (P. L. 936) entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate and fixing the fees for such services" is hereby amended to read as follows

Section 1 Be it enacted &c That the receiver of taxes acting in and for any city of the first class shall [furnish upon application certificates of all the taxes and claims which are a lien on real estate located in any such city and shall receive and collect For each certificate of taxes on real estate the sum of fifty cents for each certificate of water rents the sum of fifty cents and for each lien and claim certified the sum of five cents] appoint for the convenience of the general public a custodian of delinquent tax and delinquent water rent

records who upon application of any member of the general public shall give without charge to the applicant a memorandum as to any delinquent taxes or delinquent water rents upon any piece of real estate in the county and city of Philadelphia Provided however That the receiver of taxes is not personally liable for the accuracy of any such memorandum

Section 2 The custodian of delinquent taxes and delinquent water rents records shall upon application in writing by the owner of any piece of real estate in the county and city of Philadelphia give to the said owner a duplicate tax receipt without charge upon affidavit of the owner of the real estate that the original receipt has been lost mislaid or stolen

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margle,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 807, on third reading, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances for the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public offices collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by further regulating the procedure and the jurisdiction of the Board of Finance and Revenue relative to certain claims for refund changing and restricting the right of the Commonwealth to impose interest on certain unpaid taxes and bonus when such taxes and bonus are not settled within a prescribed period of time further providing for the report settlement and resettlement of taxes bonus and other accounts due the Commonwealth and for the furnishing of receipts for transfer inheritance and estate taxes eliminating provisions for an Attorney General's commission and further regulating the procedure for filing petitions for resettlement petitions for review appeals to court

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 839, on third reading, entitled:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 844, on third reading, entitled:

An Act to amend section ten of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" including the solicitor for delinquent real estate tax and water rate liens and the employes of his office under the provisions of said act

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 873, on third reading, entitled:

An Act to further amend sections fifteen and eighteen of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" providing for the termination of memberships for filing summaries of audits; for involuntary winding up and dissolution of associations failing to file such summaries exempting associations from payment of certain State taxes and the filing of reports relative thereto and imposing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I as unanimous consent that House Bill No. 874, on third reading, entitled:

An Act to further amend the act approved the thirtieth day of April one thousand nine hundred twenty-nine (P.

L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" providing for associations to be formed by two or more cooperative agricultural associations removing certain limitations on holding of common stock enlarging the powers to purchase stock of certain other corporations providing for preferred stock in classes differing only as to rate of dividend further regulating preferred stock dividends and patronage refunds further regulating voting rights of stockholders requiring filing of summaries of adults imposing penalties and changing the words "Auditor General" to the words "Secretary of Revenue"

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 877, on third reading, entitled·

An Act to further amend sections sixteen and seventeen of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" clarifying the provisions relating to the resale of such property purchased by the county commissioners at county treasurer's sales eliminating the right of redemption after such sales and further providing for the reimbursement to the county for moneys spent on such property in certain cases.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1017, as follows:

An Act to protect the public health and safety by requiring registration with and the securing of certificates of registration from the State Board of Pharmacy by persons copartnerships associations and corporations engaged in the manufacture or production of drugs and medical supplies regulating the manufacture of drugs and medical supplies as herein defined prohibiting the manufacture possession or sale of adulterated or misbranded drugs and medical supplies prescribing certificates of registration providing for inspections and the suspension and revocation of certificates of registration conferring powers on the State Board of Pharmacy and courts and providing penaltics

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words as used in this act shall for the purposes of this act be construed as follows

(a) "Drugs" means all medicines and preparations recognized in the United States Pharmacopoeia the National Formulary or the American Homeopathic Pharmacopoeia for internal or external use for the cure mitigation or prevention of disease of either man or other animals

(b) "Medical supplies" means in addition to drugs biological products and all other parenteral medication absorbent cotton bandages gauze sutures compacts compresses surgical dressings of all kinds and descriptions and all other products preparations other than foods used in the diagnosis cure mitigation or prevention of disease in man or other animals or intended to affect the structure of any function of the body of man or other animals but shall not include instruments appliances or devices used by physicians dentists nurses or veterinarians in the pursuit of their professional practice

(c) "Manufacture" includes manufacture making producing packing packaging or preparing drugs or medical supplies but not compounding prescriptions for or selling drugs or medical supplies at retail to the public or repacking when in original packages of the manufacturer or of manufacturers consumer unit sale packages

(d) The words "drug" and "medical supplies" as used in this act do not include surgical or dental instruments or laboratory materials gases oxygen therapy equipment X-ray apparatus or therapeutic equipment their component parts or accessories or equipment instruments apparatus or contrivances used to render such articles effective in medical surgical or dental treatment or for use or consumption in or for mechanical industrial manufacturing or scientific applications or purposes

Section 2 Registration Required No place of manufacture shall be conducted or kept open for the transaction of business until it has been registered with and a certificate of registration which shall not be transferable has been issued by the State Board of Pharmacy

Section 3 Regulation of Manufacture No drugs or medical supplies shall be manufactured in this Commonwealth except under the personal supervision of a registered pharmacist chemist or other persons possessing at least five years' experience in the manufacture of said drugs or medicinal supplies or such other person approved by the State Board of Pharmacy after an investigation and determination by the said board that such person is qualified by scientific or technical training or experience to perform such duties of supervision as may be necessary to protect the public health and safety

Section 4 Applications for Registration Fees Registration Year Application for registration and for a certificate of registration required under the provisons of this act shall be made on forms prepared and fursished by the State Board of Pharmacy and shall be accompanied by a fee of five dollars ($5.00) a separate application shall be made and a separate certificate of registration shall be required for each place of manufacture Certificate of registration issued under the provisions of this act shall at all times be conspicuously displayed in the place of manufacture Certificate of registration shall be issued for a registration year commencing July first of one year and expiring with June thirtieth of the year following

Application forms for registration shall be mailed by the State Board of Pharmacy to each applicant or person to whom a certificate of registration has been issued on or before the first day of June of each year or shall be furnished on request and if application is not made before the first day of July the existing certificate of registration shall expire and become null and void on said date except upon the production of good and sufficient evidence satisfactory to the State Board of Pharmacy explaining the failure to file an application for a certificate of registration within the time prescribed by this act

Section 5 Inspection The State Board of Pharmacy or its duly authorized agents shall have the power to inspect at all reasonable hours in a lawful manner the drugs and medical supplies in any place of manufacture and for such purposes shall have power to enter any place of manufacture and to require any person to permit an examination of the drugs and medical supplies

which he is engaged in manufacturing and to take samples of such drugs and medical supplies upon payment therefor for the purpose of examining and testing the same

Section 6 It shall be unlawful for any manufacturer to manfacture or sell or offer for sale package or have in possession with intent to sell any drug or medical supplies which are adulterated or misbranded within the meaning of this act

Section 7 If inspection and testing of the drugs and medical supplies which purport to be drugs or medical preparations recognized in the latest revision of the United States Pharmacopoeia the National Formulary or the American Homeopathic Pharmacopoeia or any supplement to any of them reveals that such drugs or medical supplies differ from the standard of strength quality or purity as determined by the test or formula laid down in the latest revision of the United States Pharmacopoeia the National Formulary or the American Homeopathic Pharmacopoeia or any supplement to any of them official at the time of such inspection such drugs or medical supplies shall for the purpose of this act be deemed to be adulterated Provided That no drugs or medical supplies defined in the latest revision of the United States Pharmacopoeia the National Formulary or the American Homeopathic Pharmacopoeia or any supplement to any of them official at the time of inspection except the preparations in which such drugs or medical supplies may be an ingredient in the formula thereof shall be deemed to be adulterated under this provision if the standard of strength quality or purity be plainly stated in juxtaposition with the official standard of strength quality and purity upon the bottle box or other container thereof although the standard may differ from that determined by the test or formula laid down by the latest revision of the United States Pharmacopoeia the National Formulary or the American Homeopathic Pharmacopoeia or any supplement to any of them official at the time of investigation

The drugs or medical supplies shall likewise be deemed to be adulterated if the strength quality or purity shall fall below the professed quality under which the same is manufactured prepared for distribution sale or use

Section 8 For the purpose of this act drugs and medical supplies shall be deemed to be misbranded

First All drugs the package or label of which shall bear any statement design or device regarding such article or the ingredients or substance or substances contained therein which is false or misleading in any material particular

Second If it be an imitation of or offered for sale under the name of another article

Third If the contents of the package as originally put up shall have been removed in whole or in part and other contents shall have been placed in such package or if the package fail to bear statement on the label of the presence of any alcohol narcotic drug alpha or beta eucaine chloroform cannabis indica chloral hydrate acetanilide phenacentine antipyrine or any derivative or any preparation of any such substances contained thereon Provided That nothing in this paragraph shall apply to the filling of written prescriptions furnished by practicing physicians dentists and veteranarians and kept on file by pharmacists or as to such preparations as are specified and recognized by the latest revision of the Pharmacopoeia of the United States the latest edition of the National Formulary and the American Homeopathic Pharmacopoeia or any supplement to any of them official at the time of investigation which are made in accordance therewith and are sold under titles designated therein

Fourth If its package or label shall bear or contain any statement design or device regarding the curative or therapeutic effect of such article or any of the ingredients or substances contained therein which is false or fradulent

Section 9 Formularies Required There shall be kept in each place of manufacture for which a Certificate of registration is issued a copy of the latest revision of the United States Pharmacopoeia and the latest edition of the National Formulary which books must be available for and open to the inspection of the State Board of Pharmacy or its duly authorized agents

Section 10 Refusal Suspension Revocation of Certificate of Registration The State Board of Pharmacy may suspend or revoke any certificate of registration obtained by false representation made in the application therefor or when any place of manufacture makes produces packs or prepares or sells drugs or medical supplies except under the personal supervision of a registered pharmacist or other person possessing at least five years' experience in the manufacture of said drugs or medical supplies or such person approved by the State Board of Pharmacy as provided herein Any person to whom a certificate of registration has been issued aggrieved by the action of the State Board of Pharmacy in suspending or revoking a certificate of registration may appeal from the action of the board by petition to the Court of Common Pleas of Dauphin County Such appeals must be takekn within thirty days after such suspension or revocation No appeal shall act as a supersedeas

Section 11 Rules and Regulations The State Board of Pharmacy shall after a public hearing have power from time to time to adopt and promulgate such rules and regulations as may be necessary to carry out the provisions of this act and as it deems necessary for the protection of the public health and safety with respect to the sanitation materials equipment and supplies of places of manufacture for which certificates of registration are issued

Section 12 Equity Jurisdiction The State Board of Pharmacy may in its discretion in addition to other remedies provided for in this act apply to any court of common pleas having jurisdiction over the parties for a writ of injunction to restrain repetitious violations of the provisions of this act

Section 13 Penalties Any person violating any of the provisions of this act or any of the rules and regulations adopted thereunder shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500) or undergo imprisonment for a period of not less than one month nor more than six months or both

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan	Scarlett,	Woodward,
Crider,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1036, as follows:

An Act relating to the rate of pay for policemen firemen and park guards in cities of the first class providing for a system whereby policemen firemen and park guards of cities of the first class who shall enter or who shall have entered the military service during the present hostilities shall be paid upon honorable discharge and re-entry into the police fire or park guard service at the same rate of pay as if they had actually served on the police force fire bureau or park guard force of cities of the first class during the years months or days they were in the military service

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order that policemen firemen and park guards of cities of the first class who after their appointment to such position have entered the armed forces of the United States during the present hostilities shall not be put to a disadvantage because of such service after the effective date of this act the rate of pay accorded to such policemen firemen or park guards in cities of the first class shall be the same at the time of their honorable discharge from the armed services and their re-entry into the police fire or park guard service as it would have been had such policemen firemen or park guards in the cities of the first class been continuously employed as policemen firemen or park guards for the days months or years they served in the armed forces of the United States

Section 2 The provisions of this act shal lbecome effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stevenson,	Ealy,
DiSilvestro,	Klein,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1104, entitled:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion providing for the organization of the various counties into soil conservation districts the appointment of their officers and employes and prescribing their powers and duties creating the State Soil Conservation Commission in the Department of Agriculture and fixing its powers and duties relative to the enforcement of this act providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations therto providing for disposition and operation of existing districts and repealing existing laws.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objections? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 4, page 4, lines 3, 4 and 5, by striking out the words "and one member to be selected by the directors of the several soil conservation districts;" amend Sec. 4, page 4, lines 26, 27 and 28, by striking out the words "and the member selected and appointed by the directors of the several soil conservation districts."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 1104, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1172, as follows:

An Act to further amend the first six paragraphs of section four hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the membership of the Pennsylvania Aeronautics Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first six paragraphs of section four hun-

dred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 443) is hereby further amended to read as follows

Section 407 Pennsylvania Aeronautics Commission The Pennsylvania Aeronautics Commission shall consist of the Secretary of Commerce who shall be chairman thereof and [four] eight other members to be appointed by the Governor Two of the members shall be chosen from the House of Representatives and two from the Senate of the Commonwealth of Pennsylvania The members of the commission who are members of the General Assembly shall have no right to vote but shall in all other respects enjoy all the rights and privileges of membership

The Governor shall designate one of the members of the commission as vice-chairman and the commission shall elect a secretary who need not be a member thereof

The commission shall have an executive director to be appointed by the Governor to serve at his pleasure who shall receive such salary as shall be fixed by the commission with the approval of the Governor The executive director shall attend to the administrative work of the commission and shall perform such other duties as shall from time to time be imposed upon him by the commission No member of the commission nor anyone who has served as a member thereof within one year shall be eligible for appointment as executive director

Each commissioner at the time of his appointment and qualification shall be a resident of the Commonwealth of Pennsylvania and shall have been a qualified elector therein for a period of at least one year next preceding his appointment

The members of the commission first appointed under this act and the legislative members first appointed shall continue in office for terms of one two three and four years respectively and until their respective successors shall be duly appointed and shall have qualified but their successors shall be appointed for terms of four years

Three members of the commission who are not members of the General Assembly shall be a quorum When three members act as a quorum for any purpose including the making of any order or the ratification of any act done or order made by one or more of the commissioners they must act unanimously No vacancy in the commission shall impair the right of a quorum of the commissioners to exercise all the rights and perform all the duties of the commission

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell,	Leader,	Tallman,
Becker,	Geltz,	Letzler,	Taylor,
Berger,	Gourley,	Mallery,	Thomas,
Blass,	Haluska,	Margie,	Troutman,
Bowers,	Heyburn,	McCreesh,	Tyler,
Carr,	Holland,	McGinnis,	Wagner,
Chapman,	Homsher,	Rosenfeld,	Walker,
Coleman,	James,	Ruth,	Wilson,
Cox,	Jaspan,	Scarlett,	Woodring,
Crider,	Jones,	Snowden,	Woodward,
Dent,	Kephart,	Stiefel,	Ealy,
DiSilvestro,	Klein,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 1209, on third reading, entitled:

An Act relating to and regulating the business of the use and disposition of the bodies of dead animals providing for the licensing of such business and the cancellation of such licenses authorizing the Department of Agriculture to promulgate rules and regulations therefor and imposing certain duties upon said department and providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

PERMISSION TO ADDRESS SENATE

Mr. COX asked and obtained unaminous consent to address the Senate.

Mr. COX. Mr. President, I desire to interrogate the gentleman from Lancaster, Senator Homsher.

The PRESIDING OFFICER. Will the gentleman from Lancaster permit himself to be interrogated?

Mr. HOMSHER. I will.

Mr. COX. After the experience we had on Thursday with House Bill 568, when the bill was reported out with twenty-one pages of amendments, I would like to ask, if there are any amendments to this bill to be proposed, on either first or second reading, would it be possible for the gentleman from Lancaster to see that we get copies of the amendments in advance.

Mr. HOMSHER. I would be glad to try to arrange that.

Mr. COX. Thank you.

Mr. HOMSHER. I think the bill should be read for the first time tonight.

Mr. COX. Has the bill been printed?

Mr. HOMSHER. Yes.

Mr. COX. I am perfectly willing to have the bill pass first reading. We understand there will be sufficient time, while the bill remains on second reading, so that we will have opportunity to inspect any amendments your side will have to offer, and, of course, we will extend the same courtesy to you.

Mr. HOMSHER. It will be necessary to make some amendments, and I will be glad to try to arrange for you to have copies of the amendments before they are printed.

Mr. COX. Thank you.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 48, entitled:

An Act to further amend section four hundred one of the act aproved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by exempting trailers and semi-trailers from registration when used exclusively for the business of farming

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 62, on second reading, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" as last amended by imposing an additional tax on liquid fuels providing for the payment thereof into the Motor License Fund making appropriations and providing for the distribution to certain political subdivisions of this Commonwealth with certain conditions making an appropriation to the Joint State Government Commission for certain purposes and imposing duties on the Department of Highways

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 69, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 86, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 87, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 88, entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No 90, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 91, entitled:

An Act making an appropriation to the National Farm School at Doylestown Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 119, entitled:

An Act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations, and providing penalties for violations thereof and making an appropriation

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 140, entitled:

An Act making an appropriation to aid school districts

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 141, entitled:

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 145, entitled:

An Act making an appropriation to The Glen Mills Schools situate in Delaware County Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 147, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeoman (female) and nurses

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 151, entitled:

An Act making an appropriation for the purpose of maintaining the public road and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 152, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 153, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 157, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 158, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 160, entitled:

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission for payment of lands acquired by condemnation and of the necessary expenses incurred incident thereto

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 168, entitled:

An Act making an appropriation for aid to free public nonsectarian county libraries and for the purchase and transportation of books

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 171, on second reading, entitled:

An Act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 174, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 191, entitled:

A Supplement to the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" establishing an additional route in the city of Altoona.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 214, entitled:

An Act making an appropriation to the Franklin Institute of the State of Pennsylvania at Philadelphia.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 215, entitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton Pennsylvania.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 216, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 279, on second reading, entitled:

An Act to amend section one of the act approved the first day of June one thousand nine hundred forty-three (App. Acts p. 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" increasing the amount of such appropriation and extending the time thereof

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 306, entitled:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" providing for the filling of vacancies in the office of city treasurer prescribing qualifications of persons so appointed and regulating the appointment of deputy controllers and the responsibility and liability of controllers for their action and conduct.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. COLEMAN offered the following amendment:

Amend Section 1, page 2, line 11, by striking out after the word "until" all of said line and lines 12 and 13, and the word "qualify" in line 14, and inserting in lieu thereof in line 11 and following the word "until" "the expiration of the term of said officer."

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 324, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 325, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways for roads paths and parking areas on the Daniel Boone Homestead property.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 344, entitled:

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania increasing the maximum amount of State debt to supply deficiencies in revenue.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 386, entitled:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum the property at Ambridge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as "Old Economy"

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 399, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloister an important historical shrine belonging to the Commonwealth.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 419, on second reading, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-three (App. Acts page 45) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne destroyed by flood in said county during the month of May one thousand nine hundred forty-two" increasing the appropriation for the construction of certain bridges

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 434, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used for the acquisition of land within the limits of the "Bucktail State Park" and prescribing the uses to be made of such land.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 437, entitled:

An Act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor providing for the operation of such bridges as free bridges after acquisition and making an appropriation.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 438, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund" as reenacted and amended by adding to section five a new clause making the moneys in the Motor License Fund available for the acquisition of toll bridges located wholly within Pennsylvania

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 482, entitled:

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways providing for the acceptance of Federal aid empowering counties to pay certain damages providing for the collection of toils on such bridge and making an appropriation" by appropriating funds from the Motor License Fund for the construction of said bridge.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 490, entitled:

An Act authorizing and directing the Department of Highways to erect and construct a free bridge over the Susquehanna River from a point in the City of Harrisburg in the vicinity of Third and Forster Streets to a point in the Borough of Wormleysburg at the intersection of State Highway Routes thirty and seven hundred eight and to provide the necessary approaches thereto and making an appropriation.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 494, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 508, entitled:

An Act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial re-

sponsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 511, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purpose of maintaining dikes along Darby Creek in Tinicum and Darby Townships Delaware County and in Philadelphia.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 568, on second reading, entitled:

An Act regulating the appointment promotion suspension reduction and reinstatement of certain employes in bureaus of police and park police in the bureau of parks in cities of the second class defining the powers and duties of civil service commissions for such purpose in said cities and repealing inconsistent legislation

go over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 602, entitled:

An Act making an appropriation to the Phoenix Volunteer Fire Company of Hollidaysburg for the protection of State property.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unonimous consent that Senate Bill No. 612, on second reading, entitled:

An Act to repeal the act approved the first day of December one thousand nine hundred thirty-eight (P. L. 109) entitled "A supplement to the act approved the eighteenth day of March one thousand eight hundred and seventy-five (P. L. 30) entitled 'An act to authorize changes of venue in criminal cases' forbidding changes of venue in criminal prosecutions by any court on application of the Commonwealth or prosecutor"

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN. Mr. President, I ask unanimous consent that Senate Bill No. 624, on second reading, entitled:

An Act removing certain roads or sections of road from the state highway system and providing for their future maintenance and construction.

go over in its order.

The PRESIDING OFFICER. Is there objection?

Mr. HEYBURN. Mr. President, I object.

Mr. COLEMAN. Mr. President, I was directed by the Democratic Caucus to request that Senate Bill No. 624 go over in its order because copies of this bill were not available for the persual of the minority members of the Senate.

Mr. HEYBURN. Mr. President, the bill was available at one o'clock today and copies of it are on the desks of the Senators. We also had copies in the Republican Caucus.

The PRESIDING OFFICER. Is there objection to Senate Bill No. 624 going over in its order temporarily. The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 638, entitled:

An Act to further amend section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by authorizing domestic stock and mutual insurance companies other than life to transact outside of the United States its territories and possessions any and all forms of insurance or reinsurance other than life insurance or annuities authorizing such companies to accept any and all kinds of reinsurance other than life insurance or annuities and providing for the maintenance in either case of a minimum policyholders' surplus of one million five hundred thousand dollars.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER offered the following amendments:

Amend section 1, page 2, line 1, by striking out after the figure "1" the balance of the line; Amend section 1, page 2, lines 2 to 20, inclusive, by striking out the whole thereof; Amend section 1, page 3, line 1, by striking out at the beginning of the line thereof the following: "[(f)]"; Amend section 1, page 3, line 7, by striking out at the end thereof the following: "[one]" and inserting in lieu thereof the following: "two"; Amend section 1, page 3, line 8, by striking out after the word "million" and before the word "dollars" the following: "[five hundred thousand]"; Amend section 1, page 3, line 8, by striking

out at the end thereof the figures as follows: "[$1,-500,000.00]" and inserting in lieu thereof the following: "$2,000,000.00"; Amend section 1, page 3, line 9, by striking out at the beginning thereof the following: "[(g)]" and inserting in lieu thereof the following: "Section 2"; Amend section 1, page 3, line 13, by striking out after the word "surplus" the balance of the line thereof; Amend section 1, page 3, line 14, by striking out the whole line thereof and inserting in lieu thereof the following: "as now required by law"; Amend section 1, page 3, line 14, by adding thereafter the following new paragraph: "Section 3. All companies doing business authorized by this act shall maintain reserves in the amounts and in the manner prescribed by sub-article (b) of article III of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789 as amended.."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WAGNER offered the following amendments:

Amend the title, page 1, line 1, by striking out after the word "to" the balance of the line; Amend the title, page 1, lines 2 to 13, inclusive, by striking out the whole thereof; Amend the title, page 1, line 14, by striking out at the beginning thereof the following: "[by authorizing]" and inserting in lieu thereof the following: "authorize"; Amend the title, page 2, line 3, by striking out after the word "annuities" and before the word "providing" the following: "[and]"; Amend the title, page 2, line 5, by striking out after the word "of" and before the word "million" the following: "[one]" and inserting in lieu thereof the following: "two"; Amend the title, page 2, line 5, by striking out after the word "million" the balance of the line"; Amend the title, page 2, line 6, by adding at the end of the line thereof the following: "And for reserves as required by the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, seven hundred eighty-nine)".

They were agered to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WAGNER. Mr. President, I ask unanimous consent that Senate Bill No. 638, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 639, entitled:

An Act to amend paragraph eleven of subdivision (c) of section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by authorizing domestic stock and mutual casualty insurance companies to make insurances against loss or damage to automobiles and airplanes seaplanes dirigibles or other aircraft including loss or damage by fire and against perils to property resulting from the ownership maintenance or use of automobiles and airplanes seaplanes dirigibles or other aircraft.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER offered the following amendments:

Amend section 1, page 2, line 1, by striking out after the numeral "1" and before the part word "sec-" the following: "[Paragraph eleven of subdivision (c) of]"; Amend section 1, page 2, line 2, by striking out after the part word "tion" and before the word "hundred" the following: "[two] and inserting in lieu thereof the following: "three"; Amend section 1, page 2, line 2, by striking out after the word "hundred" and before the word "of" the following: "[two]" and inserting in lieu thereof the following: "eleven"; Amend section 1, page 2, line 4, by striking out after the word "Laws" and before the word "entitled" the following: "[682]" and inserting in lieu thereof the following: "789"; Amend section 1, page 2, line 5, by striking out after the part word "surance" the balance of the line; Amend section 1, page 2, lines 6 to 12, inclusive, by striking out the whole thereof; Amend section 1, page 2, line 13, by striking out at the beginning of the line thereof the following: "[penalties and repealing existing laws]" and inserting in lieu thereof the following: "establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws"; Amend section 1, page 2, line 15, by striking out after the word "Section" the balance of the line thereof; Amend section 1, page 2, lines 16 to 22, inclusive, by striking out the whole thereof; Amend section 1, page 3, lines 1 to 6, inclusive, by striking out the whole thereof and inserting in lieu thereof the following:

311. Computation of Reserve Against Unpaid Losses [in Casualty Insurance]—The Insurance Commissioner shall in calculating the reserve against unpaid losses of [casualty] insurance companies, except life insurance companies other than losses under liability and workmen's compensation policies, set down, by careful esti-

mate in each case, the loss likely to be incurred against every claim presented or that may be presented in pursuance of notice from the insured of the occurrence of an event that may result in a loss. The sum of the items so estimated shall be the total amount of the reserve, except that, in credit insurance, fifty per centum of the premiums on all credit policies expiring in the months of October, November, and December of the current year, less the amount of losses paid on such policies, shall, in addition thereto, be charged in the loss reserve.

Section 2. Section 313 of the act at last amended by the act, approved the twelfth day of July, one thousand nine hundred thirty-five (Pamphlet Laws, nine hundred fifty-six), is further amended to read as follows:

Section 313. Computation of Reserve—The reserve required of stock and mutual [casualty] insurance companies, except life insurance companies and exchanges for outstanding losses under insurance against loss or damage from accident to, or injuries suffered by, an employe or other person, and for which the insured is liable, shall be computed as follows:

* * * * *

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WAGNER offered the following amendments:

Amend the title, page 1, line 1, by striking out after the word "amend" and before the word "section" the following: "[paragraph eleven of subdivision (c) of]"; Amend the title, page 1, line 2, by striking out at the beginning thereof the following: "[two]" and inserting in lieu thereof the following: "three"; Amend the title, page 1, line 2, by striking out after the word "hundred" and before the word "of" the following: "[two]" and inserting in lieu thereof the following: "eleven and further to amend section three hundred thirteen"; Amend the title, page 1, line 4, by striking out after the word "Laws" and before the word "entitled" the following: "[682]" and inserting in lieu thereof the following: "789"; Amend the title, page 1, line 5, by striking out after the word "insurance" the balance of the line"; Amend the title, page 1, lines 6 to 17, inclusive, by striking out the whole thereof; Amend the title, page 2, lines 1 to 4, inclusive, by striking out the whole thereof and inserting in lieu thereof the following: "establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies Lloyds associations, reciprocal and interinsurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," to require the computation and setting up of unearned premium and loss reserves by all insurance companies, except life insurance companies."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading?

BILL OVER IN ORDER

Mr. WAGNER. Mr. President, I ask unanimous consent that Senate Bill No. 639, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 624 CALLED UP

Mr. HEYBURN. Mr. President, I call up for consideration at this time Senate Bill No. 624, on page 28 of today's Calendar, which recently passed over in its order.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 624, entitled:

An Act removing certain roads or sections of road from the state highway system and providing for their future maintenance and construction.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 639 on second reading, entitled:

An Act to amend section four of the act approved the first day of June one thousand nine hundred and thirty-three (P. L. 1409) entitled as amended "An act authorizing the creation of State mining commissions with judicial powers to have exclusive jurisdicition with certain exceptions over the mining of coal within or under land easements or right of ways purchased condemned or otherwise acquired by the Commonwealth and over the assessment and award of benefits improvements and damages for coal required to be left in place by reason of the obligation to furnish support for land easements or right of ways purchased condemned or otherwise acquired by the Commonwealth whether the damages are payable by the Commonwealth or a county or a municipality authorizing counties and municipalities to enter into agreements to indemnify or reimburse the Commonwealth for damages to its land easements or right of ways caused by the removal of coal under or adjacent thereto waiving vertical and lateral support therefor under certain conditions reserving the right to acquire absolute vertical and lateral support reserving the power to establish detours for the removal of coal underlying State highways providing for appeals to the courts of common pleas from orders assessing damgaes for coal required to be left in place" by waiving under certain conditions where no damages are payable vertical or lateral support to all lands easements and right of ways purchased condemned or otherwise acquired by the Commonwealth

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 640, entitled:

An Act to amend paragraph (2) of subdivision (b) of section two hundred two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by authorizing domestic stock and mutual fire marine and fire and marine insurance companies to make insurances against loss by reason of legal liability for damage to property or bodily injury to the person arising from the ownership or maintenance or use of aircraft automobiles or other vehicles

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER offered the following amendments:

Amend section 1, page 1, line 1, by striking out after the numeral "1" and before "(b)" the following: [Paragraph (2) of subdivision], and inserting in lieu thereof the following: subsection; amend section 1, page 2, line 13, by inserting after the word "laws" and before the word "is" the following; as last amended by the act, approved the sixth day of May, one thousand nine hundred forty-three, (Pamphlet Laws, one hundred eighty-one; amend section 1, page 2, line 14, by inserting at the beginning of the line thereof the following: further; amend section 1, page 3, line 3, by striking out after the word "theft" and before the word "not" the light face bracket as follows: [[ ]; amend section 1, page 3, line 3, by strkiing out after the word "not" and before the word "including" the light face bracket as follows: [[ ]; amend section 1, page 3, line 4, by striking out after the word "by" and before the word "reason" the light face bracket as follows: [[ ]; amend section 1, page 3, line 5, by striking out after the word "person" and before the word "legal" the light face bracket as follows: [ ]]; and inserting in lieu thereof a new paragraph as follows: 2.1 Except such companies may make insurance against; amend section 1, page 3, line 8, by striking out after the word "and" and before the word "effect" the following: [to]; amend section 1, page 3, line 9, by adding at the end of the line thereof the following: or subdivision (2); amend section 1, page 3, line 9, by inserting thereafter a new paragraph as follows: * * * * *

(c) * * * * *

(11) * * * * *

(11.1) To insure against loss or damage to automobiles, airplanes, seaplanes, dirigibles or other aircraft by fire or while being transported in any conveyance by land or water and against perils to property, including loss of use and loss by legal liability for damage to property resulting from the ownership or from the use of automobiles, airplanes, seaplanes, dirigibles or other aircraft

Section 2. Section two hundred six of the said act, is hereby amended to read as follows:

Section 206. Minimum Capital and Financial Requirements to do Business.

* * * * *

(f) Stock, fire and casualty companies organized to make the insurances mentioned in subdivision two and one-tenth of subsection (b) of subsection eleven and one-tenth of subsection (c) of section two hundred two of this act must have a capital of not less than one hundred thousand dollars ($100,000.00) in addition to the capital required for other types of insurances.

Section 3. Section five hundred sixteen of the said act, is hereby amended to read as follows:

Section 516. Capital of Foreign Companies—Stock fire, stock marine, and stock fire and marine insurance companies, of other States and foreign governments, to be licensed to do, in this Commonwealth, any one of the classes of business mentioned in section two hundred and two (202), subdivision (b) of this act, must have a paid up and safely invested capital, if a company of any other State, or a deposit in the United States, if a company of a foreign government, of not less than two hundred thousand dollars ($200,000), [and] if to do two [all] of the classes of business mentioned in section two hundred and two (202), subdivision (b) of this act, a paid up capital or deposit of not less than [four] three hundred thousand dollars [$400,000] $300,000, if to do three of the classes of business mentioned in section two hundred and two (202), subdivision (b) of this act, a paid up capital or deposit of not less than $400,000 and if to do all of the classes of business mentioned in section two hundred and two (202), subdivision (b) of this act, a paid up capital or deposit of not less than $500,000.

Section 4 Section five hundred thirty-one of the said act, as last amended by the act, approved the fourth day of May, one thousand nine hundred thirty-five (P. L. 13), is hereby further amended to read as follows:

* * * * *

Section 531. Licensing of Foreign Mutual Companies.

(b) A mutual fire, mutual marine, or mutual fire and marine insurance company [of another State, which had not been originally licensed to transact business in this Commonwealth prior to and was not transacting business in this Commonwealth on June twenty-third, one thousand nine hundred and thirty-one, may be licensed and relicensed to transact the class of business mentioned in clause (1), subdivision (b), of section two hundred and two (202), of this act, when it has a surplus over all liabilities, including unearned premiums, computed in accordance with the laws of this Commonwealth of not less than one hundred and fifty thousand dollars ($150,000). If to transact the classes of business mentioned in clauses (2) and (3) of subdivision (b), section two hundred and two (202) of this act, its surplus over all liabilities must not be less than four hundred thousand dollars ($400,000)] organized under the laws of any other state or county and having by its charter the power to transact the insurance business mentioned in subsection (b) of section two hundred and two (202) of this act, in order to transact such business shall have a surplus over liabilities, including unearned premiums and loss reserve of not less than the capital required of a domestic stock company to transact the same kinds of insurance. Providing, that every such

mutual fire, mutual marine and mutual fire and marine company now licensed to do busines in this Commonwealth, shall not be required to maintain a surplus in excess of that which it was required to maintain January first, one thousand nine hundred forty-five unless it shall engage in types of insurances authorized for it by law in which such mutual company was not engaged on January first, one thousand nine hundred forty-five.

Section 5. The provisions of this act shall become effective January first, one thousand nine hundred forty-six.

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WAGNER offered the following amendments:

Amend the title, page 1, line 1, by striking out after the word "amend" and before the word "section" the following: [paragraph (2) of subdivision (b) of]; Amend the title, page 1, line 2, by striking out at the beginning of the line thereof the following: [two hundred two], and inserting in lieu thereof the following: section two hundred six by adding a new subsection (f) and section five hundred sixteen and further to amend subdivision two of subsection (b) of section two hundred two and add a new subdivision two and one-tenth thereto, subdivision eleven of subsection (c) of section two hundred two and to add a new subdivision eleven and one-tenth thereto and subsection (b) of section five hundred thirty-one; amend the title, page 1, line 16, by inserting after the word "marine" and before the word "insurance" the following: and stock and mutual casualty: amend the title, page 2, line 3, by adding at the end thereof the following: And fixing capital and reserve requirements for such companies and for foreign insurance companies of the same types.

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading?

BILLS OVER IN ORDER

Mr. WAGNER. Mr. President, I ask unanimous consent that Senate Bill No. 640, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officers of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. McGINNIS. Mr. President, I ask unanimous consent that House Bill No. 671, on second reading, entitled:

An Act to amend section six hundred eight of the act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof creating a Milk Control Commission establishing its jurisdiction powers and duties regulating the production transportation manufacturing processing storage distribution delivery and sale of milk and certain products thereof providing for the licensing of milk dealers and the payment of fees therefor requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers authorizing the holding of hearings and the issuance of subpoenas by the commission conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules regulations and orders of the commission authorizing the commission to adopt rules regulations and orders and to enter into interstate and Federal compacts requiring persons who weigh measure sample or test milk to procure permits or certificates to take examinations to pay fees therefor to furnish certain notices records and statements and to use certain methods of weighing measuring sampling and testing authorizing the commission to examine the business papers and premises of milk dealers and producers requiring the keeping of records and the filing of reports by milk dealers and permitting with limitations the use of information obtained thereby authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor and conferring certain powers upon the Governor with respect thereto providing for appeals to the courts from decisions of the commission and for the burden of proof upon such appeals prescribing penalties fines nad imprisonment for violations of this act and rules regulations and orders of the commission defining perjury defining remedies repealing legislation supplied and superseded by this act and saving rights duties and proceedings thereunder and making appropriations" by requiring milk dealers to give daily reports of milk delivered by milk producers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 715, on second reading, entitled:

An Act to further amend the title and the act approved the twentieth day of June one thousand nine hundred nineteen (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a

resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" by adding a new section by changing the provisions imposing inheritance taxes on personal property accounts in trust and transfers intended to take effect in possession or enjoyment at or after death imposing additional duties on banks safe deposit companies trust companeis corporations institutions or depositories surviving parties of joint accounts or accounts in trust persons registers of wills and the Department of Revenue and providing penalties changing the provisions for rate of tax debts and deductions the computation of tax on life estates or estates for years the assessment of tax on future estates the lien of taxes and commissions to be retained by registers of wills

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 719, entitled:

An Act to reenact and further amend the title and the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" providing for the transfer to the Commonwealth of all grounds lands buildings and personal property used for the care and maintenance of indigent persons in conjunction with institutions for the care of mental patients heretofore transferred to the Commonwealth and for payment therefor by the Commonwealth to the political subdivisions and further regulating the procedure relating to property of such institutions abandoned by the Commonwealth and to institutions closed.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 748, entitled:

An Act providing for the acceptance by the Commonwealth of a gift of lands from the United States of America or any federal agency and placing such lands under the control and supervision of the Department of Forests and Waters

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 749, entitled:

An Act making an appropriation to the Department of Health for the purpose of organizing projects for the adequate prevention diagnosis care and treatment of rheumatic fever and rheumatic heart disease

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 754, entitled:

An Act requiring one surety bond to be taken in counties and cities of the first class for each officer and his deputies clerks and assistants and providing for the payment of premiums by each officer and his deputies clerks and assistants

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 759, entitled:

An Act making an appropriation to the Warren Volunteer Fire Department of Warren Pennsylvania for the protection of State Property

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 760, entitled:

An Act to amend sections three four and five and to repeal sections six seven eight nine and ten of a supplementary act approved the third day of July one thousand nine hundred forty-one (P. L. 244) entitled "A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) as amended entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State

employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' " by extending the time of State employes to rejoin the State employes' retirement association after completion of active military service and removing the requirement for a physical examination in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 612 CALLED UP

Mr. COLEMAN. Mr. President, I call up for consideration at this time, Senate Bill No. 612, on page 28 of today's Calendar, which was passed over in its order.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 612, entitled:

An Act to repeal the act approved the first day of December one thousand nine hundred thirty-eight (P. L. 109) entitled "A supplement to the act approved the eighteenth day of March one thousand eight hundred and seventy-five (P. L. 30) entitled 'An act to authorize changes of venue in criminal cases' forbidding changes of venue in criminal prosecutions by any court on application of the Commonwealth or prosecutor"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 568 CALLED UP

Mr. GELTZ. Mr. President, I call up for action at this time Senate Bill No. 568, on page 28 of today's Calendar.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 568, entitled:

An Act regulating the appointment promotion suspension reduction and reinstatement of certain employes in bureaus of police and park police in the bureau of parks in cities of the second class defining the powers and duties of civil service commissions for such purpose in said cities and repealing inconsistent legislation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 761, entitled:

An Act to amend section three and to further amend sections four and five of a supplementary act approved the third day of July one thousand nine hundred forty-one (P. L. 249) entitled as amended "A Supplement to the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2423) as amended entitled 'An act establishing a Pennsylvania State Police Retirement System providing for payments upon retirement death disability involuntary retirement and of certain medical expenses from the State Employes' Retirement Fund under the Administration of the State Employes' Retirement Board providing for contributions by members of the Pennsylvania State Police and the Commonwealth providing for the guarantee by the Commonwealth of certain of said funds providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties exempting annuities allowances returns benefits and rights from taxation and judicial processes and providing penalties' " by extending the time for State employes to rejoin the State Employes' Retirement Association after completion of active military service and removing the requirement for a physical examination in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 764, entitled:

An Act making an appropriation to the Huntingdon Volunteer Fire Department of Huntingdon Pennsylvania for the protection of State Property

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 765, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire by condemnation or purchase land or land and buildings within the City of Philadelphia and within the City of Pittsburgh or the County of Allegheny, and to construct alter improve and equip such property for use of the Commonwealth providing for the maintenance thereof and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 766, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia Commonwealth of Pennsylvania to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by the United Nations and ceding jurisdiction to the United States

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 770, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Farview State Hospital to acquire a certain tract of land for the use of said hospital and making an appropriation therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 775, entitled:

An Act making an appropriation out of the Motor License Fund to the Joint State Government Commission of the General Assembly to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions and an equitable basis for State aid to local governments for highway purposes authorizing consultation with research organizations of recognized national standing and defining its powers and duties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 779, entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER, on behalf of the sponsors of the bill, offered the following amendment:

Amend Sec. 1, (Sec. 1), page 2, line 9, by inserting after the word "thereof": "for a period of five years after the completion of such improvements."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 815, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 817, entitled:

An Act making appropriations to the Department of Property and Supplies for the further restoration improvement and equipment of the Pottsgrove Mansion in the Borough of Pottstown on the advice and subject to the approval of the Pennsylvania Historical Commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 821, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 826, entitled:

An Act making an appropriation to the Department of Health to pay the costs of continuing its health programs in full, under certain conditions and prohitibing the Department to accept Federal funds under certain conditions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 845, entitled:

An Act to amend section thirteen of the act approved the twenty-third day of May one thousand nine hundred seven (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provisions to be misdemeanors and providing penalties for violations thereof" by further regulating the eligibility lists in cities of the second class "A"

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. COLEMAN offered the following amendment:

Amend Sec. 1 (Sec. 13), page 2, line 23, by inserting after the word "thereafter" "And providing further, That any honorably discharged soldier, sailor or marine shall be given an examination for any position in the competitive class within thirty days following his request therefor and after such examination his name shall be listed and certified on the appropriate eligibility list in the order of his grading."

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 868, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 869, entitled:

An Act making an appropriation to the Trustees of the George Jr Republic Association Grove City Pennsylvania for the payment of costs of new construction and repairs

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 992, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park, birthplace of the petroleum industry

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1052, entitled:

An Act authorizing the compromise and final settlement of claims and suits for the collection of inheritance taxes upon the estate of decedents and claims and suits for the escheat of such estates

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1062, entitled:

An Act to further amend section nine of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties to the judges thereof and appeals therefrom" by giving trustees the right to hold certain real estate under certain conditions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 1068, on second reading, entitled:

An Act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said Board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1085, entitled

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State Highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing Route 53073 in Schuylkill County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 1175, on second reading, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriations Acts, page fifty-nine) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-three" providing for a deficiency in an appropriation made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred forty-five

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1258, on second reading, entitled:

An Act to amend section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for assisted providing for the support of such persons by certain relative and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 1278, on second reading, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 112, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Indiana State Teachers' College, to acquire a certain tract of land for the use of said school; and making an appropriation therefor.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 568, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents and district superintendents and providing for reimbursement by the Commonwealth and by school districts for pupils attending schools of other districts and repealing certain provisions of said act and of other laws relating thereto

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration fo Senate Bill No. 716, entitled:

An Act to amend section eight of the act approved the twenty-first day of June one thousand nine hundred and thirty-seven (P. L. 1969) entitled "An act relating to nonprofit cooperative corporations organized to engage in rural electrification providing for the organization consolidation and dissolution of such corporations prescribing the qualification for membership therein conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing cooperative or nonprofit corporations and associations within the provisions of this act conferring powers and imposing duties on certain State departments commissions and officers fixing fees conferring the right of eminent domain prohibiting the use of certain terms in the corporate names of other corporations exempting such corporations from excise taxes imposing on them a license fee and exempting such corporations from the jurisdiction of the Pennsylvania Public Utility Commission and from the provisions of the Securities Act" by providing that before a certificate of incorporation shall issue to an electric cooperative corporation the Pennsylvania Public Utility Commission shall find and determine certain facts and approve the article of incorporation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL INTRODUCED AND REFERRED

Mr. BERGER. Mr. President, I ask unanimous consent t ointroduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER read in place and presented to the Chair Senate Bill No. 786, entitled:

An Act authorizing departments, boards, commissions and agencies of the State government to make contracts for radio communication service and providing for the payment of service charges therefor.

Which was committed to the Committee on State Government.

BILLS ON FIRST READING

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion.

Mr. BERGER. Mr. President, I object to Senate Bill No. 552, being read for the first time.

The PRESIDING OFFICER. There being objection, the motion that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session, is amended to exclude Senate Bill No. 552.

And the question recurring,

Will the Senate agree to the motion, as amended?

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 238, entitled:

An Act to further amend the act, approved the fifth day of January one thousand nine hundred thirty-four (P. L. 223) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties" by further providing for compensation to certain persons who served in the military or naval forces of the United States during the Cuban Occupation the Porto Rican Occupation the Cuban Pacification or who served during a certain time in the Philippines and was awarded a campaign medal and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 291, entitled:

An Act making an appropriation to the State Council for the Blind for use in improving the condition of the blind by supplying to adult blind, vocational training which will lead to remunerative employment with seeing workers; to provide for their employment and placement in industry, business and the professions; to obtain required medical service for such training and placement, to meet expenses necessary for their program and to take any action necessary to accept any grants from the Federal Government or any agency thereof to further these objectives.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 514, entitled:

An Act to amend subsection (b) of section sixteen of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," requiring registrars to sit in voting precincts upon the petition of a certain number of qualified electors thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 614, entitled:

An Act to amend section four hundred nineteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by permitting certain additional stock insurance companies to come within the provisions thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 650, entitled:

An Act to further amend subsection (c) of section two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real setate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," excluding persons engaged in selling cemetery plots from the provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 692, entitled:

An Act to amend sections two and four of the act, approved the sixth day of May, one thousand nine hundred twenty-seven (P. L. 820) entitled "An act regulating the practice of the profession of engineering in all of its branches, including surveying; providing for the registration of certain persons practicing or offering to practice said profession; conferring certain powers and imposing certain duties upon the State registration board for professional engineers, upon the court of common pleas of Dauphin County; and providing penalties"; by defining "practice of engineering" and "responsible charge" and changing the form of certificates of registration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 696, entitled:

An Act directing the county commissioners of each county to prepare certify and deliver to the Department of Internal Affairs at stated intervals a certified list of all real estate conveyances or transfers within such county together with the consideration for such conveyance or transfer and the assessed valuation for county tax purposes of such real estate providing for reimbursement to the county by the Deaprtment of Internal Affairs for such lists and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 697, entitled:

An Act requiring the consideration, purchase price or other value of the interest conveyed to be set forth in all conveyances or other transfers of real estate or interests therein; prohibiting the recorder of deeds from accepting for record instruments not setting forth such consideration and requiring the recorder of deeds to deliver a list of such transfers and the consideration therefor to the county commissioners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 735, entitled:

An Act defining and providing for the licensing and regulation of certain schools and classes; conferring powers and imposing duties upon the Department of Public Instruction and the State Council of Education; and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 751, entitled:

An Act permitting superintendents, physicians and psychiatrists of State-owned mental hospitals to certify the hospital records as to the condition of mental patients in lieu of attendance in person before any court or commissioner, in civil proceedings relating to such mental patients, and making such records admissible in evidence.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 752, entitled:

An Act to amend section four hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws", by empowering institution districts to receive and maintain chronic mental patients confined in State mental hospitals or other institutions, and providing for the reimbursement by the Department of Welfare for the cost of maintaining such persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 755, entitled:

An Act to amend section five hundred thirty-six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making further provision for the fiscal year in school districts of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 762, entitled:

An Act to further amend sections six hundred seventeen and six hundred twenty-one and to amend sections six hundred eighteen, six hundred nineteen and six hundred twenty of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by making provision for the erection, construction, maintenance and operation of county, joint county and county and municipal contagious disease hospitals and for the erection of buildings, wings and units at general hospitals and for the payment of the same out of county funds including the cost of the care and treatment of indigent and part-pay patients.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 769, entitled:

An Act to amend sections three, four and five, and to repeal sections six, seven, eight, nine and ten of a supplementary act, approved the sixth day of May, one thousand nine hundred forty-two (P. L. 101) entitled, "A supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled, 'An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities,

allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties', defining the rights and obligations of certain members of the School Employes' Retirement Association engaged in active military service," by extending the time of employes to rejoin the School Employes' Retirement Association after completion of active military service; and removing the requirement for a physical examination in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 771, entitled:

An Act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged, and in certain cases for the widows and wives of such persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 772, entitled:

An Act to further amend section eleven of the act, approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the service allowance of certain employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 776, entitled:

An Act to further amend section five of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 730), entitled "An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drinks; providing for the registration thereof; prohibiting the sale, offering or exposing for sale, exchange or giving away thereof in certain cases unless registered; regulating the manufacture, bottling, preparation, mixing, and compounding of carbonated beverages or still drinks, and the sale and dispensing thereof; creating a special fund in the State Treasury; and providing penalties," by authorizing the Secretary of Agriculture to issue rules governing the use of color in certain beverages.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 784, entitled:

An Act to further amend Section 320 of an Act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth class; and revising, amending, and consolidating the laws relating thereto," as last amended by Section 4 of the act approved the fifteenth day of June, one thousand nine hundred and thirty-nine (P. L. 365)

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 806, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by clarifying the provisions for the appraisal and valuation of the capital stock of corporations subject to capital stock and franchise taxes and by changing the gross receipts fraction applicable to foreign corporations doing business in this Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 842, entitled:

An Act authorizing cities boroughs towns and townships to establish veteran's service centers and to expend money therefor and for the operation and maintenance thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1250, entitled:

An Act providing a uniform method for taking samples of food or processed food for the purpose of analysis or examination by duly authorized representatives of any city county township incorporated town or borough.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. HEYBURN. Mr. President, before moving that the Senate adjourn, I desire to announce that tomorrow at twelve o'clock the Honorable G. Harold Wagner will be sworn in as Auditor General in the Hall of the House. All Senators who desire to attend the ceremonies are requested to be here in the Senate Chamber at 11:45 a. m.

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Tuesday, May 1, 1945, at 3:00 o'clock p. m. Eastern War Time.

Mr. McGINNIS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:59 o'clock p. m., Eastern War Time until Tuesday, May 1, 1945, at 3:00 o'clock p. m. Eastern War Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 30, 1945

The House met at 3 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Rev. Cuyler N. Ferguson, Pastor First United Presbyterian Church, Tarentum, Pa., guest of the Chaplain, offered the following prayer:

O God as we call upon Thee we are mindful that Thou hast said "Righteousness exalteth a Nation but sin is a reproach to any people" and "Except the Lord build the house they labor in vain that build it."

Therefore we call on Thee to be present to bless these legislators as they came together for this last session to transact business for the good of this Commonwealth. Give them a keen sense of their responsibilities and enable them to fulfill them well. Have Thy way to rule and over rule for the good of all.

Also, our Father be pleased to bless this great Nation putting about it Thy protection and strength enabling it to take its rightful place in the world.

Our Father, for those who fight in our defense we ask Thy presence and protection. We ask for the speedy and successful end of the war and their safe return.

O God be with that conference of world representatives meeting in our land for the planning of world peace. May Thy presence be felt there and Thy will be done. In Jesus name we pray. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Thursday, April 26, 1945.

The Clerk proceeded to read the Journal of Thursday, April 26, 1945, when, on motion of Mr. PAUL G. MURRAY unanimously agreed to, the further reading was dispensed with and the Journal approved.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 31, 73, 162, 165, 166, 312, 340, 448, 480, 536, 561, 642, 643, 646, 713, 726, 745, 746, 757, 396, 473, 753.

House Bills concurred in by Senate 283, 284, 289, 306, 402, 432, 517, 752, 812, 876, 884, 933, 1012.

Amended House Bills returned for concurrence 501, 522, 660, 1082.

Resolution concurred in by Senate House Resolution No. 50.

Senate insists on amendments to H. B. 1010.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 384, 505 and 614

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 27, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 384, Printer's No. 611, entitled "An Act to add clause XXV to section seven hundred and two of the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' authorizing townships to adopt ordinances and to prescribe and enforce penalties for violation thereof and providing the procedure in such cases and the payment of fines and penalties collected into the township treasury and providing for an appeal to the court of quarter sessions."

EDWARD MARTIN.

April 27, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 505, Printer's No. 155, entitled "An Act relating to the practice of veterinary medicine defining such practice and providing for the licensing and registration of persons engaged therein and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Board of Veterinary Medical Examiners and the Department of Public Instruction providing penalties and repealing existing laws."

EDWARD MARTIN.

April 27, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 614, Printer's No. 292, entitled "An Act to further amend section nine hundred and three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by changing the maximum gross weight of certain commercial motor vehicles and truck tractors."

EDWARD MARTIN.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

The Speaker for Mr. MATTHEWS for today's session because of death in the family.

COMMITTEE REPORTS

Mr. YEAKEL from the Committee on Rules reported as committed House Resolution No. 53.

Mr. L. H. WOOD from the Committee on Rules reported as committed Senate Concurrent Resolution Serial No. 128.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 642

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 27, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 642, Printer's No. 221, for the purpose of further consideration.

Accordingly, the original bill is herewith returned.

EDWARD MARTIN.

COMMUNICATION AND BILL LAID ON TABLE

Mr. CORRIGAN. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

The SPEAKER. The Chair requests the gentleman from Berks, Mr. McAtee, to preside.

MR. McATEE IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 573, entitled:

An Act to further amend section one of the act approved the fourth day of June one thousand nine hundred fifteen (P. L. 828) entitled "An act to provide revenue by imposing a State tax upon sales or agreements to sell or memoranda of sales of stock and upon deliveries or transfers of shares or certificates of stock in domestic and foreign corporations co-partnership associations and joint-stock associations providing the manner of collecting such tax and prescribing penalties" by modifying the rates of tax imposed by the said act

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 574, entitled:

An Act to amend section three of the act approved the fourth day of June one thousand nine hundred and fifteen (P. L. 828) entitled "An act to provide revenue by imposing a State tax upon sales or agreements to sell or memoranda of sales of stock and upon deliveries or transfers of shares or certificates of stock in domestic and foreign corporations, co-partnership associations, and joint-stock associations; providing the manner of collecting such tax, and prescribing penalties," by providing an alternative method of collection of such tax.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 577, entitled:

An Act to amend section seven hundred eight and to further amend clause (f) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the time limitation for tagging big game controlling the removal and transportation of big game requiring report of such killing and providing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 641, entitled:

An Act to amend the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" as amended by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 106, entitled:

An Act to further amend sections two hundred twenty and two hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters, and the boundary lakes, and boundary rivers of the Commonwealth," increasing the resident fishing license fee; and limiting the use of the money derived from such increase

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 496, entitled:

An Act making an appropriation to the State Council for the Blind for use in supplying vocational training and required medical education and authorizing the State Council for the Blind to accept grants and contributions in furtherance of such purposes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 751, entitled:

An Act to amend section two hundred thirty-three of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing for the appointment of additional deputy registers of wills

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 875, entitled:

An Act to further amend section nine of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receiver and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned to purchase such lands and resell the same under certain circumstances" further clarifying the provisions thereof as to the discharge of liens against property by a tax sale

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1120, entitled:

An Act providing for the health and safety of persons employed in and about coal mines in the Commonwealth of Pennsylvania the protection and preservation of property connected therewith the appointment of first aid and mine rescue instructors by the Secretary of Mines with the approval of the Governor fixing their salaries and qualifications providing for the purchase of trucks and necessary equipment to carry on the work and making an appropriation therefor

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1140, entitled:

An Act regulating horse racing with wagering on the results thereof providing for the licensing of race tracks race horse owners riders trainers stewards and officials for such racing imposing license fees creating a departmental administration commission within the Department of Agriculture for the administration of this act requiring the revenue accruing under this act to be deposited in a special fund in the State Treasury and appropriating the moneys in such funds imposing penalties and repealing inconsistent legislation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration fo Senate Bill No. 385, entitled:

An Act to amend clause two of subsection (b), and to further amend clause six of subsection (c) of section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and interinsurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws," by authorizing domestic stock and mutual fire and marine and casualty insurance companies to make insurances against all risk of loss of or damage to personal property.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 604, entitled:

An Act providing for and regulating the contractural powers of school districts during the period of the present wars in which the United States is engaged and until six months after proclamation by the President of the United States that hostilities in such wars have ceased

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 717, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties; and repealing inconsistent laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS NOT ON FILE

The SPEAKER pro tempore. The following bills are not on file and will be passed over:

Senate Bill No. 656, Printer's No. 516
Senate Bill No. 657, Printer's No. 515
Senate Bill No. 718, Printer's No. 514 and
Senate Bill No. 658, Printer's No. 509.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Berks, Mr. McAtee, for presiding.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTION No. 50

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 10, 1945.

The General Assembly of the Commonwealth of Pennsylvania has been advised of the unanimous action of the Congress of the United States in adopting Senate Resolution Number 53 September 21 1944

The resolution as adopted reads

"That the Congress of the United States expresses its belief in the world-wide right of interchange of news by news gathering and distributing agencies individual or associate by any means without discrimination as to sources distribution rates or charges and that this right should be perfected by international compact"

The principles embodied in and enunciated by the said resolution are in perfect accord with the opinion of the House on the interchange and distribution of news therefore be it

Resolved (if the Senate concurs) By the General Assembly of the Commonwealth of Pennsylvania that it hereby extends its commendation to the Congress of the United States for its affirmance of the principles of the freedom of speech and press as guaranteed in this country by the Constitution of the United States of America advocates the adoption of the same principles upon a world-wide basis in freedom and equality of access to the truth and the facts and urges upon the delegates of this country to the peace conference the adoption of an international compact in accordance with the mandate from the Congress of the United States and be it further

Resolved That a copy of this resolution be sent by the Chief Clerk of the House of Representatives to the Secretary of State of the United States to the chairman of the Committee on Foreign Affairs of the United States Senate and to the chairman of the Committee on Foreign Affairs of the House of Representatives of the United States

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 283.

An Act to add clause XLVIII to section one thousand five hundred two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing purchase of real property and construction of garbage disposal plants

HOUSE BILL No. 284.

An Act to further amend sections four and five of the act approved the twentieth day of May one thousand nine hundred and fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" providing for optional increases in payments by employes and increasing the maximum monthly pension payments in such cases.

HOUSE BILL No. 289.

An Act to further amend section four of the act, approved the first day of May, one thousand nine hundred thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof by the State," by adding clause (d) providing for future veterans and rehabilitation programs in public schools.

HOUSE BILL No. 306.

An Act to authorize cities, boroughs, incorporated towns, townships, and school districts to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims, and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

HOUSE BILL No. 402.

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by providing for the appointment of policemen by the supervisors

HOUSE BILL No. 432.

An Act to amend section nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" by changing the amount and method of contributions for and payment of death benefits

HOUSE BILL No. 517.

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles.

HOUSE BILL No. 752.

An Act to amend section two of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom," by providing for the appointment of additional deputy registers.

HOUSE BILL No. 812.

An Act to further amend the last paragraph of section eight of the act, approved the eleventh day of June, one thousand nine hundred thirty five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," changing the name of the veterans' grave registrar to director of veterans' affairs; and prescribing his duties.

HOUSE BILL No. 876.

An Act to amend section three of, and to add section three point one to the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1019), entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurer's sales of such lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by authorizing the county commissioners to advertise for private offers for such lands and providing for the distribution of the proceeds of such sales.

HOUSE BILL No. 884.

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh Pittsburgh Pennsylvania providing for the transfer of such institution to the Commonwealth providing for the management and operation of closing and abandonment thereof and maintenance of tuberculosis patients therein including the collection of maintenance in certain cases providing for the retransfer under certain circumstances conferring powers and imposing duties on the Governor and Department of Health

HOUSE BILL No. 933.

An Act to add section one thousand six hundred and fifteen to the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the release of pupils from the public schools for religious instruction

HOUSE BILL No. 1012.

An Act to further amend section one thousand and three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by further regulating the newspaper publication of the auditor's report

With the information that the Senate has passed the same without amendment.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 25, entitled:

An Act to assist young men and women of the Commonwealth to obtain a higher education providing for competitive examinations placing certain duties upon the Department of Public Instruction and repealing certain laws

The first section was read.

On the question,

Will the House agree to the section?

Mr. STOCKHAM offered the following amendments:

Amend Sec. 1, page 1, line 4, by inserting after the word "year" where it appears for the second time in said line: "for undergraduate study leading to a bachelor's degree."

Amend Sec. 1, page 2, line 2, by inserting after the word "attend", "These scholarships shall be valid in any accredited graduate or professional school in the Commonwealth to which the holders of the same may elect to transfer with the approval of the Department of Public Instruction."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. STOCKHAM offered the following amendment:

Amend Sec. 2, page 2, line 12, by inserting after the word "Pennsylvania" "and who shall not at the time of the examination have been in attendance at any college or university."

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. STOCKHAM offered the following amendments:

Amend Sec. 3, page 2, line 15, by inserting after the part word "struction" "necessary textbooks, laboratory."

Amend Sec. 3, page 2, line 18, by inserting after the word "other" "above mentioned academic."

Amend Sec. 3, page 2, line 20, by striking out the words "board room" and inserting after the word "athletics" "and not more than fifty percent of hte same may be used for room and board in any one academic year."

They were agreed to.

The section was agreed to as amended.

The fourth and fifth sections were separately read and agreed to.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. STOCKHAM offered the following amendment:

Amend Sec. 6, page 3, line 14, by inserting after the word "examinations" "such examinations shall not be limited to scholastic subjects but shall also be based on scholarship attainment, general aptitude and future outlook of the applicant."

It was agreed to.

The section was agreed to as amended.

The seventh section was read and agreed to.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. STOCKHAM offered the following amendment:

Amend Sec. 8, page 3, line 21, by inserting after the word "enactment," "and shall continue in effect until after the awarding of the scholarships in the year one thousand nine hundred fifty-one, but all scholarships awarded will continue to their termination."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 94, entitled:

An Act making an appropriation to the Department of Forests and Waters for the use of the Pennsylvania State Park and Harbor Commission of Erie

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 138, entitled:

An Act authorizing the establishment construction and maintenance of limited access highways and local service highways and providing for closing certain highways providing for the taking of private property and for the payment of damages therefor providing for sharing the costs involved and for the control of traffic thereover providing penalties and making an appropriation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 260, entitled:

An Act to amend section one of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 403) entitled "An act fixing the salary of county commissioners in counties of the third fourth fifth and sixth classes" by increasing the salary of county commissioners in counties of the sixth class

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1011, entitled:

An Act to amend the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2687) entitled "An act authorizing the Secretary of Property and Supplies with the approval of the Governor to enter into contract with persons firms or corporations to erect office buildings and to lease such office buildings for the use of the Commonwealth the same to become the property of the Commonwealth upon termination of said lease" removing the authorization to contract for the erection of buildings

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1045, entitled:

An Act to reenact and amend the act approved the fourth day of May one thousand nine hundred thirty-three (P. L. 276) entitled "An act fixing the compensation and mileage of jury commissioners in counties of the sixth class" extending the provisions thereof to counties of the fifth class

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consdieration of House Bill No. 1089, entitled:

An Act making real estate owned by the Commonwealth or any agency thereof subject to local taxes in certain cases and providing for the payment of such taxes by the Commonwealth or the agency thereof

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1117, entitled:

An Act to further amend clauses six and nine of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further defining State employes and original members so as to extend the benefits of the act to employes of institutions of counties cities wards boroughs townships institution districts and other political subdivisions acquired by the Commonwealth for actual use as State mental hospitals

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1138, entitled:

An Act to preserve the purity of the waters of the Commonwealth and to regulate the sealing of coal mines providing for the sealing of coal mines by the Sanitary Water Board and the payment of the costs thereof by the Commonwealth in certain cases conferring powers and imposing duties on the Sanitary Water Board and the Department of Mines imposing duties on the owners operators and lessees of coal mines and imposing penalties

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1225, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvement development and maintenance of the plot of ground in the city of Erie Pennsylvania acquired for the location of the Flagship Niagara

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1246, entitled:

An Act to further amend subsections (a) and (b) of section four hundred eleven and section five hundred six of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use

of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further providing for the transfer of motor vehicles trailers and semitrailers from a husband to his wife and from a wife to her husband

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 293, entitled:

An Act providing for the appointment and expenses of a commission of three persons to study revise and codify the law relating to decedents estates and to fiduciaries and making an appropriation

The first section was read.

On the question,

Will the House agree to the section?

Mr. COHEN offered the following amendment:

Amend Section 1, page 1, by striking out the entire section and insert in lieu thereof, the following: "There is hereby created a commission consisting of nine members to study and revise and codify the law relating to decedents estates and to fiduciaries and to report the same to the General Assembly. The Governor shall appoint three members of said commission, said members to be persons learned in the law, and at least one of whom shall be an Orphan's Court Judge of the Commonwealth, three members are to be selected by the President pro tempore of the Senate from among the members of the Senate, and three members are to be selected by the Speaker of the House from among the members of the House of Representatives."

It was agreed to.

The section was agreed to as amended.

The second and third sections were separately read and agreed to.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. COHEN offered the following amendment:

Amend Section 4, page 2, line 6 by striking out the following "thirty" and insert in lieu thereof the following "twenty"

It was agreed to.

The section was agreed to as amnded.

The fifth section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. COHEN offered the following amendment:

Amend the title, Page 1, by striking out on line two thereof the following "three" and insert in lieu thereof the following "nine"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 41, entitled:

An Act to amend clause four of section one of article eight of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by authorizing the city controller to approve warrants drawn on transferred surplus and unused funds

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 280, entitled:

An Act requiring the recorder of deeds of every county to report transfers of property to the commissioners of townships of the first class

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 516, entitled:

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 976) entitled "An act fixing the salary of the jury commissioners of the counties of the third class" by increasing such salary

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 559, entitled:

An Act to add section four hundred sixty-three to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing the county commissioners to appropriate and spend money for the repair and maintenance of certain dams

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 956, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 957, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 958, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing or deleting certain routes and adding certain new routes

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 959, entitled:

An Act to further amend section two of the act approved the seventh day of May one thousand nine hundred thirty-seven (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing certain routes and adding certain new routes

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 734, entitled:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgment thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

The first section was read.

On the question,

Will the House agree to the section?

Mr. TURNER offered the following amendments:

Amend Sec. 1, page 2, line 4, by inserting after the word "lost" "or has heretofore filed any tax claim or municipal claim assessed against any property and in such claim has described the property against which the claim was assessed only by the name of the owner and the distance from a given point"

Amend Sec. 1, page 3, line 3, by inserting after the word "claim" "or amend such claim so as to properly describe the property against which the claim is assessed"

Amend Sec. 1, page 3, line 22, by striking out the word "reviewed" and inserting in lieu thereof: "revived"

Amend Sec. 1, page 4, line 9, by inserting after the word "claim" "or to property describe the property against which the claim was assessed"

Amend Sec. 1, page 4, line 18, by inserting after the word "revived" "or was not effective"

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. TURNER offered the following amendment:

Amend title, page 1, fourth line of title, by inserting after the word "law" "and to amend such claims where the property affected is not sufficiently described",

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 833, entitled:

An Act creating a legislative commission to promote physcial fitness through physical training athletic sports recreation camping and education imposing duties and conferring power upon such commission imposing duties upon the Department of Public Instruction and making an appropriation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 118, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a lot or piece of land in the borough of Edinboro Erie County Pennsylvania

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 426, entitled:

An Act to further amend subsection (b) of section four hundred fifteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by increasing the amount of group life insurance covering certain borrowers and purchasers

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 527, entitled:

An Act providing for the indexing of the Legislative Journal and fixing the sum allowed therefor.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 537, entitled:

An Act to amend section twenty-eight and to repeal section twenty-nine of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," providing for payment of the compensation of local registrars by the Commonwealth, and relieving counties from such payments.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 590, entitled:

An Act to further amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 685) entitled "An act designating certain life insurance companies as limited life insurance companies and further describing the powers thereof" by further describing the powers of limited life insurance companies under certain conditions

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 621, entitled:

An Act to further amend paragraph (d) and to amend paragraph (f) of section one thousand two hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further regulating the employment dismissal suspension demotion and retirement of professional employes

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 675, entitled:

An Act to repeal The General State Authority Act of 1935 and abolish The General State Authority upon the payment of its bonds and obligations and the transfer and conveyance of all its properties to the Commonwealth.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 714, entitled:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 774) entitled "An

act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing additional purposes for which turnpike revenue bonds may be issued regulating the sale and use of the proceeds thereof and regulating the issuance of turnpike revenue refunding bonds

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 721, entitled:

An Act to further amend section two hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" further regulating when a director may be elected solicitor to the board

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 722, entitled:

An Act to amend the act approved the fifteenth day of March, one thousand eight hundred ninety-nine (P. L. 8) entitled, "An act to regulate the manner in which appropriations to educational, penal, reformatory, charitable, benevolent, or eleemosynary institutions shall be paid," by further regulating appropriations made to land grant colleges

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeamly to order,

The House proceeded to the second reading and consideration of Senate Bill No. 319, entitled:

An Act to further amend section thirty-two of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by further regulating the check-up of registered electors

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 320, entitled:

An Act to further amend section thirty-one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties poltical bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further regulating the checkup of registered electors

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 321, entitled:

An Act to further amend section thirty-one of the act approved the seventh day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards

of school directors and imposing penalties" by further regulating the check-up of registered electors

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 322 entitled:

An Act to further amend section thirty-one of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by further regulating the check-up of registered electors

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 323 entitled:

An Act to further amend section thirty of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further regulating the check-up of registered electors

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 523, Printer's No. 510

was passed over at the request of the SPEAKER.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McCLESTER asked and obtained permission for the Committee on Cities—Third Class to meet during the session of the House.

TIME EXTENDED ON BILL

Mr. BENTLEY. Mr. Speaker, I move that the time on House Bill No. 853, Printer's No. 401, entitled:

An Act to further amend section four hundred two of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by further providing for the assessment and valuation of buildings under construction repair or reconstruction in counties of the second class

on page 21, of today's calendar, bills on final passage postponed, be extended five days.

The motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. SOLLENBERGER asked and obtained permission for the Committee on Education to meet during the session of the House.

BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500

was passed over at the request of the SPEAKER.

Agreeably to order

The House proceeded to the consideration on final passage of Senate Bill No. 563, as follows:

An Act prohibiting the sale of surplus property as defined in the Federal Surplus Property Act of 1944 by or to certain persons using words or names indicating an official relationship with the United States government making exceptions in certain cases and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be unlawful for any person to sell or offer for sale any surplus properties as defined in the Federal Surplus Property Act of 1944 October third one thousand nine hundred forty-four C 479 58 Stat 765 who or which does business carries on or trades under or in any way uses in dealing with the public directly or indirectly any name which by reason of the inclusion of a word or words such as "army" "navy" "United States" "federal" "treasurey" "procurement" "G I" or any others which connote the United States government or its armed forces or any of its departments or agencies has a tendency to lead the purchasing public to believe contrary to fact that the establishment at which such materials or property are offered for sale has some official relationship to the United States govern-

ment or that all the articles sold or offered for sale are such surplus properties or that the articles there sold are of higher quality and lower prices than those elsewhere obtainable Provided however That this act shall not apply to any establishment or business which for ten years prior to the effective date of this act has utilized any such terms as part of its trading name

Section 2 No contract to sell sale or any other arrangement concerning the disposition of any such surplus properties shall be made to any person who or which carries or trades under or in any way uses in dealing with the public or intends to use in retailing the same directly or indirectly any name which includes the words quoted or referred to in section one of this act Provided however That this section shall not apply to any establishment or business which for ten years prior to the effective date of this act has utilized any such terms as a part of its trading name

Section 3 Any person who wilfully violates any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be fined not more than five thousand dollars ($5,000) or be imprisoned for not more than one year or both in the discretion of the court

Section 4 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham,
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,
Coleman,	Hersh,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahl,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turbett,
Cunningham,	James,	O'Dare,	Turner,
Dalrymple,	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Wood N.,
Finnerty,	Leonard,	Reagan,	Worley,
Flack,	Levy,	Reese, D. P.,	Wright,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Foor,	Loftus,	Regan,	Yester,
Fox,	Longo,	Reidenbach,	Fiss,
Freed,	Lopez,		Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order

The House proceeded to the consideration on final passage of Senate Bill No. 607, as follows:

An Act to amend Section one of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 637) entitled "An act providing that the terms of constables hereafter elected in cities of the second class A and third class boroughs and townships shall be for six years" by extending the terms of constables hereafter elected in incorporated towns to six years

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 637) entitled "An act providing that the terms of constables hereafter elected in cities of the second class A and third classes boroughs and townships shall be for six years" is hereby amended to read as follows

Section 1 The terms of constables hereafter elected in cities of the second second class A and third classes boroughs incorporated towns and townships shall be for six years Whenever a constable shall be appointed by the court as provided by existing laws the constable so appointed shall serve for the unexpired term

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham,
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,

Coleman,	Hersch,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahl,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley	O'Connor,	Turbett,
Dague,	James,	O'Dare,	Turner,
Dalrymple,	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Wood, N.,
Finnerty,	Leonard,	Reagan,	Worley,
Flack,	Levy,	Reese, D. P.,	Wright,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Foor,	Loftus,	Regan,	Yester,
Fox	Longo,	Reidenbach,	Fiss,
Freed,	Lopez,		Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order

The House proceeded to the consideration on final passage of Senate Bill No. 519, as follows:

An Act to amend section eight of the act approved the third day of June one thousand nine hundred nineteen (P. L. 366) entitled "An act reorganizing the Department of State Police creating therein a Bureau of Fire Protection providing for a State Police Force and defining the powers and duties of the same including the enforcement of laws relating to game fish forestry and water supply and certain other laws and including the collection of information useful for the detection of crime and the apprehension of criminals providing for the equipment maintenance and transportation of such police providing for barracks and substations therefor and prescribing penalties" by providing for and requiring additional credit in examinations of honorably discharged persons who served in the armed forces of the United States during any war in which the United States was engaged

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1. Section eight of the act approved the third day of June one thousand nine hundred nineteen (P. L. 366) entitled "An act reorganizing the Department of State Police creating therein a Bureau of Fire Protection providing for a State Police Force and defining the powers and duties of the same including the enforcement of laws relating to game fish forestry and water supply and certain other laws and including the collection of information useful for the detection of crime and the apprehension of criminals providing for the equipment maintenance and transportation of such police providing for barracks and substations therefor and prescribing penalties" is hereby amended to read as follows

Section 8 (a) No applicant shall be appointed to the Pennsylvania State Police Force until he has satisfactorily passed a physical and mental examination based upon the standard provided by the rules and regulations of the police force of the cities of the first class in addition to which each applicant must be a citizen of the United States and of sound constitution able to ride of good moral character and between the ages of twenty-one and forty years

(b) When any person who has been honorably discharged from service in the armed forces of the United States during any war in which the United States was engaged and has successfully passed the examinations as required by this section and shall thus establish that he possesses the qualifications required by law for appointment to the Pennsylvania State Police Force such person's examination shall be marked or graded an additional ten points above the mark or grade credited for the examination and the total mark or grade thus obtained shall represent the final mark or grade of such person and shall determine his standing on any eligible list

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.	Hare,	Mills,	Snyder,
Brunner, P. A.	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham,
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,
Coleman,	Hersch,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahl,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turbett,
Dague,	James,	O'Dare,	Turner,
Dalrymple,	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Wood, N.,
Finnerty,	Leonard,	Reagan,	Worley,
Flack,	Levy,	Reese, D. P.,	Wright,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Foor,	Loftus,	Regan,	Yester,
Fox,	Longo,	Reidenbach,	Fiss,
Freed,	Lopez,		Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 870, as follows:

An Act to further amend section fifteen and to add section fifteen and one-tenth to the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies for prevention of cruelty to animals under supervision of the courts of common pleas

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to livestock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" as amended by the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 456) is hereby further amended to read as follows

Section 15 The county treasurer shall keep an accurate record of all license fees and fines collected by him or paid over to him by any justice of the peace alderman magistrate or notary public and of all money received from the sale of dogs Such record shall be a public record and open to persons interested during business hours [All] Ninety-five per centum of such moneys received by the county treasurer shall be remitted to the State Treasurer through the Department of Revenue on the first Monday of each calendar month together with a report in duplicate of each payor on forms furnished by the Department of Revenue One copy of each such report shall be transmitted by the Department of Revenue to the Department of Agriculture

Section 2 Said act is hereby amended by adding thereto immediately after section fifteen a new section to read as follows

Section 15.1 The five per centum of the moneys received by the county treasurer which has been retained shall be placed by him in a separate fund The court of common pleas of the county may direct the county treasurer to make payments from said fund to any incorporated society for the prevention of cruelty to animals actively engaged in carrying out its purposes in whole or in part within said county upon the petition of any such society setting forth that all moneys received by it from said fund shall be used for said purposes

No society shall present a petition to receive money from said fund more often than once a year

No money from said fund shall be paid to any society before it has filed its bond with approved surety for such sum as the court may fix conditioned upon the faithful application of said payments to the aforesaid purposes

Any society receiving money from such fund during any year shall on or before March first of the succeeding year file an itemized account in the office of the prothonotary of said county to the same proceeding as its original petition for such money setting forth in detail its entire receipts and expenditures in said county during such preceding year Any interested person may file exceptions to such account objecting to any of said expenditures which shall be heard by the court If the court shall find any of said exceptions to be sound it may thereafter refuse to direct that payments be made to said society from the aforesaid fund

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Andrews,	Frost,	Lovett	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham,
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,
Coleman,	Hersch,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahl,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turbett,
Dague,	James,	O'Dare,	Turner,
Dalrymple,	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,

Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reese, D. P.,	Wright,
Flack,	Levy,	Reese, R. E.,	Yeakel,
Fleming,	Loftus,	Regan,	Yester,
Foor,	Longo,	Reidenbach,	Fiss,
Fox,	Lopez,		Speaker.
Freed,			

NAYS—3

Lichtenwalter,	Reagan,	Wood, N.,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1182, entitled:

An Act to provide for the support of poor persons by the father grandfather mother grandmother children and grandchildren and under certain circumstances authorizing the arrest and imprisonment of persons liable for such support

On the question,

Will the House agree to the bill on third reading?

BILL DROPPED FROM THE CALENDAR

Mr. LEE. Mr. Speaker, I move that this bill be dropped from the calendar.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

Senate Bill No. 465, Printer's No. 393
Senate Bill No. 293, Printer's No. 261
Senate Bill No. 452, Printer's No. 263
Senate Bill No. 446, Printer's No. 282
Senate Bill No. 483, Printer's No. 199
House Bill No. 649, Printer's No. 395
House Bill No. 648, Printer's No. 389
Senate Bill No. 37, Printer's No. 77
Senate Bill No. 413, Printer's No. 301
Senate Bill No. 476, Printer's No. 218
Senate Bill No. 625, Printer's No. 298 and
House Bill No. 1235, Printer's No. 633

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 374, as follows:

An Act to fix the standard weights of containers for wheat and corn flours cornmeals hominy and hominy grits and to provide penalties for the violation of this act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 (1) The word "flour" as used in this act shall mean wheat flour self-rising wheat flour phosphated wheat flour bromated flour enriched flour enriched self-rising flour enriched bromated flour corn flour corn meals hominy and hominy grits

(2) The word "container" as used in this act shall mean any box bag bundle pack package jar can barrel or any other form of receptacle or vessel

(3) The term "person" when used in this act shall be construed to include any individual partnership unincorporated association corporation association agent firm cooperative society representative or employe thereof

(4) The word "department" when used in this act shall mean the Department of Internal Affairs of the Commonwealth

Section 2 It shall be unlawful for any person to pack for sale sell offer or expose for sale in this State flour except in containers of net avoirdupois weights of two (2) five (5) ten (10) twenty-five (25) fifty (50) and one hundred (100) pounds and multiples of one hundred (100) pounds Provided however That the provisions of this act shall not apply to (a) the retailing of flours meals hominy and hominy grits direct to the consumer from bulk stock or (b) the sale of flours and meals to commercial bakers or blenders or for export in containers of more than one hundred (100) pounds or (c) flours meals hominy and hominy grits packed in cartons the net contents of which are less than five (5) pounds or (d) the exchange of wheat for flour by mills grinding for toll

Section 3 It shall be the duty of the department and the inspectors of weights and measures of the several counties and cities to enforce the provisions of this act

Section 4 The secretary of the department shall have power to adopt and promulgate such rules and regulations not inconsistent with the provisions of this act as may be deemed necessary to carry into effect the intent and purpose of this act

Section 5 Any violation of this act shall constitute a misdemeanor and upon conviction the offender shall be fined not less than twenty-five dollars ($25) nor more than five hundred dollars ($500) for each offense

Section 6 All acts or parts of acts inconsistent herewith are hereby repealed

Section 7 The provisions of this act shall become effective on the first day of January one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C	Stockham,
Chervenak,	Hennihan,	Moore, W	Stonier,

Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 469, as follows:

An Act to repeal the act approved the twenty-first day of March one thousand nine hundred twenty-nine (P. L. 34) entitled "An act authorizing the judges of the courts of common pleas and orphans' courts in counties of the third class to employ stenographers typists and clerks to facilitate the business of the courts and to provide for the payment of their compensation by the county and validating former employments and payments therefor"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-first day of March one thousand nine hundred twenty-nine (P. L. 34) entitled "An act authorizing the judges of the courts of common pleas and orphans' courts in counties of the third class to employ stenographers typists and clerks to facilitate the business of the courts and to provide for the payment of their compensation by the county and validating former employments and payments therefor' is hereby repealed

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trout,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1280, as follows:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-five

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as "The General Appropriation Act" of one thousand nine hundred forty-five

Section 2 The following sums or as much thereof as may be necessary are hereby specifically appropriated from

the General Fund to the several hereinafter named agencies of the Executive Legislative and Judicial Departments of the Commonwealth for the purpose hereinafter set forth for the two years beginning June first one thousand nine hundred and forty-five and for the payment of the bills incurred by said agencies and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-five

I Executive Department

To the Governor

For the payment of the salary of the Governor and the salaries wages or other compensation of the Secretary to the Governor the Budget Secretary and other employes for the payment of general expenses supplies printing and equipment and any other expenses whatsoever necessary for the proper conduct of the work of the Governor his Secretary the Budget Secretary and the Executive Board for the payment of the costs of auditing the Department of the Auditor General as provided by law for the payment of traveling expenses of persons other than employes of the Commonwealth appointed by the Governor to represent the Commonwealth in any capacity for the expenses incurred in the conduct of the Executive Mansion including the maintenance of employes assigned thereto for the expenses of entertainment of official guests and for the expense incident to the participation of the Governor in the Governor's Conference the sum of three hundred eighty-six thousand dollars ($386,000)

To the Lieutenant Governor

For the payment of the salary of the Lieutenant Governor and for all necessary expenses postage telegrams telephone toll charges and traveling clerical stenographic and discretionary expenses and for the care and maintenance of an automobile and mileage charges for the Department of Property and Supplies for the use of automobiles for the Lieutenant Governor the sum of twenty-eight thousand three hundred sixty dollars ($28,360)

To the Department of the Auditor General

For the payment of the salary of the Auditor General and the salaries wages and other compensation of a deputy Auditor General and other employes for the payment of general expenses for the payment of rentals of patented leased office devices for the purchase of automobiles furniture furnishings and equipment and for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of one million six hundred seventy-four thousand dollars ($1,674,000)

For the payment to the State's Fiscal Agent for the custody and safekeeping of the books and records pertaining to loans of the Commonwealth as provided by law the sum of one thousand dollars ($1,000)

For the cost of painting a portrait of Auditor General F Clair Ross to be placed in the office of the Auditor General the sum of seven hundred fifty dollars ($750)

For the cost of painting a portrait of Auditor General Ted A Rosenberg to be placed in the office of the Auditor General the sum of seven hundred fifty dollars ($750)

For the payment of fees to county officers for furnishing information to the officers of the Commonwealth as provided by law the sum of four thousand dollars ($4,000)

For the payment of salaries and expenses of the Board of Arbitration of Claims the sum of fifteen thousand dollars ($15,000)

To the Treasury Department

For the payment of the salary of the State Treasurer and the payment of salaries wages or other compensation of a deputy State Treasurer and other employes for the payment of general expenses for the purchase through the Department of Property and Supplies as agent of insurance covering the loss of any or all cash and securities of which the Treasury Department or State Treasurer is custodian and covering forgeries of all kinds on checks drafts warrants and requisitions for the payment of rentals of patented leased office devices and for the purchase of automobiles furniture furnishings and equipment for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of eight hundred thousand dollars ($800,000)

For the cost of paintaing a portrait of Treasurer G Harold Wagner to be placed in the Treasury Department the sum of seven hundred fifty dollars ($750)

For the payment of salaries or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the work of the Board of Finance and Revenue the sum of ninety thousand dollars ($90,000)

For the payment of the difference between the interest earned by the moneys in the Agricultural College Land Scrip Fund and in the State College Experimental Farm Fund and the interest guaranteed by the Commonwealth of Pennsylvania to Pennsylvania State College the sum of fifty-two thousand and forty dollars ($52,040)

For the payment of the compensation of the Commonwealth's Loan and Transfer Agent for service rendered in connection with the registration transfer and payment of interest on general expense bonds and Veterans' Compensation Bonds and for other services required to be performed by the said Loan and Transfer Agent the sum of fifteen thousand dollars ($15,000)

For the payment of the expenses of publishing statements of the General Fund and other funds of the Commonwealth the sum of twenty thousand dollars ($20,000)

For the payment of the cost of printing or engraving of bonds required by the Loan and Transfer Agent in making exchanges as requested by bondholders the sum of five hundred dollars ($500)

For refunding the balance due or to become due retired county officers on account of overpayment of any taxes licenses fees or other moneys collected for and paid to the Commonwealth the sum of one thousand dollars ($1,000)

For refunding to purchasers of stock transfer tax stamps any sums that may be due them upon the surrender and return of such stamps as may be spoiled canceled mutilated or defaced unintentionally by accident or error the sum of two thousand five hundred dollars ($2,500)

For refunding transfer inheritance taxes on estates of resident decedents paid in error or overpaid the sum of three hundred fifty thousand dollars ($350,000)

For refunding transfer inheritance taxes on estates of nonresident decedents paid in error or overpaid the sum of ten thousand dollars ($10,000)

For refunding moneys paid by any person to any professional examining board or advisory committee or to the Department of Public Instruction on behalf of any such board or advisory committee the sum of two thousand five hundred dollars ($2,500)

For refunding fees paid for notary public commissions when such commissions have not been issued or if issued have not been received and have been cancelled the sum of one thousand five hundred dollars ($1,500)

For refunding moneys which were paid into the State Treasury through escheat proceedings or without escheat either voluntary or by order of court to any persons making proof of their ownership or right of possession thereto in the manner provided by law the sum of one hundred thousand dollars ($100,000)

For the purpose of refunding moneys other than taxes paid into the State Treasury to the credit of the General Fund which refunds are not specifically authorized by any other appropriation the sum of twenty-five thousand dollars ($25,000)

For the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue for the maintenance support care treatment housing fees or other fees or costs of any inmate pupil patient or student in any State-owned institution and for the payment

of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue to reimburse the Commonwealth for the share which it was supposed to have paid towards the support care and treatment of any pupil or patient in any mental hospital institution for the feebleminded in part supported by the Commonwealth the sum of fifty thousand dollars ($50,000)

For the purpose of refunding fees paid in connection with renewal applications for registration under The Securities Act which have been canceled before January first of the year for which the fees were paid the sum of five hundred dollars ($500)

For the purpose of refunding collections by the Department of Public Assistance the sum of twenty-five thousand dollars ($25,000)

For the payment of approved claims for refund of cigarette tax permit fees and cigarette tax stamps the sum of five hundred dollars ($500)

For refunding liquid fuels tax erroneously paid or overpaid into the General Fund the sum of five thousand dollars ($5,000)

For the payment of approved claims for refunds of fines collected under the provisions of the Motor Vehicle Code the sum of five thousand dollars ($5,000)

For the payment of approved claims for refund of rents upon real estate erroneously collected by the Commonwealth the sum of two thousand dollars ($2,000)

For the payment of refunds of Vital Statistics fees the sum of twenty-two thousand dollars ($22,000)

For the payment of approved claims for refund of documentary tax stamps the sum of five thousand dollars ($5,000)

For the payment into the Sinking Fund to meet the interest and sinking fund requirements of the Veterans' Compensation Bonds issued under authority of the act approved the fifth day of January one thousand nine hundred and thirty-four (One thousand nine hundred and thirty-three and one thousand nine hundred and thirty-four (P. L. 219) the sum of six million seven hundred forty-three thousand nine hundred forty-two dollars and fifty cents ($6,743,942.50) according to the following schedule

Requirements

Date of Payment	Principal	Interest	Total
Sept. 2 1945 ...		$406,250.00	$406,250.00
Nov. 1 1945		240,000.00	240,000.00
March 2 1946 ..	$1,237,253.21	406,250.00	1,643,503.21
May 1 1946	912,843.04	240,000.00	1,152,843.04
Sept. 1 1946 ..		365,624.00	365,625.00
Nov. 2 1946		210,000.00	210,000.00
March 1 1947 ..	1,237,253.21	365,625.00	1,602,878.21
May 1 1947	912,843.04	210,000.00	1,122,843.04
Total	$4,300,192.50	$2,443,750.00	$6,743,942.50

To the Department of Agriculture

For the payment of the salary of the Secretary of Agriculture and the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the purchase of insecticides for gypsy moth work for testing of animals to prevent spreading of dangerous contagious and infectious diseases for the payment of expenses of the State Farm Show Commission and the Pennsylvania Official Egg-Laying Contest for the payment of any expenses necessary in increasing and conserving the State's food supplies during war for the payment of any loss or damage by dogs to live stock domestic game birds and poultry as provided by law for expenses necessary in carrying out the provisions of the "Soil Conservation District Law" and for the purpose of compensating land owners according to existing law for the loss of cedar trees destroyed by order of the department to prevent damage to apple orchards by cedar apple rust the sum of two million four hundred eighty six thousand dollars ($2,486,000)

For the payment of the expenses of the department in conducting research to find measures for preventing transmission of and for curing diseases of cattle the sum of twenty-five thousand dollars ($25,000)

For the purpose of reimbursing incorporated agricultural associations for premiums paid for exhibits of live stock live stock products horticultural products handiwork cereals bees and bee products as provided by law Provided That such associations file such reports as may be required by the Secretary of Agriculture the sum of one hundred thousand dollars ($100,000)

For the payment of indemnities for and payment of expenses of testing animals appraised and destroyed to prevent the spread of dangerous contagious and infectious diseases as provided by law the sum of two million dollars ($2,000,000)

To the Department of Banking

For the payment of salaries wages or other compensation of the members of the Securities Commission and employes and for the payment of general expenses supplies printing and equipment necessary for the administration and enforcement of the Securities Act the sum of one hundred ten thousand dollars ($110,000)

To the Department of Commerce

For the payment of the salary of the Secretary of Commerce and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses advertising supplies printing and equipment necessary for the proper conduct of the work of the department including the work of the department with respect to collecting press information and distributing it to the several administrative departments boards and commissions and to legislative offices and legislative agencies the sum of two hundred eighty thousand dollars ($280,000) and in addition thereto any amount appropriated to the department out of the Motor License Fund which shall be credited to the appropriation made by this paragraph and shall be available for the purposes herein enumerated

For the payment of salaries wages or other compensation of a secretary and employes for the payment of traveling expenses of members for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Planning Board the sum of one hundred thirty-one thousand five hundred dollars ($131,500)

To the Department of Forests and Waters

For the payment of the salary of the Secretary of Forests and Waters and for the payment of the salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department with respect to forests parks and waters and the Pymatuning Dam the Water and Power Resources Board the Geographic Board the State Forest Commission the Fort Washington Park State Parks Commission and Regional State Park Boards and Flood Prevention and maintenance of dykes along Darby Creek and the Delaware River in Tinicum Township Delaware County for emergency control and extinction of forest fires for the purchase of telephone equipment and the cost of telephone rentals at towers district offices ranger stations and other necessary locations for the erection and repairs of buildings the sum of one million nine hundred seventy eight thousand dollars ($1,978,000)

For the payment of expenses incurred for the extinction and control of forest fires the sum of two hundred thousand dollars ($200,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper

conduct of the work of the Washington Crossing Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of one hundred thousand dollars ($100,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the Valley Forge Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing and photographing distributing or otherwise making available maps documents records historical information and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of one hundred seven thousand dollars ($107,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Park and Harbour Commission of Erie for the repair and construction of roads dams parking spaces camp sites and buildings for the repair and construction of jetties and other necessary work to protect Presque Isle Peninsula from erosion for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of seventy eight thousand dollars ($78,000)

For the payment of annual fixed charges as provided by law for county school township and road purposes on lands owned or classified by either the Commonwealth of Pennsylvania or the Federal Government and held or administered as forest reserves auxiliary forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks the sum of two hundred eighteen thousand five hundred dollars ($218,500)

For the payment of annual fixed charges on lands acquired for the purpose of conservation of water or the prevention of flood conditions as provided by law the sum of fourteen thousand dollars ($14,000)

For the payment of the salaries or other compensation of a secretary and such other employes including among others captains pilots engineers harbor masters firemen deckhands watchmen laborers and cooks as may be necessary for the proper conduct of the work of the Navigation Commission for the Delaware River and its navigable tributaries for the payment of the costs of repairs maintenance supplies fuel insurance oil and equipment of patrol boats and for the payment of the rent and care of the offices stationery telephone services books charts and general expenses of the commission the sum of seventy-five thousand dollars ($75,000)

For the payment of salaries wages or other compensation of superintendent officers doctors machinists messmen pharmacists yeomen marine engineers cooks clerks stenographers and other employes for the payment of general expenses insurance dockage supplies printing automobiles and equipment for the repairs and alterations and improvements to vessels plants and equipment for the improvement to land for the purchase and repair of equipment furniture furnishings and for incidental expenses and all other expenses of maintenance and operations necessary for the proper conduct of the work of a state nautical school by the Navigation Commission for the Delaware River and its Navigable Tributaries as provided by law the sum of two hundred five thousand dollars ($205,000) and in addition to said amount all moneys received by the Commonwealth from the Federal Government in accordance with any Act of Congress for this purpose shall be paid into the General Fund and credited to the appropriation made by this paragraph

To the Department of Health

For the payment of the salary of the Secretary of Health and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Sanitary Water Board the Advisory Health Board the State Board of Housing and other boards the sum of three million four hundred thirty-four thousand dollars ($3,434,000)

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvement to land for the purchase of equipment furniture furnishings and livestock for incidental expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Tuberculosis Sanatoria the Bureau of Tuberculosis Control and Clinics and the State Hospital for Crippled Children including the incidental expenses necessary for the proper conduct of the orthopoedic work of the department and for the purchase of braces jackets artificial limbs and crutches the sum of five million three hundred forty-five thousand dollars ($5,345,000)

To the Insurance Department

For the payment of the salary of the Insurance Commissioner and for the payment of salaries wages or other compenstaion of a deputy commissioner and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for the payment of costs in court proceedings to forfeit charters of extinct companies and for the payment of the liquidation and dissolution expenses of companies taken in charge by the Insurance Commissioner when the cash assets are insufficient to pay such expenses the sum of six hundred seventy thousand dollars ($670,000)

And in addition all sums received from the assets of companies in liquidation by way of reimbursement for expenditures previously made from this appropriation shall be paid into the General Fund and credited to the appropriation made by this paragraph

To the Department of Internal Affairs

For the payment of the salary of the Secretary of Internal Affairs and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and the Board of Property and the Topographic and Geologic Survey and for the payment of fees to the county commissioners of the several counties of the Commonwealth for data and statistics furnished relative to local taxes the sum of one million fifty thousand dollars ($1,050,000)

To the Department of Justice

For the payment of the salary of the Attorney General and for the payment of salaries wages or other compensation of deputy attorneys general special deputy attorneys general assistant deputy attorneys general special attorneys law clerks and other employes for the payment of compensation of attorneys employed by the several departments boards and commissions with the approval of the Attorney General for handling litigation or making collection or appointed to represent the Commonwealth or any department or any department board or commission

thereof in special work or in particular cases for the payment of costs and witness fees for the purchase of law books for the law library of the department and for payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Board of Pardons and the Board of Commissioners on Uniform State Laws and for the prosecution and defense of litigation to which the Commonwealth is a party or in which the Commonwealth is interested the sum of seven hundred fifty-two thousand five hundred dollars ($752,500)

To the Department of Labor and Industry

For the payment of the salary of the Secretary of Labor and Industry and for the payment of salaries wages or other compensation of the members of the Workmen's Compensation Board Workmen's Compensation Referees Pennsylvania Labor Relations Board the members of the Industrial Board deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Workmen's Compensation Board the Workmen's Compensation referees Pennsylvania Labor Relations Board and the Industrial Board and for compensation and expenses of wage boards the sum of two million eight hundred twenty thousand dollars ($2,820,000)

For the payment from time to time into the Administration Fund in order to provide funds for the payment of salaries wages or other compensation of employes engaged in the administration of the State-Federal Employment Service and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of this service the sum of four hundred sixty thousand six hundred dollars ($466,600)

To the Department of Military Affairs

For the payment of the salary of the Adjutant General and for the payment of salaries wages or other compensation of the deputies adjutant general the Division Commander and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including Division Headquarters the United States Property and Disbursing Office State Arsenal State Military Reservation and advisory commissions connected with the department for the making of improvements additions or repairs to existing buildings roads and utilities on the State Military Reservation and State Arsenal for the payment of expenses incurred in maintaining monuments in Europe erected at the expense of the Commonwealth and for the acquisition by purchase or condemnation of additional lands to be used for or in connection with the Military Reservation at Indiantown Gap for the purpose of placing at the disposal of the Governor and making the same available for replacement or repair of such military stores and supplies issued to the Commonwealth of Pennsylvania by the Federal Government as may be destroyed or damaged in whole or in part by fire flood storm or any other unavoidable cause for the payment of transportation pay of officers and enlisted men horse hire subsistence quartermaster stores and other proper and necessary expenses incident to field service rendered by the Pennsylvania National Guard under orders of the Governor in repelling invasion subduing insurrection riot tumult or disorder or the prevention of the same and when such Pennsylvania National Guard may be placed on duty under orders of the Governor under extraordinary circumstances for the protection of property or human life and in the event of all or any portion of said Pennsylvania National Guard being called into active service of the United States by the President of the United States or in furnishing the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States and for the equipment and maintenance of the Pennsylvania State Guard in the event of the Pennsylvania National Guard being called into active service of the United States and for the payment of mileage and lawful expenses of commissioners to take the vote of Pennsylvania soldiers in Federal or State Service when in the field on active duty for the payment of any and all expenses incident to furnishing men material and equipment to relieve unemployment or drought conditions throughout the State or when a disaster occurs for the payment of claims against the Commonwealth of Pennsylvania for damages incurred by the operation or training of the Pennsylvania National Guard or the Pennsylvania State Guard as provided by law for the payment of all necessary expenses supplies printing and equipment including annual allowances for maintenance and armory rent individual pay officers' annual allowances passenger and freight transportation telegrams telephone toll charges subscription to The Pennsylvania National Guardsman for distribution to officers and men of the Pennsylvania National Guard in either State or Federal service and the Pennsylvania State Guard the expenses of operating and maintaining automobiles and other motor equipment the payment of mileage charges to the Department of Property and Supplies for the use of automobiles and other expenses necessary for the maintenance training government discipline and equipment of the Pennsylvania National Guard or the Pennsylvania State Guard for the payment of claims made by the War Department based upon approved reports of survey covering loss damage or destruction of Federal property for the payment of salaries of members and inspectors of the Armory Board of the State of Pennsylvania for the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Armory Board of the State of Pennsylvania for the maintenance and repair of armories and for the expenses of inspection of armories the sum of one million nine hundred forty-eight thousand dollars ($1,948,000) Provided however that there is hereby appropriated for the same purposes the full amount of all rentals and all other moneys paid into the State Treasury in connection therewith of armories and receipts from public or private sources in payment of costs and material expenses by the Pennsylvania National Guard and the Pennsylvania State Guard in furnishing relief from disaster and all receipts from the Federal Government or other public or private sources for or in connection with services performed by employes of the Department of Military Affairs or for or in connection with the use of property under the control of said department which shall be collected as heretofore and paid into the General Fund and credited to the appropriation made by this paragraph The expenditure of such rentals of armories and other moneys received in connection therewith is hereby authorized for the purchase of furniture furnishings and recreational equipment which may at the discretion of the Armory Board of the State of Pennsylvania be considered essential for the benefit betterment and welfare of the Pennsylvania National Guard or the Pennsylvania State Guard

Provided further That the Department of Military Affairs shall upon the direction of the Governor allocate from this appropriation from time to time such amounts as he shall deem necessary to defray the expenses of the State Council of Defense for the duration of the war in Europe and six months thereafter and this appropriation is hereby appropriated for such purpose

For the payment of salaries wages or other compensation of the superintendent and other employes for the payment of general expenses supplies printing and equipment for improvements to land for repairs alterations and improvements to plant and equipment for the purchase of equipment furniture furnishings and live stock for expenses of the Board of Trustees and incidental expenses for burial expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Soldiers' and Sailors' Home at Erie as may be authorized and approved by the Adjutant General the sum of two hundred fiftv thousand dollars ($250,000)

and in addition to said amount all moneys collected by the institution or by the Commonwealth from the Federal Government in payment of support or training of members of Federal military establishments at the institution shall be paid into the General Fund and shall be credited to the appropriation made by this paragraph

To the Department of Mines

For the payment of the salary of the Secretary and for the payment of salaries wages or other compensation of a deputy secretary the mine inspectors and other employes and for the payment of general expenses including examination costs supplies printing and equipment necessary for the proper conduct of the work of the department and the mine inspectors the sum of seven hundred ninety-four thousand seven hundred dollars ($794,700)

To The Department of Property and Supplies

For the payment of the salary of the Secretary of Property and Supplies and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and Capitol Police the Board of Commissioners of Public Grounds and Buildings and other boards attached to the department for the care maintenance and preservation of public grounds and buildings including the Executive Mansion for the payment of the advertising schedules of supplies the sale of unserviceable property proposals for executing the state printing and binding proposals for any contract work readvertising any schedule or proposals when necessary and all other advertising necessary for the proper conduct of the work of the department the sum of two million five hundred twenty thousand dollars ($2,520,000) Provided however That the department shall not use any part of this appropriation for the payment of the salaries wages or other compensation of employes necessary for the cleaning and care of offices or other quarters either in the Capitol Building or elsewhere used by the Department of Banking the Department of Highways and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds or offices or other quarters used by the General Assembly the Judicial Department the Department of the Auditor General the Treasury Department the Pennsylvania Game Commission the Board of Fish Commissioners the Pennsylvania Liquor Control Board the Milk Control Commission or the State Workmen's Insurance Board

For the cost of printing and distributing records of the proceedings of the conventions of the Department of Pennsylvania of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion and the Disabled American Veterans of the World War as provided by law the sum of eleven thousand two hundred dollars ($11,200)

For the cost of printing and distributing the Capitol News clip sheet and the Pennsylvania State Manual the sum of thirty-six thousand five hundred dollars ($36,500)

For payment into the Purchasing Fund to be used as working capital the sum of fifteen thousand dollars ($15,000)

For the purchase of fuel water gas steam and electric current and necessary devices for the reception and use of same and for alterations materials supplies repairs equipment renovations and improvements to for or on the State Capitol buildings the public grounds and buildings connected with the State Capitol the Publications Building the Executive Mansion the State Arsenal any buildings lands or structures within the City of Harrisburg donated or devised to the Commonwealth and any buildings or monuments of historical interest located anywhere in the Commonwealth except the Liquor Control Board Office Building in Harrisburg for the payment of rents fuel water gas steam electric current and any necessary alterations for any buildings offices or storage space in the City of Harrisburg required for the accommodation of departments supported from the General Fund the sum of one million dollars ($1,000,000)

For the purchase of automotive equipment aeroplanes and accessories thereto as may be required for use by the several administrative departments boards commissions and officers of the State government except those required for permanent use by the Department of Banking the Department of Highways and the Department of Revenue and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds the Department of the Auditor General the Treasury Department the Pennsylvania State Police the Board of Fish Commissioners the Pennsylvania Game Commission the State Farm Products Show Commission the Pennsylvania Liquor Control Board the Milk Control Commission and the State Workmen's Insurance Board for the payment of the cost of minor repair to automotive equipment permanently assigned to departments boards and commissions except the Department of Highways and stored at the garage maintained by the Department of Property and Supplies in the City of Harrisburg and for the payment of the cost of oil gasoline tires repair parts for and repairs to automotive equipment which is not permanently assigned to any department board commission or other officer of the State Government the sum of seven hundred thirty-six thousand four hundred dollars ($736,400)

For the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of legal books periodicals maps pamphlets for the purchase of all other materials supplies and equipment for the costs of repairing office equipment for the payment of rental charges of telephone and other leased devices for the payment of telephone toll charges and telegrams required by the General Assembly and the Judicial Department for the payment of costs including delivery expenses of documents and publications furnished to members and officers of the General Assembly for the payment of the costs of all printing incident to the sessions of the General Assembly including the printing of the Pamphlet Laws and for the payment of the cost of postage freight express paper and printing of departmental documents distributed to members of the General Assembly in accordance with law the sum of three hundred fifty thousand dollars ($350,000)

To the Department of Public Assistance

For the payment of the salary of the Secretary of Public Assistance and for the payment of the salaries wages or other compensation of a deputy secretary and other employes for payment to the State Civil Service Commission for services rendered for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of seven hundred twenty thousand dollars ($720,000)

To the Department of Public Instruction

For the payment of the salary of the Superintendent Public Instruction and for the payment of salaries wages or other compensation of deputy superintendents and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and the State Council of Education the sum of six hundred forty-nine thousand dollars ($649,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment and for the purchase of books maps charts manuscripts records exchanges pamphlets illustrations lantern slides periodicals parliamentary papers legal books and periodicals subscriptions to newspapers necessary for the proper conduct of the work of the department with respect to the State Library and Museum the sum of two hundred fifty-five thousand dollars ($255,000)

For the payment of salaries wages or other compensation

of a deputy members and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Department of Public Instruction with respect to professional education and licensure and the professional examining boards and advisory committees within the department the sum of six hundred thousand dollars ($600,000) Provided That no part of this appropriation shall be expended for any purpose other than the work of the department with respect to certification of teachers professional education and licensure the professional examining board and advisory committee within the department For the payment of salaries wages or other compensation of members and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvnaia State Board of Censors the sum of one hundred forty thousand dollars ($140,000)

For the payment of salaries wages or other compensation of a secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania Historical Commission and for the purchase of archaelogical collections and maintenance of historical monuments sites buildings and markers as provided by law and as authorized and approved by the Superintendent of Public Instruction the sum of two hundred sixty thousand dollars ($260,000)

For use by the State Board of Vocational Rehabilitation in purchasing artificial appliances for and payment of the maintenance cost of physically handicapped persons in training including the deaf and hard of hearing and in paying all other expenses necessary in carrying out the provisions of the Rehabilitation Act the sum of eight hundred twenty-five thousand dollars ($825,000) and in addition thereto any contribution from the Federal Government or from any other source for rehabilitation shall be paid into the General Fund and credited to this appropriation

For the payment of salaries wages and all other expenses of the department in conducting examinations of auditory acuity of pupils in the public schools the sum of fifteen thousand dollars ($15,000)

For the payment of salaries wages or other compensation of the presidents or principals and other employes for the expenses of maintaining and operating automobiles and other equipment for the payment to the Department of Property and Supplies of mileage charges for the use of automobiles for the purchase of supplies food and fuel for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and livestock for the expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Teachers Colleges and the Cheyney Training School for Teachers as may be authorized and approved by the Superintendent of Public Instruction the sum of six million dollars ($6,000,000) and in addition to said amount all income and all moneys collected at the various State Teachers Colleges and the Cheyney Training School and paid into the General Fund of the State Treasury under existing laws are hereby appropriated out of the General Fund to the several State Teachers Colleges and Training Schools for the same purpose each college and school to receive from such appropriation the exact amount which was collected at said school or college during the said fiscal years

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for the expenses of boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for tht proper conduct of the work of the hereinafter designated institutions as may be authorized and approved by the Superintendent of Public Instruction in the amount hereinafter specified

Pennsylvania State Oral School for the Deaf at Scranton Pennsylvania	($227,000)
Pennsylvania Soldiers' Orphan School at Scotland Pennsylvania	($480,000)
Thaddeus Stevens Industrial School at Lancaster Pennsylvania	($172,000)

and in addition to the appropriation to the Thaddeus Stevens Industrial School made by this paragraph all moneys collected from the Federal Government by the institution or by the Commonwealth in payment of support or training of members of Federal military establishments at the Thaddeus Stevens Industrial School shall be paid into the General Fund and shall be credited to the appropriation to the Thaddeus Stevens Industrial School made by this paragraph

For the payment of salaries of the county superintendents of public schools or persons acting in their stead as required by law the sum of five hundred twenty-one thousand eight hundred dollars ($521,800)

For the payment of the expenses of county superintendents of public schools or persons acting in their stead as required by law the sum of fifty-six thousand one hundred dollars ($56,100)

For the payment of the salaries of assistant county superintendents of public schools and supervisors of special education or persons acting in their stead as required by law the sum of seven hundred eight thousand dollars ($708,000)

For the payment of expenses of assistant county superintendents of public schools and supervisors of special education or persons acting in their stead as required by law the sum of one hundred thousand three hundred dollars ($100,300)

For the payment of salaries of members of county boards of school directors and the fees of their attorneys the sum of fifty-two thousand eight hundred dollars ($52,800)

For reimbursement to school districts for transportation of school children as required by law the sum of nine million nine hundred thousand dollars ($9,900,000)

For aid to school districts that now maintain or shall cause to be established and maintained as part of the public school system vocational schools or departments schools for agricultural education industrial training home economics distributive occupations public service occupations and other vocational and practical education for the salaries wages and expenses of employes for general expenses of vocational divisions and the payment to the Department of Property and Supplies of mileage for the use of automobiles by traveling vocational education supervisors and for the cost of training vocational teachers in such institutions as the State Council of Education may designate and under such regulations as the State Council of Education may prescribe as prvoided by law the sum of one million eight hundred fifty thousand dollars ($1,850,000)

For the cost of transportation investigation and necessary expenses involved in the education of blind children as required by law for the education of children placed in homes by the courts or other agencies as required by law for the award of scholarships to graduates of secondary schools to aid them in obtaining higher education as required by law for Cornplanter Indians to be paid to the Superintendent of Schools of Warren County to be expended and disbursed by him in maintaining and conducting the school on the Cornplanter Indian Reservation for the expenses of blind students in attendance at institutions of higher learning as provided by law and for the payment to school districts of annual fixed charges in lieu of taxes on State lands as required by law the sum of four hundred five thousand eight hundred dollars ($405,800)

For reimbursing school districts upon the salaries of school teachers and for closed schools and for non-resident high school tuition as required by law the sum of seventy-six million two hundred eighty-three thousand dollars ($76,283,000) Provided That the Superintendent of

Public Instruction with the approval of the Governor may make payments from this appropriation in advance of the due dates prescribed by law to school districts which are financially handicapped when ever he shall deem it necessary to make such advanced payments to enable school districts to keep their public schools open

For special education including the payment of the Commonwealth's share in the case of children between the ages of six (6) and twenty-one (21) and the payment of all in the case of pupils under the age of six (6) or over twenty-one (21) of the cost of tuition and maintenance (as determined by the Superintendent of Public Instruction) of Pennsylvania pupils enrolled with the approval of the Department of Public Instruction in schools or institutions for the blind or for the deaf under the supervision of and approved by the department in accordance with law the sum of one million four hundred fifty thousand dollars ($1,450,000)

For the payment into the School Employes' Retirement Fund to the credit of the Contingent Reserve Account of the School Employes' Retirement Fund as required by law the sum of two million nine hundred thousand dollars ($2,900,000)

For the payment into the School Employes' Retirement Fund to the credit of the State Annuity Reserve Account Number Two of the School Employes' Retirement Fund as required by law the sum of four million six hundred forty thousand dollars ($4,640,000)

For the payment of compensation to former teachers principals supervising principals or superintendents who agree in writing to hold themselves ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teachers when able to examine and report on public school work to visit pupil's homes in the interest of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interest as provided by law the sum of two hundred twenty thousand dollars ($220,000)

To the Pennsylvania Public Utility Commission

For the payment of the salary of the chairman and members of the commission and for the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission the sum of two million dollars ($2,000,000)

For the payment of such proportion of the cost of installing warning signals for the protection of the public where tracks of railroad corporations or street railway corporations cross public highways other than those State Highways designated as primary routes as shall be determined by the commission to be paid by the Commonwealth the sum of fifteen thousand dollars ($15,000)

To the Department of Revenue

For the payment of the salary of the Secretary of Revenue and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses rentals equipment and other expenses incidental to the collection of inheritance and estate taxes and mercantile license taxes supplies printing and equipment necessary for the proper conduct of the work of the department for the payment of the compensation of informants in escheats and the fees and expenses of escheators for the payment of costs in suits for the payment of cost of filing liens for the purchase of tax stamps and for the payment of costs of advertising required by any act of Assembly in connection with the escheat of moneys and property to the Commonwealth or in connection with the payment of unclaimed moneys into the State Treasury without escheat the sum of three million eighty-one thousand dollars ($3,081,000) Provided however That to the extent to which appropriations have been made to the department out of special funds for any of the foregoing purposes this appropriation shall not be used for such purposes

For the payment of salaries of the members of the State Athletic Commission for the payment of salaries wages or other compensation of a secretary and deputies and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Athletic Commission as approved by the Secretary of Revenue the sum of ninety thousand dollars ($90,000)

For the payment of the salaries wages or other compensation of such special deputy attorneys general special attorneys appointed by the Attorney General experts scientists examiners statisticians clerks stenographers and other assistants and employes and for costs witness fees postage express charges telegraph and telephone charges and all other expenses whatsoever as may be necessary for the proper conduct of investigations and litigation in the Estate of Henrietta E Garrett Deceased the sum of thirty-five thousand dollars ($35,000)

To the Department of State

For the payment of the salary of the Secretary of the Commonwealth and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for proofreading the Pamphlet Laws the sum of two hundred eighty-five thousand dollars ($285,000)

For the payment of salaries wages and compensation of employes for the payment of general expenses supplies printing equipment and other expenses for the proper conduct of the work of the department necessary for and incidental to taking the vote of qualified electors of the Commonwealth who are entitled to vote by "Official Military Ballot" and for reimbursement by the Commonwealth of cities of the first class and counties for expenses incurred by cities of the first class and counties in connection therewith the sum of one million five hundred thousand dollars ($1,500,000)

For the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the work of the State Employes' Retirement Board the sum of one hundred sixty thousand dollars ($160,000) and in addition to the said amount any moneys collected from a public corporation or similar agency in payment of the proportionate share of administering the State Employes' Retirement Fund on behalf of the employes of such public corporation or similar agency whose employes are entitled by law to be members of the State Employes' Retirement System shall be paid into the General Fund and credited to this appropriation

For the payment of salaries wages or other compensation of employes and for the payment of general expenses necessary for the work of the State Employes' Retirement Board in administering the "Municipal Employes' Retirement law" the sum of twenty-five thousand dollars ($25,000)

For the payment into the State Employes' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of one million one hundred eighty-five thousand dollars ($1,185,000)

For the payment into the State Employes' Retirement Fund to the credit of the Contingent Reserve Account the sum of one million three hundred nine thousand dollars ($1,309,000)

For the payment into the State Employes' Retirement Fund to cover the additional liability for reserve required by reason of the creation of the Pennsylvania State Police Retirement System the sum of fifty thousand dollars ($50,000)

For the payment into the State Employes' Retirement Fund to the credit of the Members' Annuity Reserve account and other accounts the sum of five hundred thirty-seven thousand seven hundred fifty dollars ($537,750)

For the payment of State employes who have retired in accordance with the provisions of the act of Assembly approved June fourteenth one thousand nine hundred fifteen (Pamphlet Laws 973) as amended and for the payment of pensions and gratuities granted by law the sum of nine thousand six hundred seventy dollars ($9,670)

For the payment of the cost of publishing in various newspapers throughout the State the several proposed amendments to the Constitution of the Commonwealth of Pennsylvania the sum of thirty thousand dollars ($30,000)

To the Pennsylvania State Police

For the payment of the salaries wages or other compensation and necessary traveling expenses of the Commissioner and Deputy Commissioner of the Pennsylvania State Police the members of the State Police force and the other employes of the Pennsylvania State Police for the purchase of motor equipment for the payment of general expenses necessary for the proper conduct of the work of the Pennsylvania State Police for the payment of the board lodging subsistence allowance uniforms arms and equipment of the Pennsylvania State Police force and for the payment of the proper medical surgical and hospital expenses incurred as a direct result of illness contracted or injuries received by members of the Pennsylvania State Police in the course of employment and not covered by insurance for the payment of premiums on policies insuring the Commonwealth against workmen's compensation liability to all employes or dependents of employes of the Pennsylvania State Police for the payment of premiums on policies of insurance covering motor vehicles operated by the Pennsylvania State Police and surety bonds for employes of the Pennsylvania State Police required to furnish such bonds for the payment with the Attorney General's approval of damages sustained by persons whose property has been damaged or destroyed by members of the Pennsylvania State Police in the discharge of their duties for the operation and maintenance of the Pennsylvania State Police Training School including any branches thereof for the payment of traveling expenses and witness fees in the amount of two dollars ($2) per capita per diem to witnesses testifying for the Commonwealth at hearings in connection with the work of the Pennsylvania State Police and for the payment of fees charged by physicians for examining persons suspected of operating motor vehicles while intoxicated whenever such persons are found as a result of such examination not to be intoxicated except that no sum in excess of five dollars ($5) shall be paid to any physciian for any such examination for the maintenance and operating of a radio broadcasting station or stations and for the purpose of installing operating and maintaining a teletype or other inter-communication system linking the central office of the Pennsylvania State Police and the offices of the various organized police forces of the political subdivisions of the Commonwealth maintaining night offices and linking such central office with other states using similar systems which cooperate with Pennsylvania in broadcasting police information the sum of three million dollars ($3,000,000) and any additional sums from time to time transferred from the Motor License Fund and credited to this appropriation in the manner provided by law

To the Department of Welfare

For the payment of the salary of the Secretary of Welfare and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the cost of a central accounting system for State-owned institutions subject to the supervision of the department the sum of six hundred twenty thousand dollars ($620,000)

For the payment of salaries wages or other compensation of employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Council for the Blind for improvement of the condition of the blind by supplying where not otherwise available home instruction and training for the adult blind in the reading and writing of embossed types in those handicrafts in which the blind can engage for remunerative or therapeutic value or for improving their personal civic and social well-being and in such other fields of endeavor as may be considered appropriate and beneficial and for medical treatment surgical operations eye glasses and other necessary aids or services including transportation for needy blind persons or persons with impaired vision and for meeting any additional expenses necessary the sum of two hundred eighty-eight thousand seven hundred dollars ($288,700)

For the payment of salaries wages or other compensation of the superintendents or wardens and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses for the payment of gratuities clothing parole expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Pennsylvania Industrial School at Huntingdon the Pennsylvania Training School at Morganza the State Industrial Home for Women at Muncy the Eastern State Penitentiary at Philadelphia and Graterford the Westenr State Penitentiary at Pittsburgh the State Penitentiary at Rockview and any other institution hereafter established for the custody of prisoners as may be authorized and approved by the Secretary of Welfare the sum of ten million one hundred thousand dollars ($10,100,000) and in addition to said amount all moneys realized from the sale of surplus products of the soil meats live stock timber and other similar materials to other State institutions shall be paid into the General Fund and credited to the appropriation made by this paragraph

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Allentown State Hospital at Allentown the Danville State Hospital at Danville the Farview State Hospital at Farview the Harrisburg State Hospital at Harrisburg the Norristown State Hospital at Norristown the Torrance State Hospital at Torrance the Warren State Hospital at Warren the Philadelphia State Hospital at Philadelphia the Wernersville State Hospital at Wernersville and any other institution established for the care and treatment of the insane as may be authorized and approved by the Secretary of Welfare and for the payment of all expenses of the Department in deporting to their states of residence persons committed to State mental institutions who may hold residence in other states the sum of twenty-nine million eight hundred seventy thousand dollars ($29,870,000) and in addition to said amounts all moneys realized from the sale of surplus products of the soil meats live stock timber and other similar materials to other State institutions shall be paid into the General Fund and credited to the appropriation made by this paragraph

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to lands for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Laurelton State Village at Laurelton the Pennhurst State School at Pennhurst the Polk State School at Polk the Selinsgrove State Colony for Epileptics at Selinsgrove and any other institu-

tions established for the care and treatment of mental defectives and epileptics as authorized and approved by the Secretary of Welfare the sum of five million three hundred fifty thousand dollars ($5,350,000) and in addition to said amount all moneys realized from the sale of surplus products of the soil meats live stock timber and other similar materials to other State institutions shall be paid into the General Fund and credited to the appropriation made by this paragraph

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses and printing for repairs for the purchase of equipment and furnishings for expenses of the board of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Ashland State Hospital at Ashland the Blossburg State Hospital at Blossburg the Coaldale State Hospital at Coaldale the Connellsville State Hospital at Connellsville the Hazleton State Hospital at Hazleton the Locust Mountain State Hospital at Shenandoah the Nanticoke State Hospital at Nanticoke the Philipsburg State Hospital at Philipsburg the Scranton State Hospital at Scranton and the Shamokin State Hospital at Shamokin as may be authorized and approved by the Secretary of Welfare the sum of four million two hundred and fifty thousand dollars ($4,250,000)

To the Milk Control Commission

For the payment into the Milk Control Fund in the State Treasury for the purposes for which such fund is appropriated by law the sum of three hundred twenty thousand dollars ($320,000)

To the State Civil Service Commission

For the payment of salaries wages or other compensation of the commissioners a personnel director and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Commission the sum of one hundred thousand dollars ($100,000) and in addition any money collected by the Commission by way of reimbursement under the provisions of the Civil Service Act shall be paid into the General Fund through the Department of Revenue and shall be credited to this appropriation Provided that the specific appropriation of $100,000 made by this paragraph shall be used by the Commission as working capital only and shall lapse May 31, 1947 in the full amount

To the Pennsylvania Post-War Planning Commission

For the payment of expenses of the Commission and the salaries wages or other compensation of a director and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Commission the sum of two hundred fifty thousand dollars ($250,000)

To the Pennsylvania Board of Parole

For the payment of salaries of members of the Board and salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Board the sum of one million sixty-nine thousand dollars ($1,069,000)

To the Commission on Interstate Cooperation

For the payment of wages and other compensation of employes for the payment of expenses of members in attending conferences when designated by the Governor the President pro tempore of the Senate or the Speaker of the House of Representatives and for the payment of the general expenses necessary for the proper conduct of the work of the Commission on Interstate Cooperation the sum of five thousand dollars ($5,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman shall file an accounting of said expenses with the Auditor General

To the Interstate Commission on the Delaware River Basin

For the payment of wages and other compensation of employes for the payment of general expenses necessary for the proper conduct of the work of the Interstate Commission on the Delaware River Basin created by the Commission on Interstate Cooperation the sum of thirty thousand dollars ($30,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman of said commission shall file an accounting of said expenses with the Auditor General

Atlantic States Marine Fisheries Commission

For support of the Atlantic States Marine Fisheries Commission created by the Act of June 1 1943 Pamphlet Laws 798 the sum of twelve hundred dollars ($1,200) Requisitions shall be prepared and signed by the Commissioner of Fisheries

To the Council of State Governments

For the support of the Council of State Governments and the Interstate Legislative Reference Bureau established by it to co-ordinate the work of the various State Legislative Reference Bureaus and other official agencies dealing with legislative matters the sum of forty thousand dollars ($40,000) One-half of said appropriation shall be paid during each fiscal year of the biennium in equal quarterly installments on requisition drawn by the Auditor General Warrants for such payments shall be drawn to the order of the Executive Director of the Council of State Governments who shall file an accounting of said expenses with the Auditor General

II Legislative Department

For the payment of the expenses of the Legislative Department for two years beginning June one one thousand nine hundred and forty-five and also for the expenses of the session and recess of one thousand nine hundred and forty-five not previously provided for the following sums or as much thereof as may be necesary to be paid in the manner prescribed by law Provided That the salaries stationery and mileage of the members of the Senate and House of Representatives and all the salaries and mileage of the session officers and employes of the legislative session of one thousand nine hundred and forty-seven shall only be paid after statement of the amounts due the several senators members officers and employes shall have been certified to the Auditor General by the President pro tempore of the Senate and Speaker of the House of Representatives respectively and that the senators and members also the officers receiving fixed salaries for said session shall each be paid one-fifth of his total salary each month for the first four months of the session if the Legislature shall be in session that long and the balance on the day fixed for the final adjournment of the Legislature or during the two days previous thereto and that the session officers and employes receiving per diem salaries shall be paid amounts due them at the end of each month during session except the last month when payment shall be made on the date fixed for final adjournment of the Legislature or during the two days previous thereto

To the Senate

For the payment of the salaries of fifty senators and extra compensation allowed by law to the President pro tempore of the Senate session of one thousand nine hundred and forty-seven the sum of one hundred fifty-one thousand dollars ($151,000)

For the payment of the mileage of fifty senators session of one thousand nine hundred and forty-seven the sum of eighteen thousand dollars ($18,000)

For the payment of postage session of one thousand nine hundred and forty-seven allowed by law to fifty senators the sum of seven thousand five hundred dollars ($7,500)

For the payment of postage session of one thousand

nine hundred and forty-seven for the chief clerk and assistants the sum of one hundred fifty dollars ($150)

For the payment of postage session of one thousand nine hundred and forty-seven for the Lieutenant Governor the sum of one hundred fifty dollars ($150)

To the chief clerk of the Senate for the payment of the postage on the Legislative Journal bills and calendars session of one thousand nine hundred and forty-seven the sum of four thousand five hundred dollars ($4,500)

For the payment of the salaries of the officers and employes of the Senate session of one thousand nine hundred and forty-seven also for the payment of the session and recess salaries of all officers and employes whose positions are now or may hereafter be created and for the payment of which provision is not otherwise made also for the payment of any increases which may now or hereafter be authorized in the recess and session salaries of the officers and employes of the Senate whose present salaries are provided for in this section the sum of one hundred two thousand dollars ($102,000) for the two years beginning June first one thousand nine hundred and forty-five

For the payment of the mileage of the officers and employes of the Senate session of one thousand nine hundred and forty-seven the sum of two thousand seven hundred dollars ($2,700)

For the payment of the salaries of the returning officers of the Senate at the beginning of the session of one thousand nine hundred and forty-seven the sum of eight thousand dollars ($8,000)

For the payment of the mileage of the returning officers of the Senate at the beginning of the session of one thousand nine hundred and forty-seven the sum of two thousand dollars ($2,000)

For the payment of the salary of the clerk to the President of the Senate for two years beginning June first one thousand nine hundred and forty-five the sum of four thousand eight hundred dollars ($4,800)

For the payment of the salary of the Secretary of the Senate for the two years beginning June first one thousand nine hundred and forty-five the sum of fifteen thousand dollars ($15,000)

For the payment of the salary of the chief clerk of the Senate for the two years beginning June first one thousand nine hundred and forty-five the sum of twelve thousand dollars ($12,000)

For the payment of the salary of the assistant clerk of the Senate for the session of one thousand nine hundred and forty-seven the sum of two thousand dollars ($2,000)

For the payment of the salary of the assistant clerk of the Senate for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-five the sum of three thousand eight hundred dollars ($3,800)

For the payment of the salary of the librarian of the Senate for the two years beginning June first one thousand nine hundred and forty-five the sum of nine thousand dollars ($9,000)

For the payment of the salary of the assistant librarian of the Senate for the two years beginning June first one thousand nine hundred and forty-five the sum of seven thousand two hundred dollars ($7,200)

For the payment of the salary of the assistant to the secretray of the Senate for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of four thousand two hundred dollars ($4,200)

For the payment of the salary of the stenographer to the President of the Senate for the two years beginning June first one thousand nine hundred forty-five the sum of three thousand two hundred forty dollars ($3,240)

For the payment of the salary of the clerk to the President pro tempore of the Senate for two years beginning June first one thousand nine hundred and forty-five the sum of four thousand eight hundred dollars ($4,800)

For the payment of the salary of the secretary to the majority floor leader of the Senate for the two years beginning June first one thousand nine hundred forty-five as provided by law the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of the Secretary to the minority floor leader of the Senate for the two years beginning June first one thousand nine hundred forty-five as provided by law the sum of three thousand six hundred dollars ($3,600)

For the payment of the salaries of the stenographers to the Senate Librarian for the time employed during the recess period in the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of six thousand three hundred dollars ($6,300)

For the payment of the salaries of two watchmen of the Senate for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of seven thousand nine hundred twenty dollars ($7,920)

For the payment of the salary of the superintendent of the storeroom of the Senate for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of six thousand dollars ($6,000)

For the payment of the salary of the custodian of the basement of the Senate for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of three thousand six hundred dollars ($3,600)

For the payment of the salaries of one custodian of the Senate Chamber and three assistant custodians of the Senate Chamber for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of ten thousand nine hundred sixty-five dollars ($10,965)

For the payment of the salary of the chief custodian of the Senate for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of five thousand four hundred dollars ($5,400)

For the payment of the salary of the messenger in the Senate Library for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of two thousand four hundred dollars ($2,400)

To the Secretary of the Senate for the payment of extra services in connection with the compilation of the history of legislation in the Senate session of one thousand nine hundred and forty-five the sum of two thousand five hundred dollars ($2,500)

For the payment of the expenses of the Committee on Appropriations of the Senate during the biennium June first one thousand nine hundred and forty-five and ending May thirty-first one thousand nine hundred and forty-seven in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the Senate during legislative sessions and during the interim between legislative sessions the sum of twelve thousand dollars ($12,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same Of the sum herein appropriated not more than seven thousand dollars ($7,000) shall be expended prior to the beginning of the regular session of the General Assembly of one thousand nine hundred and forty-seven If the term of office of the chairman of the Committee on Appropriations shall terminate prior to the regular session of 1947 he shall not later than thirty days after such termination and also within thirty days after the adiournment of any regular or special session

file an account with the Auditor General of the committee's expenses since the filing of the prior account

For the payment of expenses incident to issuing certificate of election of senators for the session of one thousand nine hundred and forty-seven the sum of seventy five dollars ($75) (Act of June fourteenth one thousand nine hundred and eleven Pamphlet Laws 926)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the President pro tempore of the Senate during the recess ending the first Tuesday of January one thousand nine hundred and forty-seven the sum of three thousand dollars ($3,000) or as much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and forty-seven the sum of four thousand dollars ($4,000)

For the payment of the necessary expenses including extra labor in the office of the chief clerk for the year ending May thirty-first one thousand nine hundred and forty-six the sum of seven thousand dollars ($7,000) and for six months ending November thirtieth one thousand nine hundred and forty-six the sum of four thousand dollars ($4,000)

For the payment of the incidental expenses of the Senate for six months commencing December first one thousand nine hundred and forty-six and the entire period of the session of one thousand nine hundred and forty-seven should the same extend beyond May thirty-first such sum as may be necessary to be expended by the chief clerk of the Senate who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but said chief clerk shall at no time have in his hands more than two thousand dollars ($2,000) for which accounts have not been rendered and settled and the whole amount expended by said chief clerk shall not exceed the sum of ten thousand dollars ($10,000) out of which amount such necessary extra labor in the Senate shall be paid as shall be certified by the President pro tempore and chief clerk

For the payment of the postage labor and incidental expenses in the office of the secretary of the Senate for the year beginning June first one thousand nine hundred and forty-five the sum of five thousand dollars ($5,000) and for the year beginning June first one thousand nine hundred and forty-six the sum of five thousand dollars ($5,000)

For the payment of postage labor express charges and all other expenses in the office of the Librarian of the Senate for the year beginning June first one thousand nine hundred and forty-five the sum of two thousand eight hundred dollars ($2,800) and for the year beginning June first one thousand nine hundred and forty-six the sum of two thousand eight hundred dollars ($2,800)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority floor leader of the Senate during the recess ending December first one thousand nine hundred and forty-six the sum of one thousand five hundred dollars ($1,500) and for like expenses for the session of one thousand nine hundred forty-seven the sum of one thousand five hundred dollars ($1,500)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority floor leader of the Senate during the recess ending December first one thousand nine hundred forty-six the sum of one thousand dollars ($1,000) and for like expenses for the session of one thousand nine hundred forty-seven the sum of one thousand dollars ($1,000)

To the Secretary of the Senate for the payment of the expenses of the Senate or committees of the Senate in attending funerals or expenses incident thereto of senators officers of the Senate or State officials during the two years beginning June first one thousand nine hundred and forty-five the sum of one thousand dollars ($1,000)

To the House of Representatives

For the payment of the salaries of two hundred and eight members of the House of Representatives and extra compensation allowed by law to the Speaker of the House of Representatives session one thousand nine hundred and forty-seven the sum of six hundred and twenty-five thousand dollars ($625,000)

For the payment of the mileage of two hundred and eight members of the House of Representatives session of one thousand nine hundred and forty-seven the sum of eighty-five thousand dollars ($85,000)

For the payment of postage session of one thousand nine hundred and forty-seven allowed by law to two hundred and eight members one hundred fifty dollars ($150) each the sum of thirty-one thousand two hundred dollars ($31,200)

For the payment of postage session of one thousand nine hundred and forty-seven to the chief clerk and assistants the sum of one hundred fifty dollars ($150)

To the chief clerk of the House of Representatives for the payment of postage on the Legislative Journal bills and calendars session of one thousand nine hundred and forty-seven the sum of ten thousand dollars ($10,000)

For the payment of salaries of the officers and employes of the House of Representatives session of one thousand nine hundred and forty-seven also for the payment of the session and recess salaries of all officers and employes whose positions are now or may be hereafter created and for the payment of which provision is not otherwise made also for the payment of any increase which may now or hereafter be authorized in the recess and session salaries of all the officers and employes of the House of Representatives whose present salaries are provided for in this section the sum of one hundred thirty-two thousand dollars ($132,000) for the two years beginning June first one thousand and forty-five

For the payment of the mileage of the officers and employes of the House of Representatives session of one thousand nine hundred and forty-seven the sum of four thousand dollars ($4,000)

For the payment of the salaries of the returning officers of the House of Representaives at the beginning of the session of one thousand nine hundred and forty-seven the sum of thirteen thousand dollars ($13,000)

For the payment of the mileage of the returning officers of the House of Representatives at the beginning of the session of one thousand nine hundred and forty-seven the sum of three thousand dollars ($3,000)

For the payment of the salary of the chief clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five the sum of twelve thousand dollars ($12,000)

For the payment of the salary of the Secretary of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five the sum of ten thousand dollars ($10,000)

For the payment of the salary of the assistant to the chief clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five the sum of seven thousand two hundred dollars ($7,200)

For the payment of the salary of the chief stenographer to the chief clerk for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-five the sum of three thousand seventy-five dollars ($3,075)

For the payment of the salary of the stenographer to the Secretary of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of the messenger to the Chief Clerk for the two years beginning June first one thousand nine hundred and forty-five the sum of two thousand four hundred dollars ($2,400)

For the payment of the salary of the secretary to the

majority floor leader of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of the secretary to the minority floor leader of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five as provided by law the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of the assistant clerk of the House of Representatives for the session of one thousand nine hundred and forty-seven the sum of two thousand dollars ($2,000)

For the payment of the salary of the assistant clerk of the House of Representatives for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-five the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of the superintendent of storerooms of the House of Representatives for the time employed during the period beginning June first one thousand nine hundred and forty-five as provided by law the sum of six thousand dollars ($6,000)

For the payment of salaries of one day watchman and one night watchman of the House of Representatives for the time employed during the period beginning June first one thousand nine hundred and forty-five as provided by law the sum of seven thousand nine hundred twenty dollars ($7,920)

For the payment of the salary of the custodian of the basement of the House of Representatives for the time employed in the period beginning June first one thousand nine hundred and forty-five as provided by law the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of the custodian of the Hall of the House of Representatives for the time employed in the period beginning June first one thousand nine hundred and forty-five as provided by law the sum of three thousad nine hundred sixty dollars ($3,960)

For the payment of the salaries of the four assistant custodians of the Hall of the House of Representatives for the time employed in the recess period beginning June first one thousand nine hundred and forty-five as provided by law the sum of ten thousand dollars ($10,000)

For the payment of the salary of the messenger in the House Library for the time employed in the period beginning June first one thousand nine hundred and forty-five as provided by law the sum of two thousand four hundred dollars ($2,400)

For the payment of contingent expenses including clerical stenographic traveling and discretionary charges of the Speaker of the House of Representatives during the recess ending December first one thousand nine hundred and forty-six the sum of three thousand dollars ($3,000) or as much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and forty-seven the sum of four thousand dollars ($4,000)

For the payment of the salary of the stenographer to the Speaker of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five the sum of three thousand six hundred dollars ($3,600) or as much thereof as may be necessary

For the payment of the salary of the parliamentarian of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five the sum of eight thousad dollars ($8,000)

For the payment of the salary of the secretary to the Speaker of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-five the sum of four thousand eight hundred dollars ($4,800)

For the payment of necessary expenses including extra labor in the office of the chief clerk and library for the year beginning June first one thousand nine hundred and forty-five the sum of nineteen thousand dollars ($19,000) and for the six months beginning June first one thousand nine hundred and forty-six the sum of nine thousand one hundred dollars ($9,100)

For the payment of the incidental expenses of the House of Representatives for the six months commencing December first one thousand nine hundred and forty-six and for the entire period of the session of one thousand nine hundred and forty-seven should the same extend beyond May thirty-first to be expended by the chief clerk who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts The whole amount thus expended by the chief clerk shall not exceed the sum of twenty thousand dollars ($20,000)

To the chief clerk of the House of Representatives for the payment of extra services in connection with the compilation of the history of legislation in the House of Representatives session of one thousand nine hundred and forty-seven the sum of two thousand five hundred dollars ($2,500)

For the payment of the expenses of the Committee on Appropriations of the House of Representatives during the biennium beginning June first one thousand nine hundred and forty-five and ending May thirty-first one thousand nine hundred and forty-seven in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing reports of said institutions and agencies in examining and analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the House of Representatives during legislative sessions and during the interim between legislative sessions the sum of twelve thousand dollars ($12,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same of the sum herein appropriated not more than seven thousand dollars ($7,000) shall be expended prior to the beginning of the regular session of the General Assembly of nineteen hundred and forty-seven The chairman of the Committee on Appropriations shall not later than thirty days after the termination of his term of office and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the committee's expenses since the filing of the prior account

For the payment of the postage clerical stenographic and express charges and all other expenses in the office of the secretary of the House of Representatives for the year beginning June first one thousand nine hundred and forty-five the sum of three thousand five hundred dollars ($3,500) and for the year beginning June first one thousand nine hundred and forty-six the sum of three thousand five hundred dollars ($3,500)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority floor leader of the House of Representatives during the recess ending December first one thousand nine hundred and forty-six the sum of one thousand five hundred dollars ($1,500) and for like expenses for the session of one thousand nine hundred and forty-seven the sum of one thousand five hundred dollars ($1,500)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority floor leader of the House of Representatives during the recess ending December first one thousand nine hundred and forty-six the sum of one thousand dollars ($1,000) and for like expenses for the session of one thousand nine hundred and forty-seven the sum of one thousand dollars ($1,000)

For the payment of the expenses incident to issuing certificates of election to members of the House of Representatives for the session of one thousand nine hundred and forty-seven (Act of June fourteenth one thousand

nine hundred and eleven Pamphlet Laws 926) the sum of seven hundred fifty dollars ($750) to be paid by the State Treasurer on warrants of the Auditor General upon presentation of vouchers approved by the Speaker of the House of Representatives

To the chief clerk of the House of Representatives for the payment of the expenses of the House of Representatives or committee of the House of Representatives in attending funerals or expenses incident thereto of members of the House of Representatives officers of the House of Representatives or State Officials during the two years beginning June first one thousand nine hundred and forty-five the sum of three thousand dollars ($3,000)

Legislative Journals

The expenses for paper and printing of the Legislative Journals shall be paid out of the appropriation for paper and printing made to the Department of Property and Supplies contained in this act

For the payment of the chief clerk of the Senate and the chief clerk of the House of Representatives the sum of one thousand dollars ($1,000) each for making indices for the journals of each House for the session of one thousand nine hundred and forty-five the sum of two thousand dollars ($2,000)

For the work of the Legislative Journal officials after the close of the session of one thousand nine hundred and forty-five on the Legislative Journals also the proof-reading of the appendix and index thereto as provided by law the sum of four thousand five hundred dollars ($4,500)

For the payment of the person or persons appointed to edit the Legislative Journals session of one thousand nine hundred and forty-seven the sum of one thousand five hundred dollars ($1,500) in accordance with the act establishing said journals

Legislative Miscellaneous

For the payment of traveling and other expenses of the members of the General Assembly of Pennsylvania appointed by the President pro tempore of the Senate and the Speaker of the House of Representatives in attending the meetings of the American Legislators' Association and the Council of State Governments the sum of two thousand five hundred dollars ($2,500) to be paid on warrants of the Auditor General in favor of the President pro tempore of the Senate or the Speaker of the House of Representatives on presentation of his requisition for the same The President pro tempore or the Speaker shall file an accounting of said expenses with the Auditor General

For the payment of premiums on surety bonds for chairman and officers of the Senate and House of Representatives to be paid by Chief Clerks of each House for the two years beginning June first one thousand nine hundred forty-five the sum of eight hundred dollars ($800)

To the Joint State Government Commission

For the payment of wages and other compensation of the employes and for the payment of general expenses necessary for the proper conduct of the work of the Joint State Government Commission the sum of one hundred thousand dollars ($100,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman shall file an accounting of said expenses with the Auditor General

To the Legislative Reference Bureau

For the payment of the salaries of the director assistant director chief compiler compiler and bill drafter compiler and bill reading clerk search clerk messenger and file clerk chief clerk reference librarian stenographers char-women regularly employed and bill book clerks and stenographers for the two fiscal years beginning June first one thousand nine hundred forty-five and for the session of the General Assembly of one thousand nine hundred forty-seven and for the maintenance law books incidental expenses traveling expenses and emergency clerical help and emergency assistants if needed for two years for the Legislative Reference Bureau the sum of ninety-six thousand dollars ($96,000)

III Judicial Department

For the payment of the salaries of the judges of the Supreme Court and Superior Court the salaries and mileage of the president and other law judges of the several courts of common pleas in the Commonwealth and the judges of the several orphans' courts and for the compensation of common pleas judges holding court in other districts and for the payment of salaries and mileage of associate judges the following sums or as much thereof as may be necessary for the two fiscal years beginning June first one thousand nine hundred and forty-five payments to be made monthly by warrant drawn by the Auditor General on the State Treasurer except in the case of associate judges who shall be paid quarterly on August thirty-first November thirtieth February twenty-eighth and May thirty-first of each year but when by reason of death or resignation salary for a fraction of a quarter is due any judge it shall be computed according to the ratio it bears to the whole quarter so as not however to increase or diminish the salary he is entitled to receive under the several acts of Assembly fixing the compensation of judges Provided That at the beginning of the term the interval from the first Monday of January to the first Monday of March shall be reckoned as two-thirds of a quarter and at the close of the term the interval from the first day of December to the first Monday of January shall be reckoned as one-third of a quarter

Supreme Court

For the payment of the salaries of the Supreme Court judges the sum of two hundred seventy-four thousand dollars ($274,000)

For the payment of the salaries or compensation of the briefers investigators stenographers typewriters and clerks and to reimburse the judges of said court for expenses incurred in the discharge of their duties or attendant upon execution of the duties of the office the sum of fifty-six thousand dollars ($56,000)

For the payment of salaries wages and other compensation of a deputy prothonotary and other employes in the office of the Prothonotary of the Supreme Court for the eastern district and employes in the library of the Supreme Court at Philadelphia for the purchase of stationery supplies and the payment of the necessary expenses of the Supreme Court for the eastern district thereof for the purchase of books and necessary expenses of the library of the Supreme Court at Philadelphia the sum of sixty-five thousand two hundred dollars ($65,200)

For the payment of salaries wages and other compensation of a deputy prothonotary and other employes in the office of the Prothonotary of the Supreme Court for the western district thereof for the purchase of stationery supplies books for the library and other necesary expenses of the Supreme Court western district the sum of thirty thousand seven hundred dollars ($30,700)

For the payment of salaries wages and other compensation of the prothonotary and other employes in the office of the prothonotary of the Supreme Court for the middle district and for the payment of expenses for the Supreme Court in the middle district and the Superior Court at Harrisburg the sum of eleven thousand one hundred dollars ($11,100)

For the payment of the salary and expenses of the crier tipstaves official stenographers court officers and law secretary of the Chief Justice of the eastern middle and western districts and for premiums for workmen's compensation insurance covering all employes of the Supreme Court the sum of seventy-three thousand nine hundred and ninety-five dollars ($73,995) Provided That the crier for the middle district shall receive no other compensation from the State

For the payment of the fees of the prothonotaries

of the Supreme Court of the eastern middle and western districts on assignments of judges to counties other than their own under an order of the Supreme Court dated February nineteen one thousand nine hundred and nineteen the sum of four thousand five hundred dollars ($4,500) payments to be made monthly by the State Treasurer on warrants drawn by the Auditor General

For the payment of expenses of Board of Governance of the Pennsylvania Bar the sum of ten thousand dollars ($10,000)

For the payment of the expenses of the Procedural Rules Committee appointed by the Supreme Court to assist it in the preparation revision promulgation publication and administration of general rules of practice for the courts of this Commonwealth the sum of twenty-five thousand dollars ($25,000)

In the case of necessary expenses stationery supplies and books for the eastern western and middle districts herein provided for the same shall be paid on warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said Supreme Court for the particular district thereof

For the payment of the salaries and expenses of the State Board of Law Examiners the sum of sixty thousand dollars ($60,000)

Superior Court

For the payment of the salaries of the judges of the Superior Court the sum of two hundred fifty-three thousand dollars ($253,000)

For the payment of the salaries or compensation of the clerks briefers investigators stenographers and typewriters of the Superior Court and to reimburse the judges of said court for expenses incurred in the discharge of their duties the sum of forty-nine thousand dollars ($49,000)

For the payment of the salaries and expenses of the crier and necessary tipstaves of the Superior Court and for premiums for workmen's compensation insurance covering all employes of the Superior Court the sum of sixty-three thousand dollars ($63,000)

For the purchase of dockets stationery supplies books for the library and other necessary expenses of the said Superior Court or its officers the sum of twelve thousand dollars ($12,000) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said Superior Court Philadelphia Harrisburg and Pittsburgh

Common Pleas Court

For the payment of the salaries of the judges of the courts of common pleas learned in the law in the several judicial districts of the Commonwealth the sum of three million one hundred thousand dollars ($3,100,000)

For the payment of the compensation carfare and expenses of judges for holding court outside of their own judicial districts in accordance with law the sum of one hundred thousand dollars ($100,000)

For the payment of mileage allowed common pleas judges in judicial districts containing more than one county as provided by law the sum of five thousand dollars ($5,000)

For the payment of the judges of the courts of common pleas of Dauphin County for clerk hire in accordance with the law and for premiums for workmen's compensation insurance covering such clerks the sum of nineteen thousand four hundred dollars ($19,400)

Orphans' Court

For the payment of the salaries of the orphans' court judges in the several judicial districts in which separate orphans' courts have been established by law the sum of six hundred eighteen thousand dollars ($618,000)

Municipal Court of Philadelphia

For the payment of the salaries of the judges of the Municipal Court of Philadelphia in accordance with law the sum of two hundred twenty-one thousand dollars ($221,000)

County Court of Allegheny County

For the payment of the salaries of the judges of the County Court for County of Allegheny the sum of one hundred twenty-one thousand dollars ($121,000)

To the Juvenile Court of Allegheny County

For the payment of the salary of the judge of the Juvenile Court of the County of Allegheny the sum of twenty thousand dollars ($20,000)

Retired Judges

For the payment of the salaries of the judges of the Supreme Superior common pleas and orphans' courts who may resign or retire in accordance with the provision of the act of assembly approved June twelfth Anno Domini one thousand nine hundred and nineteen (P. L. 461) the sum of one hundred thousand dollars ($100,000)

Associate Judges

For the payment of the salaries of the associate judges the sum of fifty thousand dollars ($50,000)

For the payment to associate judges of mileage for the two fiscal years beginning June first one thousand nine hundred and forty-five the sum of seven thousand dollars ($7,000)

State Reporter

For the payment of the salary of the State Reporter the sum of ten thousand dollars ($10,000)

For the payment of the salary of the Assistant State Reporter the sum of nine thousand six hundred dollars ($9,600)

For the payment of stationery clerk hire assistants and other general expenses the sum of fourteen thousand five hundred sixty dollars ($14,560)

Section 3 This act is not intended to be inconsistent with or to repeal any provision of any act enacted at this or any prior session of the General Assembly regulating the purchase of supplies the ordering of printing and binding the purchase maintenance and use of automobiles the method of making payments from the State Treasury for any purpose or the functioning of any administrative department board or commission

Section 4 No appropriation made by this act to any department board commission or agency of the Executive Department shall be available unless and until such department board commission or agency shall have complied with section 604 605 and 606 of The Administrative Code

Section 5 The term "employes" as used in this act shall include all directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants in any department board and commission

Section 6 The terms "general expenses" and "maintenance" shall include all printing binding and stationery food and forage materials and supplies traveling expenses motor vehicle supplies and repairs freight express and cartage postage telephone and telegraph rentals and toll charges newspaper advertising and notices fuel light heat power and water repairs or reconstruction of equipment buildings and facilities rent of real estate and equipment premiums on workmen's compensation insurance premium on policies of liability insurance covering the operation of permanently assigned automobiles premiums on surety bonds the purchase of replacement or additional equipment and machinery other than passenger motor vehicles and all other incidental costs and expenses including payment to the Department of Property and Supplies of mileage charges for the use of automobiles and of expenses or costs of services incurred through the Purchasing Fund

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

MOTION TO POSTPONE

Mr. ANDREWS. Mr. Speaker, I move that this bill be placed on the postponed calendar.

On the question,

Will the House agree to the motion?

Mr. COHEN. Mr. Speaker, House Bill 1280 is the general appropriation bill which appropriates funds to every agency on Capitol Hill. Without this bill the agencies could not function, and we are putting some money into this bill for agencies which apparently do not function.

I am not going to offer a lot of amendments to the bill, I am not going to urge that the bill be defeated, nor am I going into my favorite subject, the mythical Post War Planning Commission. I have not found anyone yet in or out of the administration who would admit that we have a Post War Planning Commission, let alone admit that it operates, and if it operates, whether it operates well, but I want to call your attention to the appropriation of an awful lot of money, in excess of two hundred million dollars for the various functions of the State Government, also to an appropriation of two hundred fifty thousand dollars for the Post War Planning Commission, plus an additional fifty thousand dollars, which is three hundred thousand dollars for a function which no one will own up to and nobody will claim credit for, and no one apparently cares to find out what we ought to know about it.

I say to you, Mr. Speaker, that perhaps even upon the last day's session if the Post War Planning Commission would tell us where they are at and what they are doing we might justify our vote for this three hundred thousand dollars, but while the Members on this side of the House are used to it already, on the other side of the House I must say that you are going to be accused of having standards of the worst sort, reckless New Dealers, if you want to call it that, spending for nothing, as we have heard for many years, and here we are voting three hundred thousand dollars for this mythical Commission. Someone told me it was reported that they had gotten into the Erie Canal and were bound for the Hudson River. I hope when they reach the Hudson River someone will tell me who they actually are and then we can examine the good old mythical, hard to find, can't be found, Post War Planning Commission.

Mr. TURNER. Mr. Speaker, like my friend on the other side, I do not intend to offer any amendments to the general appropriation bill nor to urge that there be any defeat of the bill. I expect to vote for the bill myself because I feel that to some extent we are overlooked in the House and we should have perhaps undertaken some of the jobs that we are talking about now at an earlier date. But there are two other features of this bill that I think are absolutely wrong.

You will notice that there is a provision in the bill that says that the Council of Defense, the Pennsylvania Council of Defense shall receive such moneys as the Governor shall allocate to it out of the Department of Military Affairs. I think that is terribly slipshod legislation. I think it is an abrogation of the powers of this House, and in line with what I said to you a week or so ago when I was talking on this subject, if we are to have a Council of Defense, if there is a function for them in the State, then the Legislature ought to appraise how much money they think they should have and should make that appropriation. I remember when the budget came in here it appropriated fifty thousand dollars for the Joint State Government Commission. That was raised in the House to one hundred thousand dollars, and I have been informed that there is a possibility it will be raised again in the Senate to one hundred fifty thousand dollars. There we have an agency to which we assign a lot of tasks; there we have an agency that we have tried to set up to advise the Members of the House, but we have a hard time getting the necessary money to set up the kind of agency it should be, and it amounts almost to a travesty when other agencies receive appropriations without limit to the amount that they should have.

I understand that the Council of Defense is embarking on some new features beyond the exact idea of National Defense, and yet we are giving them a blank check.

The other feature in the bill to which I object is this, my two good Democratic friends way over on the side, from Philadelphia might well profit by just listening for a moment or two. If you will notice in the general appropriation bill you will find that every item of expenditure by the House and by the Senate is very carefully itemized. Every Secretary's salary, every bit of expenditure for postage or for getting up the indexes to our history or anything else that you can think of that the House and Senate have to do are most carefully itemized to the last point, and yet we have given $12,000,000 to this Department, and $15,000,000 to that Department without any itemization at all as to how the money is to be expended.

I notice too we magnanimously gave five hundred dollars more to the Majority Leader and I think to the Minority Leader for their contingent fund. Their contingent fund is so extensive that I think it is $1,000 a piece. Now, I have been both Majority and Minority Leader in this House and I have had a chance to see the work that these men have to do, and I want to say to you that you gentlemen have no conception of the work required by the Majority Leader and the Minority Leader in a body of this kind. They do not have adequate help, they do not have sufficient assistance, and I think it is a shame that a body like this, dealing with hundreds of millions of dollars, dealing with appropriations that mean so much to the Commonwealth of Pennsylvania, and dealing with legislation in which everybody has a stake that we should be so niggardly with our own group and yet scatter our money here and there with open hand all over the hill as far the Departments are concerned. I hope when another session rolls around that you men who are here and particularly you new men who are coming along in this body, that you are going to do something about it, that we are going to bear in mind that there is a necessity that the machinery of this House has better support than it has today and that it is of vital importance to both parties and to the people of Pennsylvania that the leaders in this House

have adequate money. The Appropriations Committee gets the magnificent sum of twelve thousand dollars for the biennium, seven thousand dollars during the time they are in session and five thousand dollars in the interim—if I am wrong the gentleman from Lancaster can correct me—five thousand dollars for the session—that's worse than I thought it was—and seven thousand dollars for the interim.

Then when we assemble here in January we do not have any actual information with reference to the needs of the Departments. You have no source to which you can go except either the budget office or to some of the departments to find out what the actual operational needs are. There are many of us who have felt for a great many years that we ought to have some kind of an agency that belongs to the Legislature, not the executive branch. I am not impugning the integrity of the executive department, but I have stood up here on the floor many a time in the past and bowed to the administration as to estimates on the income. I have battled with them many times on their estimates of the amount of money it would take to run the Departments. I do not impugn their motives, but at the time I thought they were wrong, and I tell you, I can go back in the records of this House and show you that the estimates made by the legislative branch were correct and those made by the executive branch were incorrect. We ought to have more money, we ought to have more of an appropriation, we ought to have a full time organization and it ought to be able to tell us when we get back to the session just exactly what the needs are, instead of appropriating a blank check. I think if we can appropriate lump sums of money to the Departments we ought to institute a program in the House and Senate by which we appropriate a fund under the control of the Speaker and the President pro tempore of the Senate so that we may allocate sums ourselves as we see the need for them during the session so that our Speaker and officers may have proper assistance and have a fund to do their job properly.

Mr. GRANT. Mr. Speaker, when I was a young boy in Delaware County I never believed that I would be in accord with anything that Mr. Turner said, but I want to go on record as being heartily in accord with everything he said just prior to my taking this microphone.

I want further to say that this is a most disgraceful and distasteful session. When I came to this house I had the impression that we had three branches of the government, the Legislative, the Executive and the Judicial, but I find that in this session of the Legislature we only have the Executive, and that Executive in order to carry out its program has to get the green light before the Legislature, and that is all we have done at this session.

Mr. ANDREWS. Mr. Speaker, the gentleman from Delaware and the gentleman from Berks become more and more naive the older they grow. They have been a long time in this Legislature to find out that it is the Departments that run the show, that the Legislature, when the Department heads and their bureau chiefs speak, crawls under the table. Now, it seems to me strange that after all his battling the gentleman from Delaware has not accepted the sovereignty of the Departments. In one way this is a reversal of conditions by means of which these blank appropriations were granted and conforms to what was once charged was a New Deal policy. As I recall the newspaper castigations and the Congressional castigations of the New Deal, or what was called the New Deal, was originally denounced because it emphasized the power of the executive, because it emphasized the power of Departments, because it emphasized the power of bureaus and because worst of all it voted blank checks. Now, if that was the fault and the most glaring New Deal fault we know, these appropriation bills clasp that fault to our legislative bosom and call it our own.

I am opposed to voting on this bill at this time. I am not asking the Members on this side of the House to vote against this bill. As a matter of protest I personally propose to vote against the bill because I say to you that this bill in the possession of this House is the only weapon you have to prevent the premature folding up upon the part of this Legislature. Send this bill over to the Senate and you do not have to have a Teachers' Salary Bill; send this bill over to the Senate and you do not have to have any Labor legislation; send this bill over to the Senate and in three legislative days this Assembly can be adjourned with the administration having exactly what it set out to do in the beginning. So I would advise those on the other side, if such there be, who are interested in school legislation, who are interested in labor legislation, who are interested in any of the measures that have passed this House and are now in the custody of the Senate, to take steps to delay voting on the general appropriation bill at this time.

Because that is my position I personally propose to vote against the bill. You can place all your measures into the hands of the Senate and then mark time in a legislative way subject to their will if you want to. I say it is bad policy, and I warn those who are interested in particular measures that they would be wiser if they took steps to delay action on the general appropriation bill until we find out in what direction the wind is blowing concerning their particular measures over in the Senate.

MOTION TO POSTPONE

Mr. ANDREWS. Mr. Speaker, I move that this bill be placed upon the postponed calendar, and I ask for a roll call.

On the question,

Will the House agree to the motion?

Mr. LICHTENWALTER. Mr. Speaker, I rise and ask that the Members vote down this motion.

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the Majority Floor Leader.

The SPEAKER. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. LICHTENWALTER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, does the Majority Floor Leader have any other reason to support his position other than the general admonition that "Papa knows best"?

Mr. LICHTENWALTER. I certainly have, Mr. Speaker, and I am glad to know now that I am a father. There have been a great many confessions during this session

and I did not know just what role I played until this moment.

Answering the gentleman from Cambria, I certainly do have a reason, Mr. Speaker. This general appropriation bill has been before the Committee on Appropriations practically since the start of the session. The Members of that Committee I know have worked very diligently on the provisions contained in this legislation. They have heard all the departments. There have been increases, there have been cuts in appropriations to the various Bureaus and Departments. I know that they have spent many hours working on this legislation. I feel that certainly every opportunity has been granted to everyone who participates in the appropriations contained in this bill. We have left this bill on the calendar over the week end. I believe it was brought out a week ago, and I certainly feel that there should be no further delay and that we have every justifiable reason to act on this bill at this time.

Mr. ANDREWS. Mr. Speaker, does the gentleman from Lehigh understand me to say that my reason for asking for postponement was because I am questioning the integrity of the work done by the Committee.

Mr. LICHTENWALTER. It is not, Mr. Speaker, but the gentleman from Cambria inquired if I could substantiate my reasoning and my thinking for asking to vote down the motion, and I have tried to do that, feeling that there has been time and effort given to this piece of legislation and that there should be no further delay.

Mr. ANDREWS. Mr. Speaker, I would ask the gentleman from Lehigh whether the urgency to pass this bill by any chance bears any relation to the telegram that was sent to the Members of the General Assembly saying that someone,—I would like to read a telegram with which the Members are all familiar:

> Remain in session until adjournment sine die has been definitely and unalterably reinstated.

I would like to ask whether the sending of this telegram and the present urgency of voting on this bill have any relations?

Mr. LICHTENWALTER. I would say not, Mr. Speaker.

Mr. ANDREWS. Can the gentleman from Lehigh give this House any assurance as to what action on pending legislation, when and of what sort will be taken by the other branch of the General Assembly once they have this bill in their hands?

Mr. LICHTENWALTER. Mr. Speaker, I think the gentleman is well acquainted with legislative procedure, and I would inform him that I cannot definitely state what the Senate is about to do and act upon, but I would remind the gentleman that this side of the House must vote on this sine die resolution before we can close up the business of this House and the Legislature of Pennsylvania.

Mr. ANDREWS. I thank the gentleman.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Andrews and Mr. Cohen and were as follows:

YEAS—86

Andrews,	Elish,	Lovett,	Reese, R. E.,
Baker,	Finnerty,	McLanahan,	Reidenbach,
Barrett,	Gaffney,	McNair,	Reynolds,
Bentley,	Gallagher,	McNally,	Rose,
Bentzel,	Gore,	Modell,	Rudisill,
Boies,	Grant,	Mooney,	Scanlon,
Boney,	Green,	Moore, W. J.,	Schuster,
Boory,	Hamilton,	Moran,	Shaffer,
Brancato,	Heatherington,	Munley,	Skale,
Brothers,	Hennihan,	Murray, M. L.,	Snider,
Brown,	Hering,	Nagel,	Stank,
Brunner, P. A.,	Herman,	O'Brien,	Swope,
Chervenak,	Hersch,	O'Connor,	Tate,
Chudoff,	Hunter,	O'Donnell,	Trachtman,
Cohen,	Jones,	O'Neill,	Trent,
Coleman,	Kirley,	Owens,	Varallo,
Corrigan,	Kolankiewicz,	Pentrack,	Verona,
Coyle,	Komorofski,	Pettigrew,	Weiss,
Cullen,	Lane,	Polaski,	White,
Dillon,	Leonard,	Polen,	Wright,
Dougherty,	Levy,	Powers,	Yester,
Duffy,	Longo,		

NAYS—104

Barton,	Frost,	Loftus,	Root,
Baumunk,	Fullerton,	Lyons,	Royer,
Bonawitz,	Gardner,	Madden,	Salus,
Boorse,	Getchey,	Madigan,	Serrill,
Bower,	Gibson,	Mahany,	Shoemaker,
Breisch,	Greenwood,	McAtee,	Sloan,
Brice,	Greer,	McClester,	Smith,
Brunner, C. H.,	Guthrie,	McCormack,	Sollenberger,
Cadwalader,	Gyger,	McDowell,	Sorg,
Cook,	Hall,	McKinney,	Stockham,
Cooper,	Haudenshield,	McMillen,	Stuart,
Costa,	Helm,	Mikula,	Tahl,
Coulson,	Hewitt,	Miller,	Tittle,
Dalrymple,	Hoffman,	Milliken,	Trout,
Dennison,	Hoopes,	Moore, C. E.,	Turbett,
Depuy,	Howells,	Moser,	Turner,
Dix,	Huntley,	Murray, P. G.,	Wachhaus,
Dye,	James,	Nelson,	Wagner,
Elder,	Kennedy,	O'Dare,	Waterhouse,
Erb,	Kline,	Pickens,	Watkins,
Ewing,	Krise,	Propert,	Wescott,
Flack,	Kurtz,	Reagan,	Wood, L. H.,
Fleming,	Laughner,	Reese, D. P.,	Wood, N.,
Foor,	Lee,	Reilly,	Worley,
Fox,	Leisey,	Riley,	Yeakel,
Freed,	Lichtenwalter,	Robertson,	Fiss,
			Speaker.

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I desire to state for the benefit of the Members on this side of the House that I am voting "no" on this bill simply as a personal protest, but I would not wish the party to take a position of opposition to the bill at this time, so I hope that a sufficient number of Democrats on this side of the House will vote for the bill to put it over for fear that it lacks one vote, and at least I hope they get that.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Baker,	Freed,	Longo,	Riley,
Barrett,	Frost,	Lopez,	Robertson,
Barton,	Fullerton,	Lyons,	Root,
Baumunk,	Gaffney,	Madden,	Rose,
Bentley,	Gallagher,	Madigan,	Royer,
Bentzel,	Gardner,	Mahany,	Salus,
Boies,	Getchey,	McAtee,	Scanlon,
Bonawitz,	Gibson,	McClester,	Schuster,
Boney,	Goodling,	McCormack,	Serrill,
Boorse,	Gore,	McDowell,	Shoemaker,
Boory,	Grant,	McKinney,	Skale,
Bower,	Green,	McLanahan,	Sloan,

Brancato,	Greenwood,	McMillen,	Smith,
Breisch,	Greer,	McNally,	Snider,
Brice,	Guthrie,	Mihm,	Snyder,
Brothers,	Gyger,	Mikula,	Sollenberger,
Brown,	Haberlen,	Miller,	Sorg,
Brunner, C. H.,	Hall,	Milliken,	Stank,
Brunner, P. A.,	Hamilton,	Mills,	Stockham,
Burns,	Hare,	Modell,	Stonier,
Cadwalader,	Haudenshield,	Mooney,	Stuart,
Chervenak,	Helm,	Moore, C. E.,	Swope,
Chudoff,	Hennihan,	Moore, W. J.,	Tahl,
Cohen,	Hering,	Moser,	Tate,
Cook,	Herman,	Munley,	Tittle,
Cooper,	Hersch,	Murray, M. L.,	Trachtman,
Corrigan,	Hewitt,	Murray, P. G.,	Trent,
Costa,	Hoffman,	Myhan,	Trout,
Coulson,	Hoggard,	Nelson,	Turbett,
Coyle,	Hoopes,	O'Brien,	Turner,
Dague,	Howells,	O'Connor,	Varallo,
Dalrymple,	Hunter,	O'Dare,	Verona,
Dennison,	Huntley,	O'Neill,	Wachhaus,
Depuy,	James,	Owens,	Wagner,
Dix,	Jones,	Petrosky,	Waterhouse,
Dougherty,	Kennedy,	Pettigrew,	Watkins,
Duffy,	Kirley,	Pickens,	Weiss,
Dye,	Kline,	Polen,	Welsh,
Elder,	Kolankiewicz,	Powers,	Wescott,
Elish,	Krise,	Propert,	White,
Erb,	Kurtz,	Readinger,	Wood, L. H.,
Ewing,	Laughner,	Reagan,	Wood, N.,
Finnerty,	Lee,	Reese, D. P.,	Worley,
Flack,	Leisey,	Regan,	Wright,
Fleming,	Leonard,	Reidenbach,	Yeakel,
Foor,	Lichtenwalter,	Reilly,	Yester,
Fox,	Loftus,	Reynolds,	Fiss,
			Speaker.

NAYS—18

Andrews,	Komorofski,	Moran,	Polaski,
Coleman,	Lane,	Nagel,	Reese, R. E.,
Cullen,	Levy,	O'Donnell,	Rudisill,
Dillon,	Lovett,	Pentrack,	Shaffer,
Heatherington,	McNair,		

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. LICHTENWALTER asked and obtained unanimous consent to address the House.

I would just like to make one brief comment. If it be any consolation to the Members on the other side that have joined with us in voting for this bill, they were also voting for the appropriation to the Auditor General and the State Treasurer, and I understand that the Auditor General has received a nice gift of fifty thousand dollars increase in his appropriation. I just want to make that comment, Mr. Speaker.

Mr. ANDREWS. Might I be permitted once again to assure the gentleman from Lehigh that I was commending the discretion of the Appropriations Committee in a number of respects, and that the request for delay would in no way have imperilled the splendid appropriation that they gave to the Auditor General.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 194, as follows:

An Act to further amend section twenty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" by increasing the fee for killing unlicensed dogs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" as amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1036) is hereby further amended to read as follows

Section 20 If after ten days from the giving of such notice such dog has not been claimed such chief of police or his agent constable or high constable shall dispose of such dog by sale or by destruction in some humane manner No dog so caught and detained shall be sold for the purpose of vivisection All moneys derived from the sale of such dog after deducting the expense of its detention shall be paid to the county treasurer and by him paid to the State Treasurer For services under sections nineteen and twenty of this act such officers shall be paid the sum of two dollars for detaining a licensed dog and the sum of [one dollar] two dollars for the killing and properly disposing of carcass of each unlicensed dog by cremation burial or other approved sanitary method and the delivery to the Department of Agriculture of the ears which have been cropped from such dog All expenses incurred under this or the preceding section and not otherwise provided for shall be paid by the State Treasurer from the fund specifically provided for by this act and appropriated for this purpose upon warrant of the Auditor General and approval of the Secretary of Agriculture

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolanklewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Andrews, to preside.

MR. ANDREWS IN THE CHAIR

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 262, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" further defining and limiting the rights powers duties liabilities and immunities of building and loan associations and their shareholders and creditors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 740) is hereby further amended to read as follows

Section 2 Definitions A The following terms shall be construed in this act to have the following meanings except in those instances where the context clearly indicates otherwise

"Articles" includes the original articles of incorporation any or all amendments thereto articles of merger or consolidation and also what have heretofore been designated by law as certificates of incorporation or charters

"Assets" includes all the property and rights of every kind of the association

"Association" includes any building and loan association or savings and loan association organized under this act or heretofore organized under or by virtue of any other law of this Commonwealth

"Authorized Capital" means the sum of the par value of the shares authorized to be issued by an association

"Corporation" means a corporation or a joint stock association organized under the laws of this Commonwealth of the United States or of any other state territory foreign country or dependency

"Department" means the Department of Banking of this Commonwealth

"Incorporator" means a signer of the original articles of incorporation

"Mortgage Loans" means loans which are secured pursuant to the provisions of this act by the bond of the borrower by a mortgage on real property and by installment shares or direct reduction loan shares

"Participation Value" means the aggregate of payments made by a shareholder on account of shares plus dividends credited thereto less withdrawal payments thereon and less such amounts as shall have been credited on account of the principal of any loan pursuant to the provisions of this act

"Person" means an individual or an unincorporated association including a partnership a limited partnership or any other form of unincorporated enterprise owned by two or more individuals

"Shares" means the units into which the shareholders' rights to participate in the control of a building and loan association are divided

"Share Certificate" means a written instrument signed by the proper corporate officers as required by this act and evidencing the fact that the corporation or person therein named is the registered owner of the shares therein described it also includes the term "certificate of stock" as used in existing laws

"Share Loans" means loans which are secured pursuant to the provisions of this act by the note of the borrower

and by [prepaid] full-paid optional payment or installment shares

"Shareholder" means a registered owner of shares in a building and loan association

"Subscriber" means one who subscribes for shares in a building and loan association whether before or after incorporation

"Written" includes printed typewritten engraved lithgraphed telegraphed cabled radiogramed photographed photostated telephotographed or other form of recorded or transmitted message

B The singular shall be construed to include the plural The masculine shall be construed to include the feminine and the neuter and conversely the neuter shall be construed to include the masculine and the feminine

Section 2 Section two hundred three of said act as amended by the act approved the second day of July one thousand nine hundred thirty-five (P. L. 574) is hereby further amended to read as follows

Section 203 Place of Business [Change of Place of Business A] An association shall not hold any of the regular meetings of its directors grant any loans or transact any business except at the place of business designated in its by-laws but the collection of dues interest premiums and fines by any corporation or person authorized by the association to make such collection at any place other than the place of business of the association and the holding of shareholders' meetings shall not be construed to be the transaction of business within the meaning of this section In the event that the place of business designated in the by-laws becomes unavailable the directors may specify another place within the city borough or township as a temporary place of business

[B An association may change its place of business to any place within the city borough or township named in its articles in the manner provided in its by-laws An association upon changing its place of business shall forthwith give notice of such change to the Department of Banking]

Section 3 Section four hundred six of said act is hereby amended to read as follows

Section 406 Examination and Report by [Board of Directors] Accountants A The board of directors of every association shall once in each year [make or] cause to be made [by at least three of the members of the board or] by an accountant or accountants who is not a director officer or employe of such association [employed for the purpose] a detailed examination of the books papers securities and affairs of the association and the loans thereof and into such other matters as the department may require [The board shall have the power to employ such an assistant or assistants as they may deem necessary to make such examination]

B As soon as such examination is completed a detailed written report thereof [signed under oath or affirmation by the directors or] certified to by the accountant or accountants making such examination shall be sent to the department A copy thereof shall be placed on file with the association and properly noted on its minutes

Section 4 Subsection C of section five hundred nine of said act is hereby repealed

Section 5 Section six hundred one of said act is hereby amended by adding at the end thereof a new subsection to read as follows

Section 601 Authorized Capital Par Value of Shares and Change Therein

* * * * *

D At any meeting of the shareholders the number of shares held by each shareholder shall be determined by dividing the participation value of his shares by the par value of one share except that a direct reduction mortgage loan borrower shall by virtue of his being such a borrower be the holder of one direct reduction loan share

Section 6 Section six hundred two of said act is hereby amended to read as follows

Section 602 Issuances of Installment Shares Series A [The] Installment shares of an association may be issued in a single series they may be issued in any number of series or they may be issued non-serially at such times and in such manner as shall be [stated in the articles or by-laws of the association] determined by the board of directors Except as otherwise specifically provided in the articles or by-laws of an association the number of installment shares which it may issue in a single series shall be unlimited

B Except as otherwise specifically provided in the articles or by-laws of an association the issuance of installment shares of a new series shall operate to close the prior series and the association shall not thereafter [issue] accept any subscription for any share in such prior series

C Except as otherwise specifically provided in the articles or by-laws of an association shares which have been withdrawn whether voluntarily or involuntarily or shares which have been cancelled whether because of failure to pay dues installments fines premiums or for any other reason shall not after the holders of such shares have received full payment or credit due them on such shares be reissued nor new shares issued in their stead

Section 7 Section six hundred four of said act as amended by the act approved the second day of July one thousand nine hundred thirty-five (P. L. 574) is hereby further amended to read as follows

Section 604 Membership or Withdrawal Fees Other Charges An association shall not levy upon any shareholder or upon any corporation or person intending to become a shareholder [a withdrawal] any fee or any other charge not specifically permitted by this act

An association may levy upon any [shareholder] holder of installment shares or upon any corporation or person intending to become a [shareholder] holder of installment shares a membership fee which shall not exceed one-eighth of one per centum of the par value of each installment share [issued or to be issued to] subscribed to by such shareholder corporation or person All membership fees so paid shall be credited to the general profit account of the association and shall not be credited as dues in the passbook or other receipt issued to the shareholder Upon the voluntary withdrawal before maturity of installment shares an association may charge such withdrawal fee as the by-laws may provide

Section 8 Sections six hundred five six hundred seven six hundred twelve six hundred thirteen six hundred fifteen and six hundred sixteen as amended or last amended by the act approved the fifteenth day of March one thousand nine hundred thirty-seven (P. L. 63) are hereby amended to read as follows

Section 605 Payments for Installment Optional Payment Direct Reduction Loan and Full-paid [and Prepaid] Shares An association may issue shares under any or all of the following plans of payment

(1) Shares the par value of which is to be paid in part by equal periodical [payments in cash at such times and in such amounts as shall be established by the articles or by-laws] installments payable at least once each month and in part by accrual of earnings on such shares The periodical installments contracted to be paid by a holder of such shares during any one year shall not exceed thirteen per centum of the aggregate par value of all such shares subscribed for by such shareholder Such periodical payments shall be known as dues and such shares shall be known as installment shares

(2) Shares the par value of which has been paid by a single cash payment at the time of their issuance Such shares shall be known as full-paid shares

[(3) Shares the par value of which has been paid in part by a single cash payment at the time of their issuance and in part by accrual of earnings on such shares Such shares shall be known as prepaid shares]

(4) Shares the par value of which is to be paid in part by payments in cash at such times and in such amounts as the holder may from time to time elect and in part by accrual of earnings on such shares Such shares shall be known as optional payment shares Holders of optional payment shares shall not be subject to fines for failure to make payments on account of such shares

(5) Shares to be known as direct reduction loan shares and to be issued only to borrowers contracting to repay mortgage loans by a direct reduction method The dues or periodical installments on such shares shall fluctuate as required by the loan contract and such shares shall not participate in the profits of the association nor be subject to losses

Section 607 Share Certificates Issuance and Preservation A Every association shall furnish to each holder of record of an installment optional payment or direct reduction loan share a copy of the by-laws of the association and of all amendments thereto and a receipt by pass book or otherwise for all dues premiums fines or other payments made to the association by him but an association shall not be required to issue a share certificate to any holder of an installment optional payment or direct reduction loan share

B Every association shall furnish to each holder of record of [a prepaid or] a full-paid share a copy of the by-laws of the association and of all amendments thereto and a share certificate upon which the name of the association shall be printed and which shall state

(1) That the association is incorporated under the laws of this Commonwealth

(2) The name of the registered holder of the shares represented thereby

(3) The date if issuance of the shares

(4) The type of shares which the certificate represents [that is whether they are prepaid or full-paid]

(5) The number of shares which the certificate represents

(6) The par value of each share represented [and in the case of prepaid shares the amount of the single cash payment made on each share by the shareholder]

C Every share certificate shall be signed by the president or vice-president and the secretary or treasurer or by such officers as the by-laws may provide and sealed with the corporate seal In case any officer who has signed any share certificate shall have ceased to be such officer because of death resignation or otherwise before the certificate is issued it may be issued with the same effect as if the officer had not ceased to be such at the date of its issue

D Share certificates shall bear printed consecutive numbers and shall be issued from a bound share certificate book containing a stub for each certificate Each stub shall bear the same number as the share certificate which was attached to it the name and address of the person in whose name the share certificate is issued the number of shares represented by the certificate and the date of the issuance of the certificate The president or vice-president and the secretary or treasurer or such officers as the by-laws provide shall certify on each stub that the information contained thereon is correct and in accordance with the share certificate bearing the same number

E Upon the withdrawal of [prepaid or] full-paid shares and upon payment by the association the certificate representing such shares shall be surrendered to the association and preserved by it indefinitely Likewise any share certificate for which the association has issued a substitute certificate or which for any other reason has been surrendered to the association shall be preserved by it indefinitely

Section 612 Voluntary Withdrawals A Any shareholder may upon giving written notice to the association withdraw any shares whether full-paid [prepaid] optional payment or installment which are not pledged to the association as security for a mortgage loan granted by it The secretary or other officer designated by the by-laws of the association shall endorse on the written notice of an intention to withdraw required by this section the date of its receipt by the association and shall record such notice and the date of its receipt by the association in a book to be used solely for the recording of notices of withdrawals

B The association shall pay to a shareholder who has withdrawn his shares the [amount paid to the association by him on] participation value of such shares less all fines or other indebtedness or charges due by him [plus such proportion of the earnings of the association or such rate of dividends as may be prescribed by the by-laws of the association minus the losses properly apportionable to such shares but the board of directors may by general rule or regulation and with the prior written consent of the department change such proportion of earnings or such rate of dividends] and in the case of installment shares less the withdrawal fee authorized by the by-laws The amount payable to a shareholder who has withdrawn his shares shall be known as the withdrawal value of his shares

[C Any shareholder may upon giving written notice to the association withdraw amounts paid or credited on account of optional payment shares or non-serial installment shares without reducing the number of shares owned by him The term withdrawn shares in any other section of this act shall be construed to include such a withdrawal of amounts paid or credited on account of optional payment shares or non-serial installment shares]

D Except as herein otherwise specifically provided a withdrawal shall become effective thirty days after presentation by the shareholder of the written notice required by this section at a meeting of the association or if not presented by him at a meeting then thirty days after the first meeting of the association held after the receipt of such notice at the place of business of the association

Section 613 Involuntary Withdrawal of [Prepaid] Optional Payment or Installment Shares A An association may at or before maturity compel withdrawal of [prepaid] optional payment or installment shares which are not pledged to the association as security for mortgage loans granted by it but it shall not have the power to compel withdrawal of [any prepaid] any optional payment or any installment share as the case may be unless it shall have on hand sufficient funds to pay such withdrawals immediately and until [all prepaid] all optional payment or all installment shares respectively issued prior to the date of issuance of such share have first been voluntarily or involuntarily withdrawn In the case of installment shares issued in series such compulsory withdrawal shall be pro rata among the shares of the same series

[B The association shall pay on each prepaid share thus involuntarily withdrawn the full amount of the cash payment made thereon by the shareholder at the time of the issuance of such share plus the full portion of the accumulated earnings of such association properly apportionable to such share]

C The association shall pay on each installment or optional payment share thus involuntarily withdrawn the full amount of the dues paid thereon by the shareholder plus the full portion of the accumulated earnings of such association [properly apportionable] credited to such share

Section 615 Matured Shares A [An installment optional payment or prepaid share] Installment shares shall be declared matured by the board of directors of an association whenever [in the case of a prepaid share the cash payment made thereon by the shareholder at the time of the issuance of such share or in the case of an installment or optional payment share] the dues paid thereon by the shareholder plus the [full portion of the accumulated earnings of such association properly apportionable to such prepaid optional payment or installment share as the case may be after deducting the reserve for contingent losses created pursuant to the provisions of this act equal the par value of the share] dividends credited thereto equal the aggregate par value of the installment shares subscribed to by such shareholder Notice of such maturity shall forthwith be given to the holder of such [share] shares and at the option of the holder thereof such shares shall be listed for payment as withdrawn shares or with the consent of the association such shares may be converted into full-paid shares or into optional payment shares If the shareholder does not elect one of the options within thirty days after maturity

such shares shall immediately be converted at the option of the association into optional payment shares or full-paid shares or be listed for payment as withdrawn shares

B If the shares thus declared matured have not been pledged to the association as security for a loan the association shall before making payment or converting such shares deduct an amount equal to any delinquent fines or other charges due it by such shareholder

C If the shares thus declared matured have been pledged to the association as security for a loan which is secured also by a mortgage upon real property then the mortgage shall be forthwith satisfied upon the payment of any delinquent fines or other charges due the association and upon the payment of a fee not in excess of three dollars and in addition thereto a fee of ten cents per mile if the place of business of the association is not located in the county where the mortgage is to be satisfied

D If the shares thus declared matured have been pledged to the association pursuant to a loan upon which the sole security is such shares the note shall be forthwith cancelled and the amount of the loan together with the amount of any delinquent fines or other charges due the association shall be deducted from the [matured] participation value of such shares The balance shall be payable to such shareholder in the same manner as provided by this act in the case of shares which have been declared matured which are not pledged to the association as security for a loan

[E The holder of a share which has been declared matured pursuant to the provisions of this section shall be entitled to cash dividends upon any unpaid portion of the par value thereof at the rate of four per centum per annum from the date of the declaration of maturity but the rate of such dividends shall not in any event exceed the rate of earnings apportioned during such period to installment optional payment or prepaid shares which have not been declared matured]

Section 616 Order of Payment and Funds to Be Used to Pay [Matured or] Withdrawn Shares Power to Sue A Withdrawn [or matured] shares shall be paid in the order in which the withdrawals become effective [or the maturities are declared] but withdrawals which become effective [or maturities which are declared] upon the same day shall be paid on a pro rata basis Provided That if a holder of a share account applies for withdrawal of more than one thousand dollars ($1000) he shall be paid one thousand dollars ($1000) in order when reached and his application shall be charged with such amount as paid and shall be renumbered and placed at the end of the list of applications to withdraw and thereafter upon again being reached shall be paid a like amount but not exceeding the value of his shares and until paid in full shall continue to be so paid renumbered and replaced at the end of the list However the board of directors may at any time [either] authorize payment of [withdrawn shares on a pro rata basis or with the consent of the department fix a maximum amount to be paid periodically on such shares The action of the board of directors in authorizing payment to be made on a pro rata basis or in fixing a maximum amount to be paid periodically shall also apply to unpaid withdrawals which became effective prior to the date on which such action was taken by the board of directors] withdrawals not exceeding one hundred dollars ($100) to any one shareholder in any one month in any order

B At least two-thirds of the funds in the treasury of an association shall be applied to the payment of [matured or] withdrawn shares whenever such amount is necessary for this purpose but the association shall first deduct such amount as shall be necessary to pay current expenses and [interest or] dividends on full-paid shares to protect or preserve the assets of the association and to make proper provisions for meeting such obligations as it may reasonably be expected to be compelled to pay [Whenever two-thirds of the funds in the treasury other than such amounts as are required by this section to be deducted are insufficient to pay in full all matured or withdrawn shares such funds shall be applied to the payment of withdrawn and matured shares in proportion to the total amount of unpaid claims in each class]

C Whenever funds are not available in the manner hereinbefore provided to pay any [matured or] withdrawn share upon which payment has been due for a period in excess of six months eighty per centum of the funds in the treasury other than such amounts as are required by this section to be deducted shall be applied to the payment of [matured or] withdraw shares [Whenever eighty per centum of the funds in the treasury other than such amounts as are required by this section to be deducted are insufficient to pay in full matured or withdrawn shares such funds shall be applied to the payment of withdrawn and matured shares in proportion to the total amount of unpaid claims in each class]

D Whenever [matured or] withdrawn shares have not been paid by an association for a period of six months after the maturities have been declared or the withdrawals have become effective owing to the fact that the funds in the treasury which under this act are to be applied to the payment of such shares are insufficient to pay them in full so much of the bonds or other obligations of the United States of the Commonwealth of Pennsylvania of the Federal Home Loan Bank Board [or] of a Federal Home Loan Bank or of the Federal Savings and Loan Insurance Corporation owned by the association as shall be necessary to pay such [matured or] withdrawn shares shall be sold and the proceeds paid into the treasury of the association to be used to pay such shares unless the department shall give written permission to the association to hold such bonds or other obligations for a longer period of time

E For the purposes of this section the words "funds in the treasury" shall be construed to include all moneys received by the association from any source whatsoever except money borrowed from the Federal Home Loan Bank

F The holders of [matured or] withdrawn shares shall not have the power to sue for the amount due them by virtue of [such maturity or] such withdrawal until such time as under the provisions of this section [such matured or] such withdrawn shares should have been paid

Section 9 Section six hundred eighteen and section six hundred twenty as amended or last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 740) are hereby further amended to read as follows

Section 618 [Restriction on Dividends on Full-Paid Shares Undivided Profits A The rate of cash dividends paid on full-paid shares during any year shall not exceed the rate of earnings apportioned during such year to installment optional payment or prepaid shares of the association] Dividends on Shares Undivided Profits A The rate of cash dividend paid on full-paid shares during any dividend period shall not exceed the rate of dividends credited during such period to optional payment shares of the association and the rate of dividends credited to optional payment shares during any dividend period shall not exceed the rate of dividends credited during such period to installment shares

B An association may retain earnings in an undivided profit account to be used at the discretion of the board of directors for the purpose of paying additional dividends Provided That the total undivided profits on hand at any one time shall not exceed [five] ten per centum of the [amount paid in by shareholders on account of shares] participation value of all outstanding shares of the association

C The books of each association shall be closed at least annually and as much oftener as the board of directors may determine and the net profits for the period determined and transferred to the undivided profit account Dividends shall be declared at least annually by resolution of the board of directors out of the undivided profits after appropriate transfers to the reserve for contingent losses For the purpose of maturing installment shares special dividends may be declared between regular

dividend dates to installment shares nearly matured and special dividends may also be declared between regular dividend dates to installment optional payment and full-paid shares in the case of withdrawal between dividend dates Such special dividends shall not be declared unless justified by the earnings for the current period and shall not in any event exceed the rate of the last regular dividend on the same type of shares

D Dividends on full-paid shares shall be paid promptly in cash Dividends on all other classes of shares including dividends or earnings credit or apportioned to such shares on the effective date of this act shall be credited on account of the shares and shall become part of and be included in the share liability of the association the same as though actually paid in by the shareholders on account of shares

E All shares of the same type standing on the books of an association at the close of a dividend period including shares for which notices of withdrawal have been given but which have not been paid shall participate with all other shares of the same type equally in dividends pro rata to the average amount including previously credited dividends standing to the credit of each share during the dividend period However the board of directors may fix a date in each month for determining the date of investment of share payments in which event such share payments received by the association on or before such determination date shall receive dividends as though invested for the entire month and such share payments received subsequent to such determination date shall receive dividends as though invested during the next succeeding month Provided however That the board of directors may permit investments of one hundred dollars ($100) or more to receive dividends calculated from the date of actual receipt by the association in any event And provided further That in the case of installment shares upon which fines are charged for arrearages all payments of dues may for dividend purposes be considered as having been paid when due

Section 620 Reserve for Contingent Losses Every association shall set aside each year not less than five per centum and not more than [fifteen] twenty per centum of its net profits for such year unless the department in writing approves the setting aside of a lesser or a greater amount as a reserve for contingent losses until the total amount of such reserve shall equal at least five per centum and not more than [fifteen] twenty per centum of the assets of such association unless the department in writing approves the creation of a total reserve of a lesser or a greater amount The department may at any time require any association to set aside such additional amount as the department shall deem necessary to safeguard the interests of the shareholders of such association Such reserve for contingent losses may be loaned or invested in the same manner as is authorized by this act in the case of other funds of the association

If due to a reduction of the assets of an association or due to any other cause whatsoever the reserve for contingent losses shall exceed [fifteen] twenty per centum of the assets of the association or if the department has authorized or directed the creation of a reserve for contingent losses in excess of such [fifteen] twenty per centum and such reserve exceeds such amount authorized or directed by the department the amount above such [fifteen] twenty per centum or such other amount as has been authorized or directed by the department shall be transferred at the next regular meeting of the board of directors to the general profit account of the association

Section 10 Section eight hundred one of said act as last amended by the act approved the thirteenth day of April one thousand nine hundred forty-two (P. L. 22) is hereby further amended by adding at the end thereof a new clause to read as follows

Section 801 Powers of Associations In addition to the general corporate powers granted by this act and in addition to any powers specifically granted to an association elsewhere in this act an association shall have the following powers subject to the liminations and restrictions imposed by this act

* * * * *

(10) To enter into a contract with any corporation authorized to transact the business of insurance in this Commonwealth or to participate in or become a member of a trust fund plan or agreement to provide retirement benefits death benefits or disability benefits and any or all such benefits for the officers and employees who are in the regular service of the association on a fixed compensation basis and to make such contributions out of the earnings of the association as may be required to provide these benefits Provided however That the terms and conditions of any such contract trust fund plan or agreement shall have first been approved in writing by the Department of Banking

Section 11 Subsections A and D of section eight hundred two of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 740) are hereby further amended to read as follows

Section 802 Power to Borrow Money Issuance of Notes Pledging of Collateral A An association may be resolution of its board of directors borrow money at a rate of interest not exceeding six per centum per annum to a total amount not exceeding fifty per centum of the [amount paid in by shareholders on account] participation value of shares which have not been pledged to the association as security for mortgage loans or which have not on the date of such borrowing been matured or for which notice of withdrawal has not on such date been given Provided That the amount of all existing share loans shall be deducted in determining the [amount paid in by shareholders on account] participation value of shares

* * * * *

D An association shall not grant any mortgage loan if the amount of borrowed money owed by it to [any corporation or person] crporations or persons except the Federal Home Loan Bank or any other agency or instrumentality of the United States Government other than national banks exceeds [ten] fifteen per centum of the [amount paid in by shareholders on account] participation value of shares which have not been pledged to the association as security for mortgage loans or which have not been matured or for which notice of withdrawal has not been given [but this] The amount of all existing share loans shall be deducted in determining the participation value of shares This provision shall not be construed to affect the right of an association to readjust or otherwise refinance any mortgage loan which it has granted

Section 12 Section eight hundred three of said act as amended by the act approved the fifteenth day of March one thousand nine hundred thirty-seven (P. L. 63) is hereby further amended to read as follows

Section 803 Authorized Investments A Except as otherwise specifically provided in this act an association shall not make any investments except as follows

(1) Bonds or other interest-bearing obligations of the United States or those for the payment of the principal and interest on which the faith and credit of the United States is pledged

(2) Bonds or debentures issued by a Federal Home Loan Bank or consolidated debentures issued by the Federal Home Loan Bank Board under the provisions of the Federal Home Loan Bank Act approved the twenty-second day of July one thousand nine hundred thirty-two its amendments and supplements

(2.1) Bonds or interest-bearing debentures issued by the Federal Savings and Loan Insurance Corporation under the provisions of Title IV of the National Housing Act approved the twenty-seventh day of June one thousand nine hundred thirty-four its amendments and supplements

(3) Bonds or other interest-bearing obligations of the Commonwealth of Pennsylvania or those for the payment of principal and interest on which the faith and credit of this Commonwealth is pledged

[B An association shall not at any one time without the written approval of the department have more than twenty-five per centum of the amount paid in by its shareholders on account of shares invested in the bonds debentures or other interest-bearing obligations authorized by this section as investments for associations]

Section 13 Subsection A of section eight hundred five of said act is hereby amended to read as follows

Section 805 Limitation on Building Owned or Leased Furniture and Fixtures Therein A The cost of the real property including the building or buildings thereon which an association owns and occupies for the transaction of its business or partly so occupies and partly leases to others together with the cost of furniture and fixtures therein which belong to the association shall not at any time exceed in the aggregate five per centum of the [amount paid in by its shareholders on account] participation value of its outstanding shares However an association shall not purchase any real property or erect any building for its occupancy in the transaction of its business without the prior written approval of the department

Section 14 Subsections A and B of section eight hundred eight as last amended by the act approved the fifteenth day of March one thousand nine hundred thirty-seven (P. L. 63) are hereby further amended to read as follows

Section 808 Segregation of Dues Upon Order of Department A Whenever it shall appear to the department that the affairs of an association are in such condition that the action hereinafter provided in this section is justified the department may by written order issued in the manner provided by law direct that all payments made thereafter on account of shares which have not been transferred and pledged to the association as security for loans shall be segregated from the other assets of the association and that the association shall not grant any further loans make any payments on account of withdrawn or matured shares or allow any credit for the value of any shares on account of the principal of any loan until such order is revoked in writing by the department Such order of the department shall be known as an order of segregation Such segregated moneys shall either be kept on deposit in a depository selected in the manner provided by this act or invested in the bonds designated by this act as authorized investments for associations The money so segregated and the bonds in which such moneys are invested shall be known as the segregated fund

If an association at any time after an order of segregation has become effective has no liability except to its shareholders arising from the ownership of shares it may with the written consent of the department transfer to the segregated fund a portion or all of any cash which it may have on hand and bonds if any designated by this act as authorized investments Cash and bonds so transferred shall become a part of the segregated fund the same as though paid into the segregated fund by the shareholders whose shares are not pledged to the association as security for loans in proportion to the [amounts paid in on account] participation value of their shares on the date that the order of segregation was issued Such segregated fund shall not be subject to any attachment issued on a judgment obtained by any creditor or shareholder of the association

During the period of segregation the segregated fund shall be available exclusively for the benefit of the shareholders who made such payments or for whose benefit the transfer of cash and bonds was made and may be withdrawn during such period of segregation upon thirty days' written notice

B All dues paid in during the period of segregation by shareholders whose shares are pledged to the association as security for loans shall be known as segregated credits and shall be applied as credits against the principal of any loans so secured which are repaid during the period of segregation

When any transfer of cash and bonds is made to the segregated fund the shareholders whose shares are pledged to the association as security for loans shall be entitled to segregated credits which shall bear the same relation to the [amounts paid in by them on account] participation value of their shares prior to the effective date of the order of segregation as the amount of cash and bonds so transferred bears to the total [amount paid in on account] participation value of shares prior to the effective date of the order of segregation by shareholders whose shares are not pledged as security for loans

If at any time during the period of segregation the segregated credits on shares pledged for a loan exceed the amount of the loan for which such shares are pledged all payments made by the borrower thereafter shall be segregated in the same manner as payments made by shareholders whose shares have not been pledged to the association as security for loans

Section 15 Section nine hundred three as last amended by the act approved the twenty-first day of February one thousand nine hundred forty-five (No 6) is hereby further amended to read as follows

Section 903 Security for Mortgage Loans A An association shall grant mortgage loans to its shareholders or to any person intending to become a shareholder upon the following security only

(1) The bond of the borrower secured by the transfer and pledge to the association of installment shares in such association which belong to the borrower and which have a par value at least equal to the amount of the loan and further secured by a mortage upon real property which belongs to the borrower such mortgage being for at least the full amount of the loan A loan secured in this manner shall be known as a share-mortgage loan and the mortgage securing such loan as a share mortgage

(2) The bond of the borrower secured by the transfer and pledge to the association of one direct reduction loan [shares] share in such association which [belong] belongs to the borrower [and which have a par value at least equal to the amount of the loan] and further secured by a mortgage upon real property which belongs to the borrower such mortgage being for at least the full amount of the loan Provided That an association may accept and hold additional collateral of any kind if the loan meets all of the requirements of this act and could have been legally made without the additional collateral A loan secured in this manner shall be known as a direct reduction mortgage loan and the mortgage securing such loan as a direct reduction mortage

(3) The bond of the borrower secured by a mortgage upon real property which belongs to the borrower such mortgage being for an amount not to exceed one-half of the amount of the loan such portion of the loan to be known as the straight-mortgage portion of the loan and a bond for the remainder of the loan secured by the transfer and pledge to the association of installment shares in such association which belong to the borrower and which have a par value at least equal to the amount of such remainder of the loan and further secured by a mortgage upon such real property for an amount equal to such remainder of such loan such remainder of such loan to be known as the share-mortgage portion of the loan A loan secured by both a straight mortgage and a share mortgage in this manner shall be known as a split-mortgage loan A split-mortgage loan may also be in the form of a single bond and mortgage which meets all the requirements of this section

The straight-mortgage portion of a split-mortgage loan shall not be secured by shares and an association shall not charge fines upon such portion of the loan

An association shall not demand payment of the straight-mortgage portion of a split-mortgage loan except in case of a default by the borrower in the terms of the loan until the share-mortgage portion of such loan has been repaid in full by the maturing of the shares assigned or pledged as security therefor or by any other method Upon such payment of the share-mortgage portion of a split-mortgage loan an association shall either demand and enforce payment of the straight-mortgage portion of the loan or convert such loan to a share-mortgage loan or to a direct reduction mortgage loan upon

the transfer and pledge to the association of installment shares or direct reduction loan shares in such association which belong to the borrower and which have a par value at least equal to the amount of such loan

(4) The bond of the borrower secured by a mortgage upon real property which belongs to the borrower without monthly amortization for a term not exceeding ten years provided that the loan does not together with any other loans held by such association upon such property exceed fifty per centum of the fair market value of such property and provided further that the aggregate amount of loans so made to all persons and corporations shall not exceed fifteen per centum of the total assets of such association

B An association shall not grant any mortgage loan unless the mortgage securing such loan (1) is a first lien upon unencumbered improved real property the improvement being a dwelling for not more than four families which is used or to be used in whole or in part for residential purposes or upon real property upon which such a building is in the process of construction situated anywhere within the Commonwealth or where it is not a first lien upon such property every equal or prior lien is owned by the association and (2) does not together with any other lien held by such association upon such property exceed eighty per centum of the fair market value of such real property plus the [amount paid to the association prior to or] withdrawal value upon the day of the granting of such loan [upon] of shares to be assigned or pledged to the association by the borrower as security for such loan Provided however That shares of the association owned by any shareholder may be assigned or pledged as additional collateral security for the mortgage loan and in such event the mortgage loan granted upon such property may be increased by the withdrawal value of the additional pledge shares to an amount not to exceed a maximum total mortgage loan of ninety per centum of the fair market value of such real property and the association may release this additional collateral whenever the mortgage loan meets all of the requirements of this act and could be legally made at the time of release without the requirement of addition collateral An association shall not take any lien upon real property as security for a mortgage loan if such lien is equal to any lien owned by any other corporation or person

Notwithstanding any other provisions of this act an association may make any mortgage loan on a dwelling for not more than four families situated in the Commonwealth if the full amount of such mortgage is insured or guaranteed by the United States or any instrumentality thereof or if there is a commitment to so insure or guarantee

Notwithstandng any other provisions of the law an association may grant any mortgage loan on a dwelling for not more than four families which is used or to be used in whole or in part for residential purposes or upon real property upon which such a building is in the process of construction situated anywhere within the Commonwealth if such loan is guaranteed in an amount equal to at least twenty per centum of the value of the property subject to the lien under the provisions of the Servicemen's Readjustment Act of one thousand nine hundred and forty-four its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said Act or if there is a written commitment to so guarantee

The provisions of this subsection shall not be construed to apply to a purchase money mortgage taken by an association upan real property owned by it nor to the readjustment or refinancing in any other manner of a mortgage loan owed to the association upon the effective date of this act

[Notwithstanding the provisions of this subsection an association may prior to the first day of June one thousand nine hundred thirty-five grant a loan upon improved real property encumbered by a mortgage not owned by the association provided that the prior encumbrance not owned by the association does not exceed forty per centum of the fair market value of such real property and that it will not together with the mortgage securing such loan exceed sixty per centum of the fair market value of such real property]

C An association shall not directly or indirectly grant to any one corporation or person mortgage loans to a toal amount exceeding five per centum of the [amount paid in by its shareholders on account of] participation value of its outstanding shares but any association may grant to any one corporation or person mortgage loans to a total amount of ten thousand dollars

In computing the total mortgage loans made by an association to an individual there shall be included all mortgage loans made by the association to a partnership or other unincorporated association of which he is a member all mortgage loans made either for his benefit or for the benefit of such partnership or other unincorporated association and all mortgage loans to or for the benefit of a corporation of which he owns twenty-five per centum or more of the capital stock

In computing the total mortgage loans made by an association to a partnership or other unincorporated association there shall be included all mortgage loans to its individual members all mortgage loans made for the benefit of such partnership or other unincorporated association or of any member thereof and all mortgage loans to or for the benefit of any corporation of which the partnership or unincorporated association or any member thereof owns twenty-five per centum or more of the capital stock

In computing the total mortgage loans made by an association to a corporation there shall be included all mortgage loans made for the benefit of the corporation and all mortgage loans to or for the benefit of any individual who owns twenty-five per centum or more of the capital stock of such corporation

A mortgage loan shall be deemed to be made for the benefit of a corporation or person to the extent that the proceeds of such loans are credited or transferred to such corporation or person

D An association shall not upon the security of any one piece of real property grant mortgage loans totaling more than twenty thousand dollars

Section 16 Sections nine hundred seven and nine hundred ten as amended or last amended by the act approved the fifteenth day of March one thousand nine hundred thirty-seven (P. L. 63) are hereby further amended to read as follows

Section 907 Interest Reduction Loans and Direct Reduction Loans A A borrower with the consent of the association may have the periodical installments of dues on his shares credited on account of the principal of the mortgage loan at such times as shall be provided in the mortgage and also in its accompanying bond or other obligation if any and the interest and the premium if any thereon shall be computed on the balance of the principal of the loan in each case when the dues have been so credited The borrower in such case may agree that the subsequent dues on his shares shall become automatically increased by the amount of the reduction of interest and of premium if any in each case when the dues have been so credited so that the total of each monthly installment of dues and interest and premium if any shall remain the same until the loan has been paid in full but the right to have the dues on the shares credited on account of the principal of the loan as well as the agreement if any that the dues on the shares shall become automatically increased as herein provided shall be set forth in the mortgage and also in its accompanying bond or other obligation if any

The borrower shall have the right with the consent of the association when the dues so credited on account of the principal of the loan shall equal the par value of one or more shares to have the number of shares reduced to such number that their aggregate par value shall not be less than the reduced amount or balance of the principal of the loan still remaining unpaid The periodical installments of dues on the shares thus reduced as well as the interest on the reduced principal of the

loan and premium thereon if any shall be payable after the date of such reduction the same as if the shares had been originally issued in such reduced number as of such date and such loan made for such reduced amount

When the dues on the shares are credited on account of the principal of the loan as herein provided such shares shall not participate in the profits of the association nor be subject to losses When the loan has been paid in full by the crediting of the dues thereon as herein provided the borrower shall be entitled to have his mortgage satisfied upon the payment of a fee not exceeding three dollars and in addition thereto a fee of ten cents per mile if the place of business of the association is not located in the county where the mortgage is to be satisfied

B [Direct reduction mortgage loans secured by the transfer and pledge of direct reduction loan shares shall be repaid by the monthly application and credit of the dues paid on such shares on account of the principal of the mortgage loan Such loans shall be known as direct reduction mortgage loans] A mortgage loan secured by the transfer and pledge of one direct reduction loan share shall be repaid by the monthly application and credit of the dues paid on such share on account of the principal of the mortgage loan The interest or interest and premium shall be computed monthly on the unpaid balance of the principal of the loan and such interest or interest and premium if not paid may be added to the unpaid principal together with any and all payments or advances made by the association for taxes water rents assessments insurance premiums or other charges or advances permitted by law Payments made by the borrower shall be applied first to the interest or interest and premium due the association and the remainder of the monthly payment shall be credited on account of dues on the direct reduction loan [shares] share The subsequent periodical dues on the direct reduction loan [shares] share shall become automatically increased by the amount of the reduction of interest or interest and premium when the dues have been so credited to the principal of the loan so that the total of each monthly installment of dues and interest or dues interest and premium shall remain the same until the loan has been paid in full When the loan has been repaid in full by the crediting of the dues thereon as herein provided the borrower shall be entitled to have his mortgage satisfied upon the payment of a fee not exceeding three dollars and in addition thereto a fee of ten cents per mile if the place of business of the association is not located in the county where the mortgage is to be satisfied

[C The borrower shall have the right with the consent of the association to have the number of direct reduction loan shares reduced to such number that their aggregate par value shall not be less than the reduced amount or balance of the principal of the loan still remaining unpaid. The periodical installments of dues on the shares thus reduced as well as the interest or interest and premium on the reduced principal of the loan shall be payable after the date of such reduction the same as if the shares had been originally issued in such reduced number as of such date and such loan made for such reduced amount]

D A borrower may with the consent of the association convert a share-mortgage loan into a direct reduction mortgage loan or convert a direct reduction moragage loan into a share-mortgage loan

Section 910 Security for Share Loans An association may grant share loans to any of its shareholders upon the following security only The note of the borrower secured by [the transfer] an assignment as collateral and pledge to the association of installment optional payment or full-paid [or prepaid] shares which have not previously been transferred or pledged to anyone other than the association the [amount paid in on account] withdrawal value of such shares prior to or at the time of the granting of any loan upon the security of such shares shall be at least equal to the total amount of all loans granted thereon

Section 17 Subsection A of section one thousand one hundred six of said act is hereby amended to read as follows

Section 1106 Notice to Creditors and Shareholders A After the Department of State has [transmitted to the association] filed the [copy of the] certificate of election to dissolve the liquidating trustee or trustees as the case may be shall forthwith give notice to all corporations or persons who appear upon the books or other records of the asoctiation as or who are otherwise known to the liquidating trustee or trustees to be creditors or shareholders of the association Such notice shall be sent to or given at the address which appears upon the books or other records of the association for the particular corporation or person or if no address appears there then to the last known address of such corporation or person

The notice to each shareholder shall state the amount which the books or other records of the association show to be due to such shareholder It shall also state that unless such shareholder shall present his claim under oath or affirmation within three months from the date of the giving of such notice the amount shown to be due by the books of the association will be conclusively presumed to be correct

The notice to each creditor other than a shareholder shall inform such creditor that he must present his claim under oath or affirmation within three months from the date of the giving of such notice or else be barred from claiming an amount exceeding the amount shown to be due him on the books or other records of the association and that he must present his claim under oath or affirmation within six months from the date of the giving of the notice or else be forever barred from sharing in any distribution of the assets of the association

Section 18 Section one thousand one hundred twelve of said act as last amended by the act approved the fifteenth day of March one thousand nine hundred thirty-seven (P. L. 63) is hereby further amended to read as follows

Section 1112 Order of Preference in Distribution A The following shall be the order followed by the liquidating trustee or trustees as the case may be in the distribution pursuant to the provisions of this act of the assets of any association which is being liquidated in pursuance of a plan of voluntary dissolution

First Any reasonable expense incurred by the liquidating trustee or trustees as the case may be in the management liquidation or distribution of the assets and affairs of the association any fee or other debt owing to the department for examinations or other services rendered or penalties incurred any other claim of the Commonwealth of Pennsylvania and any other claim which is given a preference by law

Second Any claim of a creditor of the association other than the claim of a shareholder arising from his ownership of shares

Third Any claim of a shareholder whether or not reduced to a judgment arising from his ownership of shares whether such shares be installment optional payment full-paid prepaid matured or any other type and whether or not notice of withdrawal of such shares has been given to the association The amount of the claim arising from each share shall be the [amount actually paid in on account] participation value of such share less any amount lawfully deductible therefrom by the association [except in the case of a lawfully and properly matured share in which case the amount of the claim shall be the actual par value of the share less any payment received on account thereof from the association and less any other acount lawfully deductible therefrom by the association]

B Every claim enumerated above shall have the same rank and priority as every other claim in the same numbered paragraph regardless of the order in which such claims are enumerated

C All claims provided for in this section shall be construed to refer only to claims presented to the liquidating trustee or trustees in the manner provided in this act and approved by him or them in accordance with the plan of dissolution

Section 19 The provisions of this act shall become effective on the first day of July one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox	Longo,	Reidenbach,	Speaker.
Freed	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 263, as follows:

An Act to further amend subsection B of section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" further regulating distribution of the assets of building and loan associations in liquidation by the Secretary of Banking

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection B of section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 337) is hereby further amended to read as follows

Section 1011 Order of Preference in Distribution

* * * * *

B The following shall be the order and preference followed by the secretary in the distribution pursuant to the provisions of this act of the assets of any building and loan association the affairs of which he as receiver is liquidating

First Any expenditure made by the secretary as receiver which under the provisions of this act is to be paid out of the assets of the institution

Second Any fee or other debt owing to the department for examinations or other services rendered or penalties incurred prior to the taking of possession by the secretary as receiver any other claim of the Commonwealth of Pennsylvania and any other claim which is given a preference by law

Third Any claim of a creditor of the association other than the claim of a shareholder arising from his ownership of shares

Fourth Any claim of a shareholder whether or not reduced to a judgment arising from his ownership of shares whether such shares be installment optional pay-

ment full-paid prepaid matured or any other type and whether or not notice of withdrawal of such shares has been given to the association The amount of the claim arising from each share shall be the [amount actually paid in on account] participation value of such share less any amount lawfully deductible therefrom by the association [except in the case of a lawfully and properly matured share in which case the amount of the claim shall be the actual par value of the share less any payment received on account thereof from the association and less any other amount lawfully deductible therefrom by the association]

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,
Coleman,	Hersch,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahi,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turbett,
Dague,	James,	O'Dare,	Turner,
Dalrymple	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Wood, N.,
Finnerty,	Leonard,	Reagan,	Worley,
Flack,	Levy,	Reese, D P.,	Wright,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Foor,	Loftus,	Regan,	Yester,
Fox,	Longo,	Reidenbach,	Fiss,
Freed,	Lopez,		Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 499, as follows:

An Act to further amend the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices and comparing and correcting the general and district registers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section sixteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" are hereby amended to read as follows

Section 16 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notice

(a) From and after the first day of May one thousand nine hundred and thirty-seven each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sunday holidays the day of each election and each primary the [thirty] fifty days next preceding each election and each primary and the thirty days next following each election and the five days next following each primary at the

office of the commission and at such additional places in the boroughs towns and townships as the commission may from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of any borough town or township and who appear for registration Provided however That in the year one thousand nine hundred and thirty-seven applications for personal registration shall be received up to and including the first day of September anything in this section to the contrary notwithstanding And provided further That in the year one thousand nine hundred and thirty-seven each commission shall arrange to have two (2) registrars present to receive applications for the personal registrations of electors at the polling place or some other suitable place in each election district in the boroughs towns and townships of such county on at least three separate days prior to the thirtieth day previous to the primary election to be held in the year one thousand nine hundred thirty-seven (one of them being in June and another in July and the third day being in August) Of the two registrars who shall sit in each election district prior to the thirtieth day previous to the primary in the year one thousand nine hundred and thirty-seven one shall be a member of the party enrolling the largest number of voters within the election district for the preceding November election and the other shall be a member of the party enrolling the second largest number of voters within the election district for such election Such registrars shall be appointed by the commission for the year of one thousand nine hundred and thirty-seven and shall hold office only during such year No person shall be so appointed unless his name is suggested in writing by the county chairman of the party which is entitled to a registrar in such district as herein provided unless the county chairman of the proper party fails to make such suggestion on or before the nineteenth day of June one thousand nine hundred and thirty-seven in which case the commission may appoint any qualified person

(b) The commission by its own action may or upon the signed petition of at least one hundred qualified electors of any borough town or township requesting the same shall cause at least two registrars to sit not later than [thirty] fifty days prior to the primary or election for the purpose of receiving personal applications for registrations applications for change of party enrollment and removal notices from electors of said borough town or township at a suitable and conveniently located place in said borough town or township for at least one day and not more than three days [prior to the election or primary] continuously between the hours of ten Anti Meridian and three Post Meridian and between the hours of seven Post Meridian and ten Post Meridian Such petitions to be effective shall be filed with the commission at least [forty-five] sixty-five days prior to any primary or election Immediately upon such motion of the commission or immediately upon the receipt of any such petition the commission shall notify in writing the county chairmen of the political parties enrolling the largest and second largest number of voters within the county at the preceding November election of the filing of said petition and of the number of registrars the commission will appoint to serve in said boroughs towns and townships Not later than the third day after receipt of said notice said chairmen shall submit to the commission a list of qualified electors of the county to serve as registrars for said days Of the registrars appointed by the commission for such registration days an equal number shall be appointed from the names on each of the lists so submitted Provided however That if either or both of said chairmen shall fail to submit such list within the time herein provided the commission shall appoint an equal number of persons from the list actually submitted and an equal number of any qualified electors of the county or shall appoint as all of such registrars any qualified electors of the county as the case may be

Section 2 Clause (a) of section twenty-eight of said act as amended by the act approved the first day of August one thousand nine hundred forty-one (P. L. 664) is hereby further amended to read as follows

Section 28 Change of Enrollment of Political Party Cancellation of Party Enrollment Persons Suffering Disability After Registration to Have Fact Recorded Cancellation

(a) At any time prior to the [thirtieth] fiftieth day next preceding a primary or an election excepting the thirty days next following each election and the five days next following each primary any person who desires to change the enrollment of his political designation or who although registered has not hitherto enrolled as a member of a party may appear before a registrar commissioner or clerk and state in writing over his signature the political party in which he desires to be enrolled and the registrar commissioner or clerk shall cause the enrollment of the elector's political designation to be made or altered accordingly in the general and district registers Provided however That no registered elector shall be permitted to change his party enrollment between any primary and the following general or municipal election nor more than once between any November election and the following primary election In such cases the signature of the elector shall be verified by comparison with his signature on the general and district registers before the change of enrollment is made If any elector desiring to change his party enrollment is unable to sign his application he shall make his mark thereto in the presence of the registrar commissioner or clerk and shall produce such other evidence as may be necessary to establish his identity When an elector has applied for a change in the enrollment of his political designation as provided herein the registrar commissioner or clerk shall upon request stamp or mark the change so made on the elector's card attesting his registration Any person in military service who desires to change his party enrollment shall be permitted to do so by addressing to the commission a signed written application under oath taken and subscribed to before any commissioned officer of the military or naval forces either within or without the Commonwealth of before any officer of this or any other state or territory of the United States authorized to administer oaths The application shall be sent by the applicant by registered mail return receipt required and shall also contain a statement that such person is at the time of making the application absent from his residence in military service If upon examination the signature appears authentic and the application conforms to the provisions of this section the enrollment shall be changed in accordance with the application

Section 3 Section thirty-two of said act as amended by the act approved the nineteenth day of June one thousand nine hundred thirty-nine (P. L. 446) is hereby further amended to read as follows

Section 32 Comparison and Correction of Registers Commencing [thirty] fifty days prior to each election and primary the commission shall compare and correct the general and district registers

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Messrs. Lovett, Coleman and Rudisill asked for a verification of the roll.

The roll was verified and was as follows:

YEAS—107

Barton,	Fullerton,	Loftus,	Royer,
Baumunk,	Gardner,	Lyons,	Salus,
Bonawitz,	Getchey,	Madden,	Serrill,

Boorse,	Gibson,	Madigan,	Shoemaker,
Bower,	Goodling,	Mahany,	Sloan,
Breisch,	Greenwood,	McAtee,	Smith,
Brice,	Greer,	McClester,	Sollenberger,
Brunner, C. H.,	Guthrie,	McCormack,	Sorg,
Cadwalader,	Gyger,	McDowell,	Stockham,
Cook,	Hall,	McKinney,	Stonier,
Cooper,	Hare,	McMillen,	Stuart,
Costa,	Haudenshield,	Mikula,	Tahl,
Coulson,	Helm,	Miller,	Tittle,
Dalrymple,	Hewitt,	Milliken,	Trout,
Dennison,	Hoffman,	Moore, C. E.,	Turbett,
Depuy,	Hoopes,	Moser,	Turner,
Dix,	Howells,	Murray, P. G.,	Wachhaus,
Dye,	Huntley,	Nelson,	Wagner,
Elder,	James,	O'Dare,	Waterhouse,
Erb,	Kennedy,	Pickens,	Watkins,
Ewing,	Kline,	Propert,	Wescott,
Flack,	Krise,	Reagan,	Wood, L. H.,
Fleming,	Kurtz,	Reese, D. P.,	Wood, N.,
Foor,	Laughner,	Reilly,	Worley,
Fox,	Lee,	Riley,	Yeakel,
Freed,	Leisey,	Robertson,	Fiss,
Frost,	Lichtenwalter,	Root,	Speaker.

NAYS—94

Andrews,	Gaffney,	McNally,	Reese, R. E.,
Baker,	Gallagher,	Mihm,	Regan
Barrett,	Gore,	Mills,	Reidenbach,
Bentley,	Grant,	Modell,	Reynolds,
Bentzel,	Green,	Mooney,	Rose,
Boies,	Hamilton,	Moore, W. J.,	Rudisill,
Boney,	Heatherington,	Moran,	Scanlon,
Boory,	Hennihan,	Munley,	Schuster,
Brancato,	Hering,	Murray, M. L.,	Shaffer,
Brothers,	Hersch,	Myhan,	Skale,
Brown,	Hunter,	Nagel,	Snider,
Brunner, P. A.,	Jones,	O'Brien,	Stank,
Chervenak,	Kirley,	O'Connor	Swope,
Chudoff,	Kolankiewicz,	O'Donnell	Tate
Cohen,	Komorofski,	O'Neill,	Trachtman,
Coleman,	Lane,	Owens	Trent
Corrigan,	Leonard,	Pentrack,	Varallo,
Coyle,	Levy,	Petrosky	Verona,
Cullen,	Longo,	Pettigrew,	Weiss,
Dillon,	Lopez,	Polaski,	Welsh,
Doughert	Lovett,	Polen,	White,
Duffy,	McLanahan,	Powers,	Wright,
Elish,	McNair,	Readinger,	Yester,
Finnerty,			

NOT VOTING—5

Burns,	Haberlen,	Hoggard,	Snyder,
Dague,	Herman,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 500, as follows:

An Act to further amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices and comparing and correcting the general and district registers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section seventeen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county trasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" are hereby amended to read as follows

Section 17 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notice (a) From and after the effective date of this act each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sunday holidays the day of each election and each primary the [thirty] fifty days next preceding each election and each primary and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the city as the commission may from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration.

(b) Not later than [thirty] fifty days prior to each primary and election the commission shall cause at least two registrars to sit for at least two separate days at a suitable and centrally located place in each city other than the office of the commission for the purpose of receiving personal applications for registrations applications for change of party enrollment and removal notices from the electors of each city Such registrars shall sit on said days continuously between the hours of ten A M and three P M and between the hours of seven P M and ten P M Immediately upon the action of the commission which shall be taken in due time as to the number of days of such registration and as to the number of registrars to be appointed for such purpose the commission shall notify in writing the county chairman of the political parties enrolling the largest and second largest number of voters within the county at the preceding November election of such action and of the number of registrars the commission will appoint to serve in said cities Not later than the third day after receipt of said notice said chairman shall submit to the commission a list of qualified electors of the county to serve as registrars for said days of the registrars appointed by the commission for such registration days an equal number shall be appointed from the names on each of the lists so submitted Provided however That if either or both of said chairmen shall fail to submit such list within the time herein provided the commission shall appoint an equal number

of persons from the list actually submitted and an equal number of any qualified electors of the county or shall appoint as all of such registrars any qualified electors of the county as the case may be

Section 2 Subsection (a) of section twenty-nine of said act as amended by the act approved the first day of August one thousand nine hundred forty-one (Pamphlet Laws 694) is hereby further amended to read as follows

Section 29 Change of Enrollment of Political Party Cancellation of Party Enrollment Persons Suffering Disability After Registration to Have Fact Recorded Cancellation (a) At any time prior to the [thirtieth] fiftieth day next preceding a primary [or an] election excepting the thirty days next following each election [and the five days next following each primary] any person who desires to change the enrollment of his political designation or who although registered has not hitherto enrolled as a member of a party may appear before a registrar commissioner or clerk and state in writing over his signature the political party in which he desires to be enrolled and the registrar commissioner or clerk shall cause the enrollment of the elector's political designation to be made or altered accordingly in the general and district registers Provided however That no registered elector shall be permitted to change his party enrollment between any primary and the following general or municipal election nor more than once between any November election and the following primary election In such cases the signature of the elector shall be verified by comparison with his signature on the general and district registrars before the change of enrollment is made If any elector desiring to change his party enrollment is unable to sign his application he shall make his mark thereto in the presence of the registrar commissioner or clerk and shall produce such other evidence as may be necessary to establish his identity When an elector has applied for a change in the enrollment of his political designation as provided herein the registrar commissioner or clerk shall upon request stamp or mark the change so made on the elector's card attesting his registration Any person in military service who desires to change his party enrollment shall be permitted to do so by addressing to the commission a signed written application under oath taken and subscribed to before any commissioned officer of the military or naval forces either within or without the Commonwealth or before any officer of this or any other state or territory of the United States authorized to administer oaths The application shall be sent by the applicant by registered mail return receipt required and shall also contain a statement that such person is at the time of making the application absent from his residence in military service If upon examination the signature appears authentic and the application conforms to the provisions of this section the enrollment shall be changed in accordance with the application

Section 3 Section thirty-three of said act as amended by the act approved the nineteenth day of June one thousand nine hundred thirty-nine (P. L. 443) is hereby further amended to read as follows

Section 33 Comparison and Correction of Registers Commencing [thirty] fifty days prior to each election or primary the commission shall compare and correct the general and district registers

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Barton,	Fullerton,	Loftus,	Root,
Baumunk,	Gardner,	Lopez,	Royer,
Bonawitz,	Getchey,	Lyons,	Salus,
Boorse,	Gibson,	Madden,	Serrill,
Bower,	Goodling,	Madigan,	Shoemaker,
Breisch,	Greenwood,	Mahany,	Sloan,
Brice,	Greer,	McAtee,	Smith,
Brunner, C. H.,	Guthrie,	McClester,	Sollenberger,
Cadwalader,	Gyger,	McCormack,	Sorg,
Cook,	Hall,	McDowell,	Stockham,
Cooper,	Hare,	McKinney,	Stonier,
Costa,	Haudenshield,	McMillen,	Stuart,
Coulson,	Helm,	Mikula,	Tahl,
Dalrymple,	Hewitt,	Miller,	Tittle,
Dennison,	Hoffman,	Milliken,	Trout,
Depuy,	Hoopes,	Moore, C. E.,	Turbett,
Dix,	Howells,	Moser,	Turner,
Dye,	Huntley,	Murray, P. G.,	Wachhaus,
Elder,	James,	Nelson,	Wagner,
Erb,	Kennedy,	O'Dare,	Waterhouse,
Ewing,	Kline,	Pickens,	Watkins,
Flack,	Krise,	Propert,	Wescott,
Fleming,	Kurtz,	Reagan,	Wood, L. E.,
Foor,	Laughner,	Reese, D. P.,	Wood, N.,
Fox,	Lee,	Reilly,	Worley,
Freed,	Leisey,	Riley,	Yeakel,
Frost,	Lichtenwalter,	Robertson,	Fiss, Speaker.

NAYS—94

Andrews,	Finnerty,	McNally,	Reese, R. E.,
Baker,	Gaffney,	Mihm,	Regan,
Barrett,	Gallagher,	Mills,	Reidenbach,
Bentley,	Gore,	Modell,	Reynolds,
Bentzel,	Grant,	Mooney,	Rose,
Boies,	Green,	Moore, W. J.,	Rudisill,
Boney,	Haberlen,	Moran,	Scanlon,
Boory,	Hamilton,	Munley,	Schuster,
Brancato,	Heatherington,	Murray, M. L.,	Shaffer,
Brothers,	Hennihan,	Myhan,	Skale,
Brown,	Hering,	Nagel,	Snider,
Brunner, P. A.,	Hersch,	O'Brien,	Stank,
Burns,	Hunter,	O'Connor,	Swope,
Chervenak,	Jones,	O'Donnell,	Tate,
Chudoff,	Kirley,	O'Neill,	Trachtman,
Cohen,	Kolankiewicz,	Owens,	Trent,
Coleman,	Komorofski,	Pentrack,	Varallo,
Corrigan,	Lane,	Petrosky,	Verona,
Coyle,	Leonard,	Pettigrew,	Weiss,
Cullen,	Levy,	Polaski,	Welsh,
Dillon,	Longo,	Polen,	White,
Dougherty,	Lovett,	Powers,	Wright,
Duffy,	McLanahan,	Readinger,	Yester,
Elish,	McNair,		

NOT VOTING—5

Dague,	Herman,	Hoggard,	Snyder,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 501, as follows:

An Act to further amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county elec-

tion boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices comparing and correcting general and district registers preparing preliminary street lists and street lists

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) and (b) of section seventeen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothontaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" are hereby amended to read as follows

Section 17 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notice

(a) From and after the effective date of this act each commission or any commissioners or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day of each election and each primary the [thirty] fifty days next preceding each election and each primary and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the city as the commission may from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration

(b) The commission may cause at least two registrars to sit not later than [thirty] fifty days prior to the primary or election for the purpose of receiving personal applications for registration applications for change of party enrollment and removal notices from electors of any ward at a suitable and conveniently located place in said ward for at least one day [prior to the election or primary] continuously between the hours of ten A M and three P M and between the hours of seven P M and ten P M

Section 2 Subsection (a) of section twenty-nine of said act as amended by the act approved the first day of August one thousand nine hundred forty-one (P. L. 686) is hereby further amended to read as follows

Section 29 Changes of Enrollment of Political Party Cancellation of Party Enrollment Persons Suffering Disability After Registration to Have Fact Recorded Cancellation

(a) At any time prior to the [fifteenth] fiftieth day next preceding a primary [or an] election excepting the thirty days next following each election [and the five days next following each primary] any person who desires to change the enrollment of his political designation or who although registered has not hitherto enrolled as a member of a party may appear before a registrar commissioner or clerk and state in writing over his signature the political party in which he desires to be enrolled and the registrar commissioner or clerk shall cause the enrollment of the elector's political designation to be made or altered accordingly in the general and district registers Provided however That no registered elector shall be permitted to change his party enrollment between any primary and the following general or municipal election nor more than once between any November election and the following primary election In such cases the signature of the elector shall be verified by comparison with his signature on the general and district registers before the change of enrollment is made If any elector desiring to change his party enrollment is unable to sign his application he shall make his mark thereto in the presence of the registrar commissioner or clerk and shall produce such other evidence as may be necessary to establish his identity When an elector has applied for a change in the enrollment of his political designation as provided herein the registrar commissioner or clerk shall upon request stamp or mark the change so made on the electors' card attesting his registration Any person in military service who desires to change his party enrollment shall be permitted to do so by addressing to the commission a signed written application under oath taken and subscribed to before any commissioned officer of the military or naval forces either within or without the Commonwealth or before any officer of this or any other state or territory of the United States authorized to administer oaths The application shall be sent by the applicant by registered mail return receipt required and shall also contain a statement that such person is at the time of making the application absent from his residence in military service If upon examination the signature appears authentic and the application conforms to the provisions of this section the enrollment shall be changed in accordance with the application

Section 3 Section 33 of said act is hereby amended to read as follows

Section 33 Comparison and Correction of Registers Preliminary Street Lists

(a) Commencing [thirty] fifty days prior to each election or primary the commission shall compare and correct the general and district registers

(b) Three months after each municipal [election] and [seven months after each] general election the commission shall prepare for each election district a preliminary street list of the names and addresses of all registered electors as of that date resident in the district arranged by streets and house numbers

(c) The commission shall cause to be made a sufficient number of exact copies of each such list and as soon as possible and not later than the first day of March in each even-numbered [year] and [the first day of July in each] odd-numbered year shall distribute the same among the inspectors and special inspectors of registration and the officials concerned with the conduct of primaries and elections and among the parties political bodies candidates and organized bodies of citizens interested therein giving at least ten copies of each street list to the city committee of each political party or political body upon the written application of the chairman thereof and at least ten copies of each street list to the executive or governing board or committee of each organized body of citizens having as its purpose or among its purposes the investigation and prosecution of election frauds upon the written application of the presiding officer of such body of citizens and at least one copy of each street list with which his candidacy is concerned to each candidate upon his written request and keeping two complete sets of such street lists on file at the office of the commission convenient for public inspection during all the hours when the other records of the commission are open to public inspection as herein provided

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Barton,	Gardner,	Lyons,	Salus,
Baumunk,	Getchey,	Madden,	Serrill,
Bonawitz,	Gibson,	Madigan,	Shoemaker,
Boorse,	Goodling,	Mahany,	Sloan,
Bower,	Greenwood,	McAtee,	Smith,
Breisch,	Greer,	McClester,	Snyder,
Brice,	Guthrie,	McCormack,	Sollenberger,
Brunner, C. H.,	Gyger,	McDowell,	Sorg,
Cadwalader,	Hall,	McKinney,	Stockham,
Cook	Hare,	McMillen,	Stonier,
Cooper,	Haudenshield,	Mikula,	Stuart,
Costa,	Helm,	Miller,	Tahl,
Coulson,	Hewitt,	Milliken,	Tittle,
Dalrymple,	Hoffman,	Moore, C. E.,	Trout,
Dennison,	Hoopes,	Moser,	Turbett,
Depuy,	Howells,	Murray, P. G.,	Turner,
Dix,	Huntley,	Nelson,	Wachhaus,
Dye,	James,	O'Dare,	Wagner,
Elder,	Kennedy,	Pickens,	Waterhouse,
Erb,	Kline,	Propert,	Watkins,
Ewing,	Krise,	Reagan,	Wescott,
Flack,	Kurtz,	Reese, D. P.,	Wood, L. H.,
Fleming,	Laughner,	Reilly,	Wood, N.,
Foor,	Lee,	Riley	Worley,
Fox,	Leisey,	Robertson,	Yeakel,
Freed,	Lichtenwalter,	Root,	Fiss,
Frost,	Loftus,	Royer,	Speaker.
Fullerton,			

NAYS—94

Andrews,	Gaffney,	McNair,	Reese, R. E.,
Baker,	Gallagher,	McNally,	Regan,
Barrett,	Gore,	Mills,	Reidenbach,
Bentley,	Grant,	Modell,	Reynolds,
Bentzel,	Green,	Mooney,	Rose,
Boies,	Haberlen,	Moore, W. J.,	Rudisill,
Boney,	Hamilton,	Moran,	Scanlon,
Boory,	Heatherington,	Munley,	Schuster,
Brancato,	Hennihan,	Murray, M. L.,	Shaffer,
Brothers,	Hering,	Myhan,	Skale,
Brown,	Hersch,	Nagel,	Snider,
Brunner, P. A.,	Hunter,	O'Brien,	Stank,
Chervenak,	Jones,	O'Connor,	Swope,
Chudoff,	Kirley,	O'Donnell,	Tate,
Cohen,	Kolankiewicz,	O'Neill,	Trachtman,
Coleman,	Komorofski,	Owens,	Trent,
Corrigan,	Lane,	Pentrack,	Varallo,
Coyle,	Leonard,	Petrosky,	Verona,
Cullen,	Levy,	Pettigrew,	Weiss,
Dillon,	Longo,	Polaski,	Welsh,
Dougherty,	Lopez,	Polen,	White,
Duffy,	Lovett,	Powers,	Wright,
Elish,	McLanahan,	Readinger,	Yester,

NOT VOTING—5

Burns,	Finnerty,	Hoggard,	Mihm,
Dague,	Herman,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 503, as follows:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the terms of registering electors their enrollment as members of political parties change of party enrollment removal notices comparing and correcting general and district registers preparing preliminary street lists and street lists

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of Section seventeen of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" are hereby amended to read as follows

Section 17 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notice (a) From and after the effective date of this act each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sundays holidays the day of each election and each primary the [thirty] fifty days next preceding each election and each primary and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the city as the commission may, from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of the city and who appear for registration

(b) The commission may cause at least two registrars to sit not later than [thirty] fifty days prior to the primary or election for the purpose of receiving personal applications for registration applications for change of party enrollment and [removing] removal notices from electors of any ward at a conveniently located point in said ward for at least one day [prior to the election or primary] continuously between the hours of ten Anti Meridian and three Post Meridian and between the hours of seven Post Meridian and ten Post Meridian

Section 2 Subsection (a) of Section twenty-nine of said act as amended by the act approved the first day of August one thousand nine hundred forty-one (P. L. 680) is hereby further amended to read as follows

Section 29 Change of Enrollment of Political Party Cancellation of Party Enrollment Persons Suffering Disability after Registration to Have Fact Recorded Cancel-

lation (a) At any time prior to the [fifteenth] fiftieth day next preceding a primary [or an] election excepting the thirty days next following each election [and the five days next following each primary] any person who desires to change the enrollment of his political designation or who although registered has not hitherto enrolled as a member of a party may appear before a registrar commissioner or clerk and state in writing over his signature the political party in which he desires to enrolled and the registrar commissioner or clerk shall cause the enrollment of the elector's political designation to be made or altered accordingly in the general and district registers Provided however that no registered elector shall be permitted to change his party enrollment between any primary and the following general or municipal election nor more than once between any November election and the following primary election In such cases the signature of the elector shall be verified by comparison with his signature on the general and district registers before the change of enrollment is made If any elector desiring to change his party enrollment is unable to sign his application he shall make his mark thereto in the presence of the registrar commissioner or clerk and shall produce such other evidence as may be necessary to estabish his identity When an elector has applied for a change in the enrollment of his political designation as provided herein the registrar commissioner or clerk shall upon request stamp or mark the change so made on the electors card attesting his registration Any person in military service who desires to change his party enrollment shall be permitted to do so by addressing to the commission a signed written application under oath taken and subscribed to before any commissioned officer of the military or naval forces either within or without the Commonwealth or before any officer of this or any other state or territory of the United States authorized to administer oaths The application shall be sent by the applicant by registered mail return receipt required and shall contain a statement that such person is at the time of making the application absent from his residence in military service If upon examination the signature appears authentic and the application conforms to the provisions of this section the enrollment shall be changed in accordance with the application

Section 3 Subsections (a) (b) and (c) of Section thirty-three of said act are hereby amended to read as follows

Section 33 Comparison and Correction of Registers Preliminary Street Lists (a) Commencing [thirty] fifty days prior to each election or primary the commission shall compare and correct the general and district registers

(b) Three months after each municipal [election] and [seven months after each] general election the commission shall prepare for each election district a preliminary street list of the names and arddresses of all registered electors as of that date resident in the district arranged by streets and house numbers

(c) The commission shall cause to be made a sufficient number of exact copies of each such list and as soon as possible and not later than the first day of March in each even numbered [year] and [the first day of July in each] odd-numbered year shall distribute the same among the inspectors and special inspectors of registration and the officials concerned with the conduct of primaries and elections and among the parties political bodies candidates and organized bodies of citizens interested therein giving at least ten copies of each street list to the city committee of each political party or political body upon the writter application of the chairman thereof and at least ten copies of each street list to the executive or governing board or committee of each organized body of citizens having as its purpose or among it purposes the investigation and prosecution of election frauds upon the written application of the presiding officer of such body of citizens and at least one copy of each street list with which his candicacy is concerned to each candidate upon his written request and keeping two complete sets of such street lists on file at the office of the commission convenient for public inspection during all the hours when the other records of the commission are open to public inspection as herein provided

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Barton,	Fullerton,	Loftus,	Royer,
Baumunk,	Gardner,	Lyons,	Salus,
Bonawit	Getchey,	Madden,	Serrill,
Boorse,	Gibson,	Madigan,	Shoemaker,
Bower,	Goodling,	Mahany,	Sloan,
Breisch,	Greenwood,	McAtee,	Smith,
Brice,	Greer,	McClester,	Sollenberger,
Brunner, C. H.,	Guthrie,	McCormack,	Sorg,
Cadwalader,	Gyger,	McDowell,	Stockham,
Cook,	Hall,	McKinney,	Stonier,
Cooper,	Hare,	McMillen,	Stuart,
Costa,	Haudenshield,	Mikula,	Tahl,
Coulson,	Helm,	Miller,	Tittle,
Dague,	Hewitt,	Milliken,	Trout,
Dalrymple,	Hoffman,	Moore, C. E.,	Turbett,
Dennison,	Hoopes,	Moser,	Turner,
Depuy,	Howells,	Murray, P. G.,	Wachhaus,
Dix,	Huntley	Nelson,	Wagner,
Dye,	James,	O'Dare,	Waterhouse,
Elder,	Kennedy,	Pickens,	Watkins,
Erb,	Kline,	Propert,	Wescott,
Ewing,	Krise,	Reagan,	Wood, L. H.,
Flack,	Kurtz,	Reese, D P.,	Wood, N.,
Fleming,	Laughner,	Reilly,	Worley,
Foor,	Lee,	Riley,	Yeakel,
Fox	Leisey,	Robertson,	Fiss,
Freed,	Lichtenwalter,	Root,	Speaker.
Frost,			

NAYS—94

Andrews,	Gaffney,	McNair,	Reese, R E.,
Baker,	Gallagher,	McNally,	Regan,
Barrett,	Gore,	Mills,	Reidenbach,
Bentley,	Grant,	Modell,	Reynolds,
Bentzel,	Green,	Mooney,	Rose,
Boies,	Haberlen,	Moore, W. J.,	Rudisill,
Boney,	Hamilton,	Moran,	Scanlon,
Boory,	Heatherington,	Munley,	Schuster,
Brancato,	Hennihan,	Murray, M. L.,	Shaffer,
Brothers,	Hering,	Myhan,	Skale,
Brown,	Hersch,	Nagel,	Snider,
Brunner, P A.,	Hunter,	O'Brien,	Stank,
Burns,	Jones,	O'Connor,	Swope,
Chervenak,	Kirley	O'Donnell,	Tate,
Chudoff,	Kolanklewicz,	O'Neill,	Trachtman,
Cohen,	Komorofski,	Owens,	Trent,
Coleman,	Lane,	Pentrack,	Varallo,
Corrigan,	Leonard,	Petrosky,	Verona,
Coyle,	Levy,	Pettigrew,	Weiss,
Cullen,	Longo,	Polaski,	Welsh,
Dillon	Lopez,	Polen,	White,
Dougherty,	Lovett,	Powers,	Wright,
Duffy,	McLanahan,	Readinger,	Yester,
Elish,			

NOT VOTING—5

Finnerty,	Hoggard,	Mihm,	Snyder,
Herman,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 538, Printer's No. 274 and
Senate Bill No. 539, Printer's No. 275

were passed over at the request of the SPEAKER pro tempore,

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 63, as follows:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by eliminating the necessity of proclaiming the names of persons elected to certain offices

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one thousand four hundred and thirteen one thousand four hundred and fifteen and one thousand four hundred and sixteen of the act approved the third day of June one thousand nine hundred and thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" are hereby amended to read as follows

Section 1413 United States Senators Representatives in Congress Certificates of Election Returns Upon completing the tabulation of any election for United States Senator or Representative in Congress the Secretary of the Commonwealth shall lay the same before the Governor who shall immediately issue certificates of election under the seal of the Commonwealth duly signed by himself and attested by the Secretary of the Commonwealth and deliver the same to the candidates receiving the highest number of votes for the respective offices The Governor shall also transmit the returns of such elcetion to the President of the United States Senate in the case of the election of a United States Senator and to the Speaker of the House of Representatives of the United States in the case of the election of representatives in Congress [The Governor shall issue his proclamation declaring the names of the persons elected to the offices of United States Senator and Representative in Congress]

Section 1415 Governor and Other State Officers Judges Certificates of Election Commissions The Secretary of the Commonwealth at the first meeting of the General Assembly following the election of a Governor Lieutenant Governor Secretary of Internal Affairs Auditor General or State Treasurer shall deliver to the president of the Senate the returns of elections for all such offices who shall open and publish them in the presence of members of both houses of the General Assembly The person receiving the highest number of votes for the respective offices shall be declared elected thereto and certificates of such elections shall be made and filed with the Secretary of the Commonwealth The Secretary of the Commonwealth shall immediately lay before the Governor such certificates of election except the certificate of election of Governor whereupon the Governor shall issue [a proclamation of the election of such persons and issue] a commission to each person so elected The Secretary of the Commonwealth shall immediately after tabulating and computing the returns of each election of Judge of the Supreme Court of the Superior Court and of every other court of record certify the result thereof to the Governor who shall immediately [declare by proclamation the name of the person so elected and shall] issue a commission to such person

Section 1416 Presidential Electors [Proclamation] Certificates of Persons Elected The Secretary of the Commonwealth on receiving and computing the returns of the election of presidential electors shall lay them before the Governor who shall enumerate and ascertain the number of votes given for each person so voted for and shall [thereupon declare by proclamation the names of the persons duly elected He shall also] cause a certificate of election to be delivered to each person so chosen

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Welsh,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker. I submit the report of the Committee of Conference on House Bill No. 1.

The SPEAKER pro tempore. The report will lie over for printing under the Rules.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 300, as follows:

An Act to amend section eight hundred thirteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be daministered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by allowing members of county board of school directors expenses for attendance at meetings

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eight hundred thirteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as added by the act approved the thirteenth day of May one thousand nine hundred thirty-seven (P. L. 605) is hereby amended to read as follows

Section 813 Each member of the county board of school directors shall receive [a salary which shall equal] five dollars for each meeting attended to cover such member's expenses but shall not exceed sixty dollars ($60.00) per annum which shall be paid monthly by the State from appropriations made for this purpose or from the appropriations for the public schools The county board of school directors shall be provided at the expense of the county with such telephone typewriter and stenographic services as may be needed which services may if adequate be the same as those furnished to the county superintendent

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNally,	Shoemaker,
Brancato,	Guthrie,	McNair,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 580, as follows:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by further extending the powers and duties of county commisioners or boards of revision of taxes whenever facts may become known to reassess the personal property of any such taxable for any former year or years

The General Asembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as last amended by the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 544) is hereby further amended to read as follows

Section 5 Upon the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make a return properly verified by oath or affirmation as required by this act within ten days after being notified so to do it shall be the duty of the assessor to make a return for such taxable person copartnership unincorporated association joint-stock association limited partnership or corporation from the best information he can obtain he shall examine the records and lists of judgments and mortgages returned by the prothonotary and the recorder of deeds and mortgages under the seventh and eighth sections of this act in the commissioners' office or office of the board of revision of taxes or remaining in their respective offices and assess such defaulting person copartnership unincorporated association joint-stock association limited partnership or corporation with the amounts of all such liens with interest thereon and add thereto the amount of all taxable property obtained from all other sources of information which return the proper county commissioners or board of revision of taxes shall have power and it shall be their duty to revise and correct according to the best information they can command from the records in their office or other sources and it shall be their duty to send for a person persons and papers and to administer an oath or affirmation to him or them in such form as shall be prescribed to which revised and corrected estimated return the proper county commissioners or board of revision of taxes shall add fifty per centum and the aggregate amount so obtained shall be the basis for taxation Provided That if such taxable person or copartnership or unincorporated association or company limited partnership joint-stock association or corporation on or before the day fixed for appeals from assessments shall present reasons supported by oath or affirmation satisfactory to the proper county commisioners or board of revision of taxes excusing a failure to make a return such as should be made to the assessors and shall then make such return the proper county commissioners or board of revision of taxes may substitute such return for that returned by the assessor and corrected as aforesaid to have like effect as if no failure to return had occurred Provided further That in cases whereby the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make return a return has been made by the assessor which is incomplete and a penalty has been added by the county commissioners or board of revision of taxes or a return so made and no penalty added or whereby such refusal or failure no return has been made either by him or it or by the assessor such action shall not estop the county commissioners or board of revision of taxes from the assessment and collection from him or it or from the estate of any deceased person so failing or refusing of any tax or additional tax due whenever the facts may become known and it shall be the duty of the county commisioners or board of revision of taxes to assess or reassess any such personal property for any former year or years not exceeding five years and collect the tax or the balance of the tax which should have been paid together with interest thereon at the rate of six per centum per annum In ascertaining the balance found to be due no credit shall be given for any penalty formerly assessed and paid And provided further That in every case of [a] an incorrect inaccurate false or incomplete return it shall be the duty of the county commissioners or board of revision of taxes whenever the facts may become known to reassess the personal property of any such taxable for any former year or years and to collect the balance of the tax found to be due together with interest at the rate of six per centum per annum And provided further That the executor of every will and the adminstrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate or of any affidavit setting forth the real and personal property of such decedent for the purpose of determining the inheritance tax shall in addition thereto file an affidavit in duplicate setting forth the items included in such inventory or affidavit which may be liable to a tax during the last completed taxing period for county purposes or in cities coextensive with counties for county and city purposes under the provisions of this act

And the officer with whom the same is filed shall forthwith send one of said copies of such affidavit to the county commissioners or the board for the assessment and revision of taxes as the case may be whose duty it shall then be to proceed as hereinbefore directed for the assessment and recovery of the taxes due from such decedent to the said counties or cities coextensive therewith with interest as above provided and for that purpose to present a claim therefor to the orphans' court of the proper county or to proceed by action or suit at law in any court of competent jurisdiction for such recovery thereof or to take any or all appropriate steps or procedure for the collection of said taxes

And provided further That it shall be the duty of the county commissioners or board of revision of taxes upon their making any assessment or reassessment where no return has been made or [a] an incorrect inaccurate false or incomplete return has been made as aforesaid to give notice thereof to the taxable or his or her executor or administrator of the assessment and when they will sit to hear an appeal therefrom

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington	Mooney,	Stank,
Cadwalader,	Helm,	Moore, J. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M L.	Tate,
Cooper,	Hoffman,	Murray, P G.,	Tittle,

Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolanklewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 587, as follows:

An Act to amend section one hundred forty-five of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by requiring that the cost of county treasurers' bonds in its favor shall be borne by the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one hundred forty-five of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 145 Bond in Favor of Commonwealth Each county treasurer shall also before entering upon the duties of his office give bond with sufficient security to be approved of by at least two of the judges if there is more than one judge of the court of quarter sessions in the county and in such penalty as the said judges shall deem sufficient conditional for the faithful discharge of all duties enjoined upon him by law in behalf of the Commonwealth and for the payment according to law of all moneys received by him for use of the Commonwealth which bond shall be taken by and acknowledged before the recorder of deeds of the same county and recorded in his office [at the cost of the county treasurer] and the original bond shall be forthwith transmitted to the Auditor General The cost of the bond its acknowledgment and recording shall be borne by the Commonwealth

Copies of the record of such bond duly certified by the recorder of deeds for the time being shall be good evidence in any action brought against such treasurer or his sureties on such bond according to its form and effect in the same manner as the original would be if produced and offered in evidence

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	T'ttle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolanklewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 864, as follows:

An Act to further amend subsection (a) of section twelve of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds

rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exceptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appointment of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedent the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by limiting the five hundred dollars ($500) exemption to widows and minor children only

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section twelve of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" and as last amended by the act approved the twentieth day of March one thousand nine hundred forty-one (P. L. 9) is hereby further amended to read as follows

Section 12 (a) The widow if any or if there be no widow or if she has forfeited her rights then the minor children forming part of the family of any decedent dying testate or intestate within this Commonwealth or dying outside of this Commonwealth but whose estate is settled in this Commonwealth may retain or claim either real or personal property or the proceeds of either real or personal property belonging to said estate to the value of five hundred dollars ($500) and the property so retained or claimed shall not be sold but suffered to remain for the use of the widow or minor children It shall be the duty of the executor or administrator of such decedent to have the said property if personal appraised and set apart to said widow or minor children by the appraisers appointed to appraise the other personal estate of the decedent or if real then by two appraisers to be appointed by the orphans' court who may be the same persons appointed to appraise the personal estate Provided however That in any case where the property retained or claimed by the widow or minor children is of such nature that its value is apparent or readily ascertainable the orphans' court may allow and set aside such property to the widow or minor children without notice or appraisement If said five hundred dollars ($500) or any part thereof shall be claimed out of money or the proceeds of real or personal property belonging to the estate it shall be the duty of the executor or administrator to set apart to said widow or minor children the amount so claimed out of said money or out of the proceeds of said real or personal property after he shall have sold the same Should any or all of the appraisers of the other personal estate be unable to make the appraisement of personal property provided for by this section or should there be no such appraisers the orphans' court of the proper county may appoint a properly qualified appraiser or appraisers to act in the place of said appraiser or appraisers of the other personal estate of the decedent.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,

Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 892, as follows:

An Act to further amend section four of the act approved the twenty-sixth day of May one thousand nine hundred thirty-three (P. L. 1076) entitled "An act to provide for the organization incorporation operation and supervision of cooperative savings and credit associations to be termed credit unions designating such credit unions as corporations and defining their powers and duties conferring certain powers and duties on the Department of Banking and providing penalties" by further defining the membership of credit unions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the twenty-sixth day of May one thousand nine hundred thirty-three (P. L. 1076) entitled "An act to provide for the organization incorporation operation and supervision of cooperative savings and credit associations to be termed credit unions designating such credit unions as corporations and defining their powers and duties conferring certain powers and duties on the Department of Banking and providing penalties" as amended by the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 713) is hereby further amended to read as follows

Section 4 Membership Credit union membership shall consist of the incorporators and such other persons as may be elected from time to time to membership and who subscribe to at least one share of the capital stock and pay the initial installment thereon together with the entrance fee Organizations incorporated or otherwise composed principally of the same general group as the credit union membership may be members Credit union organizations shall be limited to groups of both large and small membership having a common bond of association by reason of occupation or by reason of membership in a lodge or chapter of a fraternal organization or in a religious organization consisting of the members congregation or parishioners of a church synagogue or meeting within a well defined neighborhood community or rural district or by reason of membership in a chartered cooperative association or by reason of membership in a labor union incorporated or otherwise operating within this Commonwealth

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard	Reagan,	Wright,
Flack,	Levy	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1005, as follows:

An Act permitting persons accused of crimes to post bail or enter into a recognizance for appearance and trial in court without waiving defects in their arrest

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any person accused of any crime is arrested and brought before any alderman magistrate or justice of the peace of this Commonwealth such person may post bail or enter into his own recognizance in the manner provided by law for his appearance and trial in court Such posting of bail or entry of recognizance shall not be considered a waiver by such person of any defects or irregularities in his arrest and such person shall have the right to raise such question before the court for the first time through a motion to quash the proceedings

Section 2 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1187, as follows:

An Act to further amend subsection (a) of section twelve of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by increasing the widow's or children exemption

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section twelve of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas

of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisidiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" as last amended by the act approved the twentieth day of March one thousnad nine hundred forty-one (P. L. 9) is hereby further amended to read as follows

Section 12 (a) The widow if any or if there be no widow or if she has forfeited her rights then the children forming part of the family of any decedent dying testate or intestate within this Commonwealth or dying outside of this Commonwealth but whose estate is settled in this Commonwealth may retain or claim either real or personal property or the proceeds of either real or personal property belonging to said estate to the value of [five hundred] one thousand dollars and the property so retained or claimed shall not be sold but suffered to remain for the use of the widow or children It shall be the duty of the executor or administrator of such decedent to have the said property if personal appraised and set apart to said widow or children by the appraisers appointed to appraise the other personal estate of the decedent or if real then by two appraisers to be appointed by the orphans' court who may be the same persons appointed to appraise the personal estate Provided however that in any case where the property retained or claimed by the widow or children is of such nature that its value is apparent or readily ascertainable the orphans' court may allow and set aside such property to the widow or children without notice or appraisement If said [five hundred] one thousand dollars or any part thereof shall be claimed out of money or the proceeds of real or personal property belonging to the estate it shall be the duty of the executor or administrator to set apart to said widow or children the amount so claimed out of said money or out of the proceeds of said real or personal property after he shall have sold the same Should any or all of the appraisers of the other personal estate be unable to make the appraisement of personal property provided for by this section or should there be no such appraisers the orphans' court of the proper county may appoint a properly qualified appraiser or appraisers to act in the place of said appraiser or appraisers of the other personal estate of the decedent

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1279, as follows:

An Act to repeal the act approved the tenth day of April one thousand eight hundred seventy-three (P. L. 664) entitled "An act relating to the return days of the several courts of Dauphin County"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the tenth day of April one thousand eight hundred seventy-three (P. L. 664) entitled "An act relating to the return days of the several courts of Dauphin County" is hereby repealed

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,

Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 208, Printer's No. 303

Senate Bill No. 209, Printer's No. 302 and

Senate Bill No. 459, Printer's No. 184

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 532, as follows:

An Act to amend section two of the Act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 903) entitled "An act relating to corporations providing methods of determining what stockholders shall be entitled to vote at meetings or to receive dividends or allotments of rights or to exercise rights and the effect thereon of transfers of stock within sixty days of any election or meeting" by making further provision for such determination in lieu of closing the stock transfer books

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the Act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 903) entitled "An act relating to corporations providing methods of determining what stockholders shall be entitled to vote at meetings or to receive dividends or allotments of rights or to exercise rights and the effect thereon of transfers of stock within sixty days of any election or meeting" is hereby amended to read as follows

Section 2 The board of directors of any such corporation in lieu of closing the stock transfer books as aforesaid may [if the by-laws of such corporation so] unless the by-laws otherwise provide fix in advance a date not exceeding forty days preceding the date of any meeting of stockholders or the date for the payment of any dividend or the date for the allotment of rights or the date when any exchange or conversion or exchange of capital stock shall go into effect as a record date for the determination of the stockholders entitled to vote at any such meeting or entitled to receive payment of any such dividend or to any such allotment of rights or to exercise the rights in respect of any such change conversion or exchange of capital stock In such case if otherwise entitled all stockholders of record on the date so fixed and no others shall be entitled to vote at such meeting or to receive payment of such dividends or to receive such allotment of rights or exercise such rights as the case may be notwithstanding any transfer of stock on the books of the company after any such record date fixed as aforesaid

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,			

Ewing,	Lee,	Propert,	Wood, N.,
Finnerty,	Leisey,	Readinger,	Worley,
Flack,	Leonard,	Reagan,	Wright,
Fleming,	Levy,	Reese, D P.,	Yeakel,
Foor,	Lichtenwalter,	Reese, R E.,	Yester,
Fox,	Loftus,	Regan,	Fiss,
Freed,	Longo,	Reidenbach,	Speaker.
	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 628, as follows:

An Act to amend section thirteen hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" increasing the annual amount available for bear damages

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirteen hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 1304 Amount Available for Bear Damages Not to exceed [three thousand dollars ($3,000)] five thousand dollars ($5,000) annually may be expended by the Commission from the Game Fund for the payment of such bear damage protection or bear damage claims filed and adjusted in accordance with the provisions of this article

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown	Hamilton,	Milliken,	Snyder,
Brunner C H.,	Hare,	Mills,	Sollenberger,
Brunner P A,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C E.,	Stockham,
Chervenak,	Hennihan,	Moore, W J.,	Stonier,
Chudoff,	Hering	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 629, as follows:

An Act to amend section six hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" permitting for purposes of conservation the designation and posting of beaver colonies prohibiting the trapping of beavers at any time in such colonies and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 604 (a) Special Regulations Relative to Beavers In addition to complying with the requirements of this act relative to taking fur-bearing animals the trapping of beavers shall be restricted to bona fide residents of Pennsylvania holding a lawfully issued resident hunter's license Owners and lessees of land and members of their families actually residing thereon and cultivating such land may trap beavers thereon if open to public trapping but not on any adjacent or other lands without first securing a resident hunter's license

(b) No person having the right hereunder to trap and kill beavers shall be permitted to use and set to exceed ten traps If such person shall unintentionally trap more than the number of beavers hereinbefore stipulated or fixed by regulation of the commission the excess beavers shall be reported within twenty-four hours and delivered to any salaried employe of the commission to be disposed of as hereinafter provided

(c) Before the hide of any beaver lawfully trapped

may be possessed beyond the ten day limit hereinbefore fixed or sold or otherwise disposed of by such person each skin shall be presented to a salaried officer of the commission for examination and tagging which tag shall remain attached to the skin until it has been tanned and made up into commercial fur The cost of each such tag shall be ten cents

It is unlawful for any person to take or attempt to take or have in possession a beaver or the green pelt thereof contrary to the provisions of this section

(d) In any county of this Commonwealth the commission may for purposes of conservation through its salaried officers designate certain beaver colonies and prohibit all trapping within their dams or within two hundred (200) feet thereof upon State game lands State forest lands and private lands open to public hunting and trapping by prominently posting said colonies during any open season for beaver trapping in this Commonwealth Provided such colonies on private lands shall not be so posted until after written consent has been obtained from the owner lessee or other person in responsible control thereof

Any person violating any of the provisions of this section shall be subject to the penalties hereinafter provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 644, Printer's No. 355 and

Senate Bill No. 684, Printer's No. 376

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 727, as follows:

An Act to provide for the sentencing of male persons convicted of certain crimes the commitment of defective delinquents and repealing certain laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the more convenient punishment of criminals and the treatment of defective delinquents this Commonwealth shall constitute one district and every male person who shall be convicted in any court of this Commonwealth of any crime or crimes and who would be sentenced by the court to an indefinite sentence in a penitentiary or to a general sentence in an industrial school shall hereafter be sentenced by the proper court to "a State institution" either on an indefinite sentence with a maximum and a minimum indicated or on a general sentence as the case may be And every person who has been determined by law to be a defective delinquent shall be committed to "a State institution" by the court ruling such determination

Section 2 Nothing herein contained shall be construed to apply to death sentences

Section 3 All acts and parts of acts in so far as they are inconsistent herewith are hereby repealed

Section 4 This act shall become effective on the date fixed by the Governor in a proclamation declaring the establishment of a classification center for the diagnosis and classification of convicted persons and defective delinquents

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,

Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Lopez,	Reidenbach,	Speaker
Freed,	Longo,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 726, as follows:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents creating in the Department of Welfare the Pennsylvania Correctional Diagnostic and Classification Center providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution" fixing the responsibility for costs of transportation and maintenance of such persons prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the more effective treatment of persons convicted of crime in this Commonwealth and sentenced to "a State institution" and to make possible the more intelligent treatment of persons determined under the law to be defective delinquents a classification center for the diagnosis and classification for assignment to the proper State institution is hereby established It shall be known as the Pennsylvania Correctional Diagnostic and Classification Center hereinafter referred to as the Diagnostic and Classification Center

Section 2 The Secretary of Welfare with the approval of the Governor is hereby authorized and directed to designate set apart and equip so much of the land and buildings of the Pennsylvania Industrial School at Camp Hill as may be requisite for use by the Department of Welfare for the Diagnostic and Classification Center

Section 3 The Diagnostic and Classification Center shall be under the management and control of the Department of Welfare

Section 4 Every person hereafter sentenced by any court in this Commonwealth to "a State institution" except those condemned to death and every person hereafter committed as a defective delinquent shall be sent to and received by the Diagnostic and Classification Center

Section 5 Every person delivered to and received by the Diagnostic and Classification Center in accordance with this act shall be therein confined diagnosed and classified by the Department of Welfare for incarceration or care in the State institution deemed appropriate and transferred to such institution either for service of sentence or for custody as a defective delinquent as the case may be

Section 6 Upon transfer of each person from the Diagnostic and Classification Center the Department of Welfare shall make a written report of its examination and findings which shall include a designation of the institution of transfer and the date of transfer Within forty-eight hours after the transfer this report shall be filed with the clerk of the court from which the person was sentenced or committed A copy of such report shall be sent to the institution to which the person was transferred to the Pennsylvania Board of Parole and to the Bureau of Correction in the Department of Welfare The report in the office of the clerk of court shall be impounded and shall be accessible only upon authorization in writing by a judge of the court from which the person was sentenced or committed

Section 7 The Department of Welfare shall have the power to make such rules and regulations as may be necesasry to effectuate the purposes of this act

Section 8 The cost of transporting persons to and from the diagnostic and classification center and the cost of their maintenance therein shall be borne by the Commonwealth and the several counties to the extent and in the manner now provided by law

Section 9 Nothing herein contained shall be construed to limit the authority which the Department of Welfare now has by law to transfer persons from one institution to another

Section 10 All laws civil and criminal not inconsistent herewith which are applicable to penitentiaries and to persons in charge thereof responsible therefor or working or incarcerated therein shall be applicable in the case of the diagnostic and classification center

Section 11 This act shall become effective on the date fixed by the Governor in a proclamation declaring the establishment of the Pennsylvania Correctional Diagnostic and Classification Center

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,

Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modeil,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 729, as follows:

An Act creating certain penal and correctional institutions and boards of trustees to manage them abolishing certain penal and correctional institutions imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 There are hereby created as departmental administrative boards in the Department of Welfare new boards of trustees which shall have general direction and control of the property and management as provided by The Administrative Code the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) as amended of the certain institutions which the Department of Welfare is hereby specifically authorized to establish

(a) The Board of Trustees at Rockview
(b) The Board of Trustees at Graterford
(c) The Board of Trustees at Huntingdon

Section 2 The Board of Trustees at Rockview shall have in its care

(a) A new industrial school to be constructed at Rockview on ground owned by the Commonwealth adjacent to the present penitentiary at that location to be known as the Pennsylvania Industrial School at Rockview

(b) A new institution for delinquent defectives to be constructed at Rockview on ground owned by the Commonwealth adjacent to the present penitentiary at that location to be known as the Pennsylvania Institution for Delinquent Defectives

The Board of Trustees at Grateford shall have in its care

(a) A new maximum security prison to be constructed at Graterford on ground now owned by the Commonwealth on ground adjacent to the present penitentiary at that location to be known as the Maximum Security Prison at Graterford

The Board of Trustees at Huntingdon shall have in its care

(a) The State institution now located at Huntingdon which shall become the Medium Security Prison at Huntingdon

Section 3 The branch of the Eastern State Penitentiary at Graterford shall be known as and shall become the Medium Security Prison at Graterford

Section 4 The branch of the Western State Penitentiary at Rockview shall be known as and shall become the Minimum Security Prison at Rockview

Section 5 The use of the Eastern State Penitentiary at Philadelphia as a penitentiary shall cease

Section 6 Each of the institutions hereby authorized when established shall receive and care for those persons assigned thereto by the Department of Welfare in accordance with the law

Section 7 The cost of transporting persons to and from the institutions hereby authorized and the cost of their maintenance therein shall be borne by the Commonwealth and the several counties to the extent and in the manner now provided by law

Section 8 This act shall become effective as to each institution and its board of trustees herein provided for upon the date fixed by the Governor in a proclamation pertaining to that institution

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modeil,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,

Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 730, as follows:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents creating a board of trustees to supervise and manage such institution regulating the admission and cost of care and maintenance of such juvenile delinquents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies by and with the approval of the Governor is hereby authorized to purchase on behalf of the Commonwealth the Kis-Lyn School located in Luzerne County Pennsylvania including the land building appurtenances and personal property thereof for the use of the Department of Welfare as a State training school for male juvenile delinquents under the age of eighteen years After said school is acquired it shall thereafter be known as the Pennsylvania Training School at Kis-Lyn

Section 2 There is hereby created as a departmental administrative board in the Department of Welfare a new board to be known as the Board of Trustees of the Pennsylvania Training School at Kis-Lyn which board shall have general direction and control of the property and management of such institution as provided by The Administrative Code the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) as amended

Section 3 The board of trustees shall receive into the custody of such institution for care guidance and control any male juvenile under the age of eighteen years who has been found to be delinquent or incorrigible within the meaning of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) known as the Juvenile Court Law as amended by any one of the several courts of the Commonwealth having juvenile jurisdiction Such juveniles may remain committed until attaining the age of twenty-one years

Section 4 Whenever a male juvenile is committed to such institution by a juvenile court under the provisions of this act there shall be attached to such commitment order the names and addresses of the witnesses examined by such court in the proceedings leading to such juvenile's commitment together with a summary of the testimony given by such witnesses on which the court's adjudication was founded

Section 5 All expenses in connection with the care and maintenance of juveniles committed to said institution shall be paid by the Department of Welfare from the appropriations made to the Department of Welfare for such purposes but the Commonwealth shall be reimbursed for such expenditures by the respective counties from which such juveniles were committed in the manner provided by the act approved the eleventh day of April one thousand eight hundred sixty-eight (P. L. 847) entitled "An act relative to the House of Refuge for Western Pennsylvania" as amended or supplemented

Section 6 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,

Fleming	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 656, entitled:

An Act to amend clause (a) of section three hundred one, clauses (a), (b), (c) and (f) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g), and four hundred twenty-eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupationa' Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employers' rights of subrogation; adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 657, entitled:

An Act to further amend clauses (a), (b), (c), (f) and (h) of section three hundred six, and sections three hundred seven, three hundred nineteen, three hundred twenty by adding subsection (g), and four hundred twenty-eight of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," changing maximum and minimum rates, total amounts and aggregate of compensation; changing employer's rights of subrogation, adding provision relative to parties held to be bound by act; and changing provisions relative to entry of judgment on agreement, award and claim petition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 718, entitled:

An Act to add section three hundred six and one-tenth to the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 520), entitled "An act to further reenact and amend the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended, 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' changing maximum and minimum rates, periods, total amounts and aggregate of compensation; changing the system of computation of wages for compensation purposes; changing practice and rules of evidence; defining earning power after accident; authorizing the board to terminate compensation in certain cases; changing the classes of dependents entitled to compensation in case of death; increasing powers and duties of the board; and imposing additional penalties; authorizing the department, the board and the referees to approve compromise agreements in certain cases, and generally amending, clarifying and changing the provisions of said act," providing for payment in second injury cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. SORG. Mr. Speaker, I move that this bill be recommitted to the Committee on Workmen's Compensation for the purpose of further study and possible amendment.

On the question,

Will the House agree to the motion?

Mr. LOVETT. Mr. Speaker, I just wanted to know how we could make any sense out of Senate Bill 718.

QUESTION ON INFORMATION

Mr. LEVY. Mr. Speaker, I rise to a question of information.

The SPEAKER pro tempore. The gentleman will state it.

Mr. LEVY. Mr. Speaker, are we to understand that prior to the motion by the gentleman from Elk the bill has had first reading?

The SPEAKER pro tempore. That is correct.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 658, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds

in the custody of the State Treasurer and prescribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. LOVETT. Mr. Speaker, I don't think we should pass bills that people can't read. I think we should amend them first.

Mr. Speaker, I continually fought this last week of the session of the Legislature, where we have continually fought and quarreled, about passing bills that nobody knows anything about. The bills themselves are not clear; nobody can read them. I certainly do not know why we should pass these bills on first reading. Why don't we recommit them, have them printed in proper form and act upon them in the House of Representatives. What is the hurry? Where is everybody going? My friends I just want to say to you that if you are going to save democracy, free speech, let's be fair.

The SPEAKER pro tempore. To what question is the gentleman from Westmoreland now addressing himself?

Mr. LOVETT. I would like to know if the bill has passed first reading?

The SPEAKER pro tempore. The bill has passed first reading. It has been explained to the Chair that the amendments made to this bill are not clear and the bill is to be recommitted and put into such shape that even the Chair will understand it.

Mr. LOVETT. Mr. Speaker, I move to recommit the bill.

The SPEAKER pro tempore. The Chair has already received that motion.

Mr. LOVETT. Not on this bill, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman from Westmoreland yield to the gentleman from Elk, Mr. Sorg, so that he may move to send the bill back to the committee?

Mr. LOVETT. I will, Mr. Speaker.

Mr. SORG. I do not wish to make such a motion, Mr. Speaker.

The SPEAKER pro tempore. The Chair is in error. The gentleman from Elk is not considering a motion to send the bill back to the committee.

PARLIAMENTARY INQUIRY

Mr. COHEN. Mr. Speaker, I rise to a question of parlimentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. COHEN. Mr. Speaker, is there anything in order but a vote on the motion on the floor now?

The SPEAKER pro tempore. There is no motion before the House.

Mr. COHEN. Is there any motion in order other than a motion to recommit?

The SPEAKER pro tempore. The Chair would inform the gentleman that there is a wide range of motions in which the gentleman from Philadelphia would be privileged to indulge himself, but doubts whether it is the duty of the Chair to inform the gentleman from Philadelphia concerning the range of motions that he is at liberty to present. Does the gentleman have a motion?

Mr. COHEN. Mr. Speaker, I have a lot of motions.

The SPEAKER pro tempore. Will the gentleman from Philadelphia yield to the gentleman from Elk, Mr. Sorg?

Mr. COHEN. Yes, Mr. Speaker.

PARLIAMENTARY INQUIRY

Mr. SORG. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. SORG. Senate Bill No. 658, Printer's No. 509, has been passed on first reading?

The SPEAKER pro tempore. It has passed first reading.

BILL RECOMMITTED

Mr. SORG. Mr. Speaker, I move that this bill be recommitted to the Committee on Workmen's Compensation for the purpose of further study and possible amendment.

On the question,

Will the House agree to the motion?

PARLIAMENTARY INQUIRY

Mr. COHEN. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. COHEN. Did I not hear a moment ago that a motion was made by the gentleman from Elk, Mr. Sorg, and seconded by the gentleman from Westmoreland, Mr. Lovett? Is a second motion in order after another motion was made?

The SPEAKER pro tempore. If there is an error the Chair will correct it.

Mr. LEVY. Mr. Speaker, do we have any assurance from the gentleman from Elk, Mr. Sorg, that the scramble will now be unscrambled?

On the question recurring,

Will the House agree to the motion?

It was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. DAVID P. REESE, Jr. asked and obtained permission for the Committee on Workmen's Compensation to meet during the session of the House.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Cambria, Mr. Andrews, for presiding.

BILL ON THIRD READING

Mr. LICHTENWALTER asked and obtained unanimous consent to call up out of order Senate Bill No. 502, Printer's No. 294, on page 39, of today's calendar, bill on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 502, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class

as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of cities parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors and comparing and correcting the general and district registers

RECONSIDERATION OF VOTE

Mr. LICHTENWALTER. Mr. Speaker, I move that the vote by which this bill was ordered to be transcribed for third reading be reconsidered.

Mr. TATE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Lehigh, Mr. Lichtenwalter, vote on the motion?

Mr. LICHTENWALTER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Tate, vote on the motion?

Mr. TATE. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. LICHTENWALTER. Mr. Speaker, I move that the vote by which the bill passed second reading be reconsidered.

Mr. TATE. Mr. Speaker, I second motion.

The motion was agreed to.

Mr. LICHTENWALTER. Mr. Speaker, I move that the vote by which the title and various sections were agreed to be reconsidered.

Mr. TATE. Mr. Speaker, I second the motion.

The motion was agreed to.

The first section was read.

On the question,

Will the House agree to the section?

Mr. CHUDOFF offered the following amendments:

Amend Sec. 1 (Sec. 17), page 3, line 26, by striking out the words "municipal or".

Amend Sec. 1 (Sec. 17), page 3, line 27, by striking out the light face bracket before the word "the".

Amend Sec. 1 (Sec. 17), page 3, line 29, by striking out the light face bracket after the word "the".

Amend Sec. 1 (Sec. 17), page 4, line 1, by striking out the light face brackets before the word "holding" and after the word "elections".

Amend Sec. 1 (Sec. 17), page 4, lines 20 and 21, by striking out the words "or municipal".

Amend Sec. 1 (Sec. 17), page 4, line 22, by striking out the light face bracket before the word "and" where it appears the first time.

Amend Sec. 1 (Sec. 17), page 4, line 23, by striking out the light face bracket after the word "election".

Amend Sec. 1 (Sec. 34), page 5, line 10, by striking out the light face bracket before the word "and".

Amend Sec. 1 (Sec. 34), page 5, line 11, by striking out the light face bracket after the word "election".

On the question,

Will the House agree to the amendments?

Mr. LICHTENWALTER. Mr. Speaker, will the gentleman from Philadelphia, Mr. Chudoff, explain just what the amendments do to this bill?

Mr. CHUDOFF. Mr. Speaker, this bill is one of a series of Senate Bills which change the date that registration closes in all the counties of the Commonwealth, before a municipal election, from thirty-five days to fifty days.

In view of the fact that Philadelphia has a separate and distinct Registration Commission, and in view of the fact that these bills, known as the Mallery Bills, have been introduced at the direction of the County Commissioners Association of Pennsylvania, which in all of the counties of the Commonwealth except Philadelphia have set up Registration Commissions, and since Philadelphia has a separate and distinct Registration Commission and has a different problem, this bill will take out the fifty days and restore it to thirty-five days under the amendments to the bill.

Mr. LICHTENWALTER. Mr. Speaker, if the gentleman is agreeable I ask that this bill be passed over.

Mr. CHUDOFF. That is agreeable, Mr. Speaker.

BILL AND AMENDMENTS LAID ON TABLE

Mr. LICHTENWALTER. Mr. Speaker, I move that the bill together with the amendments be laid on the table.

The motion was agreed to.

COMMITTEE REPORTS

Mr. KRISE, from the Committee on Cities—Third Class, reported as committed, Senate Bill No. 616, entitled:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" permitting additional hours of service by policemen and firemen for the duration of the present war and providing for overtime pay for such work.

Mr. HELM, from the Committee on Education, reported as committed, Senate Bill No. 757, entitled:

An Act to further reenact and amend the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 563) entitled "An act to add section two thousand two and one tenth to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities" extending the effective period thereof substituting the Department of Public Instruction and the Governor for the State Council of Education and placing additional duties and powers upon the trustees of State Teachers Colleges.

Mr. MOSER, from the Committee on Workmen's Compensation, reported as amended, Senate Bill No. 658, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" changing the provisions thereof and the rights obligations and procedure thereunder

Mr. ELDER, from the Committee on Workmen's Compensation, re-reported as amended, Senate Bill No. 718, entitled:

An Act to add section three hundred six and one-tenth to the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) entitled "An act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes changing practice and rules of evidence defining earning power after accident authorizing the board to terminate compensation in certain cases changing the classes of dependents entitled to compensation in case of death increasing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act" providing for payment in second injury cases and making an appropriation.

BILLS ON FIRST READING

By unanimous consent the following bills were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 616, entitled:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" permitting additional hours of service by policemen and firemen for the duration of the present war and providing for overtime pay for such work

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 757, entitled:

An Act to further reenact and amend the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 563) entitled "An act to add section two thousand two and one tenth to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provision by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities" extending the effective period thereof substituting the Department of Public Instruction and the Governor for the State Council of Education and placing additional duties and powers upon the trustees of State Teachers Colleges.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

QUESTION OF INFORMATION

Mr. LEVY. Mr. Speaker, I rise to a question of information.

Mr. SPEAKER. The gentleman will state it.

Mr. LEVY. Mr. Speaker, would the Chair kindly inform the House what bill prior to Senate Bill 616 was reported from the Committee on Education and read for the first time.

The SPEAKER. Senate Bill 757.

Mr. LEVY. Thank you, Mr. Speaker.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The oath of office will be administered to the Honorable G. Harold Wagner, Auditor General-elect, by His Excellency the Governor of the Commonwealth on Tuesday, May 1, 1945, at 12 o'clock noon, in the Hall of the House.

The Chair has been requested to remind the entire membership of the House of their invitation to be present in their seats for these ceremonies.

QUESTION OF PERSONAL PRIVILEGE

Mr. HEWITT. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Indiana will state it.

Mr. HEWITT. Mr. Speaker, on Thursday morning the Mines and Mining Committee met. We had an agreement that there would be a meeting called of the Committee on Mines and Mining this afternoon, some time before the end of the session, and it was my full intention to carry out that agreement. However, there are some amendments being prepared for several bills that have not been presented to me yet, so the situation is in pretty bad shape. I would like to have the meeting tomorrow morning at 10:30.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 731, as follows:

An Act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Upon the acquisition by the Department of Property and Supplies for the Department of Welfare of suitable ground and buildings in Western Pennsylvania for use as a State training school for female juvenile delinquents such institution shall thereafter be known as the Pennsylvania Training School for Girls

Section 2 There is hereby created as a departmental administrative board in the Department of Welfare a new board to be known as the Board of Trustees of the Pennsylvania Training School for Girls which board shall have general direction and control of the property and management of such institution as provided by The Administrative Code of April nine one thousand nine hundred twenty-nine (P. L. 177) as amended

Section 3 The Board of Trustees shall receive into the custody of such institution for care guidance and control any female juvenile under the age of eighteen years who has been found to be delinquent or incorrigible within the meaning of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) known as the Juvenile Court Law as amended by any one of the several courts of the Commonwealth having juvenile jurisdiction Such juveniles may remain committed until attaining the age of twenty-one years

Section 4 Whenever a female juvenile is committed to such institution by a juvenile court under the provisions of this act there shall be attached to such commitment order the names and addresses of the witnesses examined by such court in the proceedings leading to such juvenile's commitment together with a summary of the testimony given by such witnesses on which the court's adjudication was founded

Section 5 All expenses in connection with the care and maintenance of juveniles committed to said institution shall be paid by the Department of Welfare from the appropriations made to the Department of Welfare for such purposes but the Commonwealth shall be reimbursed for such expenditures by the respective counties from which such juveniles were committed in the manner provided by the act approved the eleventh day of April one thousand eight hundred sixty-eight (P. L. 847) entitled "An act relative to the House of Refuge for Western Pennsylvania" as amended or supplemented

Section 6 The provisions of this act shall become immediately effective upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham,
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,
Coleman,	Hersch,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahl,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turbett,
Dague,	James,	O'Dare,	Turner,
Dalrymple,	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Wood, N.,
Finnerty,	Leonard,	Reagan,	Worley,
Flack,	Levy,	Reese, D. P.,	Wright,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Foor,	Loftus,	Regan,	Yester,
Fox,	Longo,	Reidenbach,	Fiss,
Freed,	Lopez,		Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 732, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing estate brokers and real estate salesmen and their business the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Welfare boards of trustees for certain penal, correctional and delinquent defective institutions, defining their powers and duties and changing the powers and duties of certain other penal, correctional and defective delinquent institutions.

On the question,

Will the House agree to the bill on third reading?

Mr. LICHTENWALTER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 3, page 13, line 10 by inserting after the name "Kis-Lyn" and before the name "Luzerne" the following: "of the Pennsylvania Training School at Kis-Lyn in."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 736, as follows:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever heretofore the county commissioners of any county have fixed the compensation of tax collectors of boroughs and townships of the second class and of treasurers of townships of the first class for collecting county and county intitution district taxes at an amount not exceeding five per centum (5%) of the amount collected such action of the county commissioners is hereby validated and made binding and effective upon the county and the county institution district to the same extent as though the action had been taken pursuant to the provisions of preexisting law

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	McAtee,	Rose,
Bentzel,	Gibson,	McClester,	Royer,
Boies,	Goodling,	McCormack,	Rudisill,
Bonawitz,	Gore,	McDowell,	Salus,
Boney,	Grant,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,
Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham,
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,
Coleman,	Hersch,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahl,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turbett,
Dague,	James,	O'Dare,	Turner,
Dalrymple,	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Wood, N.,
Finnerty,	Leonard,	Reagan,	Worley,
Flack,	Levy,	Reese, D. P.,	Wright,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Foor,	Loftus,	Regan,	Yester,
Fox,	Longo,	Reidenbach,	Fiss,
Freed,	Lopez,		Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 501.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real brokers and real estate salesmen and their business

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 24, by inserting after the word "brokers" the following: "or upon application proof of experience equivalent thereto"; also on page 4, line 24, by inserting after the word "prescribe" the following: "Provided That the commission may make a special dis-

pensation or exception because of religious scruples of applicants as to the day of the week upon which the examination shall be held."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. MODELL. Mr. Speaker, I would like to ask the Majority Leader what effect these amendments inserted by the Senate have on this particular bill.

Mr. LICHTENWALTER. Mr. Speaker, I yield to the gentleman from Montgomery, Mr. Brunner.

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, as I understand it, the amendments placed in it by the Senate pertain to the question which requires them to be under the supervision of a duly licensed real estate broker, and the amendments inserted by the Senate say "or the equivalent in point of service."

There is an amendment here stating that if an examination is to be taken at a certain time when a person's religious scruples prevent him from appearing to take the examination at that particular time, then a special dispensation can be granted and they can be permitted to take it at another time.

On the question recurring.

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moore,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON THIRD READING

Mr. JAMES asked and obtained unanimous consent to call up out of order Senate Bill No. 459, Printer's No. 184, on page 35 of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 459, as follows:

An Act to amend section six of the act approved the twelfth day of June one thousand eight hundred seventy-eight (P. L. 196) entitled "An act to consolidate revise and amend the penal laws of this commonwealth" by fixing the time for the commencement and prosecution of indictments for certain felonies committed by certain persons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six of the act approved the twelfth day of June one thousand eight hundred seventy-eight (P. L. 196) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" is hereby amended to read as follows

Section 6 That indictments for felonies or misdemeanors committed by any officer director receiver superintendent manager broker attorney agent employe or member of any bank body corporate or public company municipal or quasi-municipal corporation may be commenced and prosecuted at any time within four years from the time the alleged offense shall have been committed The provisions of this section shall not be construed so as to apply to indictments for any felony or misdemeanor other than those as to which any of the foregoing relationships to a bank body corporate or public company or municipal or quasi-municipal corporation is an essential element of the crime

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

Mr. JAMES. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 6), page 2, line 3, by striking out after the word "within," the word "four"; and inserting in lieu thereof the word "six."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 522.

An Act to further amend the title and sections one three eight eleven sixteen eighteen and nineteen of and to add section ten point one to the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 587) entitled as amended "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation and possession of meat and meat-food products prescribing the powers and duties of the Department of Agriculture incidental thereto" including poultry within the provisions of the act providing for the licensing of establishments making possession of unwholesome meat or meat-food products prima facie evidence of intention to sell and prescribing additional penalties

With the information that the Senate has passed the same with an amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend Section 2, page 3, line 23, by striking out lines 23 and 24 as follows: "It is unlawful to slaughter boar hogs for sale for human consumption."

On the question,

Will the House concur in the amendment made by the Senate?

Mr. ANDREWS. Mr. Speaker, what is the effect of this amendment?

Mr. TURNER. Mr. Speaker, may I answer that?

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Turner.

Mr. TURNER. The effect of the amendment is to strike out the provision which states that more cattle could not be sold—I should say slaughtered instead of sold. It seems that the farmers object to this, and I felt that if they wanted to delete it that was all right. I ask that the House do concur in the amendment inserted by the Senate.

On the question recurring,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moran,	Stuart,
Cohen,	Herman,	Moser,	Swope,
Coleman,	Hersch,	Munley,	Tahl,
Cook,	Hewitt,	Murray, M. L.,	Tate,
Cooper,	Hoffman,	Murray, P. G.,	Tittle,
Corrigan,	Hoggard,	Myhan,	Trachtman,
Costa,	Hoopes,	Nagel,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1010

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1010, entitled:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointmnt of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and com-

missions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools

Mr. LICHTENWALTER. Mr. Speaker, I move that the House recede from its non-concurrence in the amendments made and insisted upon by the Senate and concur in the amendments.

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boles,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moser,	Stuart,
Cohen,	Herman,	Munley,	Swope,
Coleman,	Hersch,	Murray, M. L.,	Tahl,
Cook,	Hewitt,	Murray, P. G.,	Tate,
Cooper,	Hoffman,	Myhan,	Tittle,
Corrigan,	Hoggard,	Nagel,	Trachtman,
Costa,	Hoopes,	Nelson,	Trent,
Coulson,	Howells,	O'Brien,	Trout,
Coyle,	Hunter,	O'Connor,	Turbett,
Cullen,	Huntley,	O'Dare,	Turner,
Dague,	James,	O'Donnell,	Vargallo,
Dalrymple,	Jones,	O'Neill,	Verona,
Dennison,	Kennedy,	Owens,	Wachhaus,
Depuy,	Kirley,	Pentrack,	Wagner,
Dillon,	Kline,	Petrosky,	Waterhouse,
Dix,	Kolankiewicz,	Pettigrew,	Watkins,
Dougherty,	Komorofski,	Pickens,	Weiss,
Duffy,	Krise,	Polaski,	Welsh,
Dye,	Kurtz,	Polen,	Wescott,
Elder,	Lane,	Powers,	White,
Elish,	Laughner,	Propert,	Wood, L. H.,
Erb,	Lee,	Readinger,	Wood, N.
Ewing,	Leisey,	Reagan,	Worley,
Finnerty,	Leonard,	Reese, D. P.,	Wright,
Flack,	Levy,	Reese, R. E.,	Yeakel,
Fleming,	Lichtenwalter,	Regan,	Yester,
Foor,	Loftus,	Reidenbach,	Fiss,
Fox,	Longo,	Reilly,	Speaker.
Freed,	Lopez,		

NAYS—1

Moran,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE BILL No. 46 TAKEN FROM TABLE

Mr. SORG. Mr. Speaker, I move that Senate Bill No. 46, together with the message from the Senate which was laid on the table April 19, 1945, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

SENATE MESSAGE

AMENDED SENATE BILLS NONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 46.

An Act to further amend sections two and thirty-eight of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors and imposing penalties" by further regulating and changing the provisions of the act relating to cancellation of registration upon failure to vote within two years

Mr. SORG. Mr. Speaker, I move that the House recede from its amendments non-concurred in by the Senate.

On the question,

Will the House recede from its amendments non-concurred in by the Senate?

Mr. ANDREWS. Mr. Speaker, will the gentleman from Elk explain what he recedes from.

Mr. SORG. Mr. Speaker, this is one of a series of bills pertaining to the cancellation of veterans' registration after failure to vote for two years. This particular amendment was striken out by the House committee itself, but in striking out the amendments previously inserted they inadvertantly left in one word "suspension" instead of "cancellation," and it is for that reason I move that we recede from our action.

On the question recurring,

Will the House recede from its amendments non-concurred in by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Root,
Baumunk,	Gardner,	Mahany,	Rose,
Bentley,	Getchey,	McAtee,	Royer,
Bentzel,	Gibson,	McClester,	Rudisill,
Boies,	Goodling,	McCormack,	Salus,
Bonawitz,	Gore,	McDowell,	Scanlon,
Boney,	Grant,	McKinney,	Schuster,
Boorse,	Green,	McLanahan,	Serrill,
Boory,	Greenwood,	McMillen,	Shaffer,
Bower,	Greer,	McNair,	Shoemaker,
Brancato,	Guthrie,	McNally,	Skale,
Breisch,	Gyger,	Mihm,	Sloan,
Brice,	Haberlen,	Mikula,	Smith,
Brothers,	Hall,	Miller,	Snider,
Brown,	Hamilton,	Milliken,	Snyder,
Brunner, C. H.,	Hare,	Mills,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Modell,	Sorg,
Burns,	Heatherington,	Mooney,	Stank,
Cadwalader,	Helm,	Moore, C. E.,	Stockham,
Chervenak,	Hennihan,	Moore, W. J.,	Stonier,
Chudoff,	Hering,	Moser,	Stuart,
Cohen,	Herman,	Munley,	Swope,
Coleman,	Hersch,	Murray, M. L.,	Tahl,
Cook,	Hewitt,	Murray, P. G.,	Tate,
Cooper	Hoffman,	Myhan,	Tittle,
Corrigan,	Hoggard,	Nagel,	Trachtman,
Costa,	Hoopes,	Nelson,	Trent,
Coulson,	Howells,	O'Brien,	Trout,
Coyle,	Hunter,	O'Connor,	Turbett,
Cullen,	Huntley,	O'Dare,	Turner,
Dague,	James,	O'Donnell,	Varallo,
Dalrymple,	Jones,	O'Neill,	Verona,
Dennison,	Kennedy,	Owens,	Wachhaus,
Depuy,	Kirley,	Pentrack,	Wagner,
Dillon,	Kline,	Petrosky,	Waterhouse,
Dix,	Kolankiewicz,	Pettigrew,	Watkins,
Dougherty,	Komorofski,	Pickens,	Weiss,
Duffy,	Krise,	Polaski,	Welsh,
Dye,	Kurtz,	Polen,	Wescott,
Elder,	Lane,	Powers,	White,
Elish,	Laughner,	Propert,	Wood, L. H.,
Erb,	Lee,	Readinger,	Wood, N.,
Ewing,	Leisey,	Reagan,	Worley,
Finnerty,	Leonard,	Reese, D. P.,	Wright,
Flack,	Levy,	Reese, R. E.,	Yeakel,
Fleming,	Lichtenwalter,	Regan,	Yester,
Foor,	Loftus,	Reidenbach,	Fiss,
Fox,	Longo,	Reilly,	Speaker.
Freed,	Lopez,		

NAYS—1

Moran,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were receded from.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 660.

An Act to add section thirty-one point one to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens nd enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of assembly" further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens mortgages ground rents estates and claims against such property by such sale and eliminating the right of redemption after such sales

With the information that the Senate has passed the same with an amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend Section 1, page 3, line 22, by inserting after the word "claims" the following: "and that contemporaneously with the service of the rule on the parties respondent notice of the rule has been published by the city in at least one newspaper of general circulation in the city of Philadelphia and in the Legal Intelligencer."

On the question,

Will the House concur in the amendment made by the Senate?

MESSAGE AND BILL LAID ON TABLE

Mr. ROOT. Mr. Speaker, I move that the Message from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1082.

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissioners commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the provisions of said act as to the registration of electors before and after certain elections the preparation of street lists the cancellation of registrations for failure to vote and the destruction of records.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, by striking out the heavy faced bracket before the word "and" in line 28, and in line 29 after the word "six"; also on page 4, by striking out the heavy faced brackets before the word "months" in line 1, and after the word "years" in line 2; also on page 5, by striking out the heavy faced bracket before the word "until" in line 3, and after the word "years" in line 6; also in line 23, by striking out the heavy faced brackets before the word "and" and after the word "municipal."

Amend Section 3, page 9, line 14, by striking out the heavy faced bracket before the word "section"; also in line 16, by striking out the heavy faced bracket after the word "to."

On the question,

Will the House concur in the amendments made by the Senate?

MESSAGE AND BILL LAID ON TABLE

Mr. SMITH. Mr. Speaker, I move that the message from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 31.

An Act making an appropriation to the Department of Property and Supplies for the acquisition by purchase or condemnation of land, and for the construction of a Governor's Mansion.

Referred to the Committee on Appropriations.

SENATE BILL No. 73.

An Act making an appropriation to the Department of Military Affairs for construction of armories and the repair and improvement of present armory buildings; for the acquisition by purchase or condemnation of additional lands for the Military Reservation at Indiantown Gap; for post-war repairs to monuments in France and Belgium; and for construction of new buildings and repairs and improvements to existing buildings at the Indiantown Gap Military Reservation.

Referred to the Committee on Appropriations.

SENATE BILL No. 162.

An Act to protect the people from tuberculosis to provide for the care treatment isolation and hospitalization of persons afflicted therewith to provide for the commitment of certain persons afflicted with tuberculosis to provide for their care custody and discharge and to prescribe penalties for the violation of this act

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 165.

An Act making an appropriation to the Medical School of the University of Pittsburgh Pittsburgh Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 166.

An Act making an appropriation to the Nursing School of the University of Pittsburgh Pittsburgh Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 312.

An Act to amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing the pension of a blind person

Referred to the Committee on Welfare.

SENATE BILL No. 340.

An Act to further amend subsection (c) of section seven of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State Government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," making further provision for designation and selection of representatives for the purposes of collective bargaining.

Referred to the Committee on State Government.

SENATE BILL No. 396.

An Act prescribing the powers and duties of the Department of Forests and Waters in respect to the Brandywine Battlefield, and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 448.

An Act authorizing the Department of Property and

Supplies, with the approval of the Governor and the Board of Trustees of California State Teachers' College, to acquire a tract of land for the use of California State Teachers' College; and making an appropriation therefor.

Referred to the Committee on Appropriations.

SENATE BILL No. 473.

An Act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of land for the preparation of a comprehensive plan for the Capitol Park Extension for the construction of new buildings including a memorial building to honor the memory of William Penn and other necessary buildings for the State archives libraries and museum for the repair demolition and improvement of existing buildings in Capitol Park and Capitol Park Extension for the razing of buildings the relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation and for grading paving and otherwise delevoping Capitol Park and the Capitol Park Extension.

Referred to the Committee on Appropriations.

SENATE BILL No. 480.

An Act making an appropriation to the Pennsylvania Historical Commission for the furnishing of "Pennsbury Memorial."

Referred to the Committee on Appropriations.

SENATE BILL No. 536.

An Act authorizing the Department of Forests and Waters, with the approval of the Governor to acquire a certain tract of land for the use of said department, and making an appropriation therefor.

Referred to the Committee on Appropriations.

SENATE BILL No. 561.

An Act to amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred forty-three (P. L. 796), entitled "An act establishing as state highways, certain highways and requiring their construction, repair and maintenance as such," by limiting the highways and structures which may become the responsibility of the Commonwealth thereunder.

Referred to the Committee on Highways.

SENATE BILL No. 642.

An Act making an appropriation to the Pennsylvania Post-War Planning Commission for the purpose of making a survey of the Port of Pittsburgh and providing for the same as a post-war project.

Referred to the Committee on Appropriations.

SENATE BILL No. 643.

An Act validating certain borough ordinances which were inadvertently recorded beyond the statutory period.

Referred to the Committee on Boroughs.

SENATE BILL No. 646.

An Act re-appropriating for additional purposes moneys heretofore appropriated to the Department of Military Affairs for the purpose of erecting constructing and equipping an auditorium at Indiantown Gap.

Referred to the Committee on Appropriations.

SENATE BILL No. 713.

An Act to amend sections three and five of Article nineteen of an act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith", by making provisions for those who have served in the armed forces of the United States who are candidates for mine inspectors and who have been appointed mine inspectors.

Referred to the Committee on State Government.

SENATE BILL No. 726.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor.

Referred to the Committee on Appropriations.

SENATE BILL No. 745.

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County providing for the control and management thereof authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 746.

An Act making an appropriation for the preparation of the Eightieth Division History and creating a commission for such purposes.

Referred to the Committee on Appropriations.

SENATE BILL No. 753.

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania to consolidate the City of Philadelphia and the County of Philadelphia.

Referred to the Committee on Constitutional Amendments.

SENATE BILL No. 757.

An Act to further reenact and amend the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 563) entitled "An act to add section two thousand two and one tenth to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities" extending the effective period thereof substituting the Department of Public Instruction and the Governor for the State Council of Education and placing additional duties and powers upon the trustees of State Teachers Colleges.

Referred to the Committee on Education.

RESOLUTION INTRODUCED AND REFERRED

By Mr. TURBETT. (Not Printed)

In the House of Representatives, April 26, 1945.

Word has been received of the sudden death of H. Brady Groninger, a lifelong and well known resident of Port Royal, Juniata County.

Mr. Groninger was born on May 1, 1871. He was engaged in the brick, bronze and iron business during most of his life.

He was a lifelong Republican, always active in Republican party affairs, although he never held any political office.

Mr. Groninger was a lover of horses, took a great interest in horse racing, and was always active in the Juniata County Fair, having been its president for many years.

His indeed was a useful life, and his passing leaves a void which cannot be filled; therefore be it

Resolved, That the members of the House of Representatives of Pennsylvania, extend to the family of H. Brady Groninger, its sincere and heartfelt sympathy in the loss they have suffered in the passing of this husband and father;

Resolved, That a copy of this resolution be transmitted to the family at Port Royal, Pennsylvania, by the Chief Clerk of the House.

Referred to the Committee on Rules.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 283.

An Act to add clause XLVIII to section one thousand five hundred two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing purchase of real property and construction of garbage disposal plants

HOUSE BILL No. 306.

An Act to authorize cities boroughs incorporated towns townships and school districts to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

HOUSE BILL No. 1012.

An Act to further amend section one thousand and three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by further regulating the newspaper publication of the auditor's report

HOUSE BILL No. 284.

An Act to further amend sections four and five of the act approved the twentieth day of May one thousand nine hundred and fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" providing for optional increases in payments by employes and increasing the maximum monthly pension payments in such cases

HOUSE BILL No. 289.

An Act to further amend section four of the act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" by adding clause (d) providing for future veterans and rehabilitation programs in public schools

HOUSE BILL No. 402.

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by providing for the appointment of policemen by the supervisors

HOUSE BILL No. 517.

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles

HOUSE BILL No. 812.

An Act to further amend the last paragraph of section eight of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" changing the name of the veterans' grave registrar to director of veterans' affairs and prescribing his duties

HOUSE BILL No. 876.

An Act to amend section three of and to add section three point one to the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1019) entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurers sales of such lands for collection of taxes authorizing the county commissioners to sell the same at private sale under the circumstances" by authorizing the county commissioners to advertise for private offers for such lands and providing for the distribution of the proceeds of such sales

HOUSE BILL No. 884.

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh Pittsburgh Pennsylvania providing for the transfer of such institution to the Commonwealth providing for the management and operation of closing and abandonment thereof and maintenance of tuberculosis patients therein including the collection of maintenance in certain cases providing for the retransfer under certain circumstances conferring powers and imposing duties on the Governor and Department of Health

HOUSE BILL No. 933.

An Act to add section one thousand six hundred and fifteen to the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to estab-

lish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the release of pupils from the public schools for religious instruction

HOUSE BILL No. 432.

An Act to amend section nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" by changing the amount and method of contributions for and payment of death benefits

HOUSE BILL No. 752.

An Act to amend section two of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" by providing for the appointment of additional deputy registers

QUESTION OF PERSONAL PRIVILEGE

Mr. STOCKHAM. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. STOCKHAM. Mr. Speaker, it has been my great pleasure for a number of sessions at the close of the sessions to be charged with a certain committee chairmanship. To that same end this year I have been importuned to act again, and so I would ask if you please, sir, that the following meet in Room 323 tomorrow morning at 11:30: Messrs. James, Moser, Lee, Laughner, Lloyd H. Wood, Mrs. Dye, Messrs. Helm, Smith, Readinger, O'Brien, Chervenak, Brown, Moran, Bentzel, Miss Brancato, and Mr. Boney. I would request that those I have just named to be present in Room 323 tomorrow morning at 11:30.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

Whereas, the Chairman and members of Local Selective Service Boards, Government Appeal Agents and Associate Government Appeal Agents, Local Board Examining Physicians and Examining Dentists, Legal Advisors and Associate Legal Advisors to registrants, Medical Field Agents, Reemployment Committeemen and Associate Reemployment Committeemen, the Chairmen and members of Boards of Appeal and members and associate members of Medical Advisory Boards approved by Governor Edward Martin, have given unselfishly of their time, energies and abilities in the performance of the difficult but patriotic duties of inducting residents of the Commonwealth of Pennsylvania into the armed forces of the United States; and

Whereas, upon the discharge of Pennsylvania men and women from the armed services the Local Boards, the Reemployment Committeeman and Associate Reemployment Committeemen render such aid to veterans as is necessary to protect their right of reemployment and other rights and benefits available to veterans and their dependents; and

Whereas, all of these services have been and are being rendered without compensation, with personal sacrifice and often in the face of unwarranted criticism; and

Whereas, it is recognized by all thoughtful people that the Selective Service personnel have rendered outstanding service and performed their duties in a most commendable manner; Therefore be it

Resolved (if the House of Representatives concur) That, on behalf of the people of the Commonwealth of Pennsylvania, thanks and appreciation are hereby extended to the aforementioned uncompensated personnel of the selective Service System of the Commonwealth of Pennsylvania, for their outstanding, unselfish and patriotic services.

Be it further resolved that the State Director of Selective Service for Pennsylvania, be requested to make a copy of this Resolution available to the uncompensated personnel of the Selective Service System, Commonwealth of Pennsylvania.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon a former Member, the gentleman from Washington, Mr. Francis E. Pettit.

The Chair also welcomes another former Member, the gentleman from Philadelphia, Mr. Charles W. Sweeney.

COMMITTEE MEETINGS

There will be meetings of the Committees on:

Appropriations on Tuesday, May 1 at 11:30 a. m. in Room No. 246.

Highways on Tuesday, May 1 at 10:30 a. m. in Room No. 329.

Judiciary General on Tuesday, May 1 at 10 a. m. in Room No. 325.

Military Affairs on Tuesday, May 1 at 12 noon in Room No. 327.

Mines and Mining on Tuesday, May 1 at 10:30 a. m. in Room No. 323.

Public Utilities on Tuesday, May 1 at 11 a. m. in Room No. 323.

There will be a Republican Caucus in the New House Caucus Room on Tuesday, May 1 at 12:45 p. m.

ADJOURNMENT

Mr. MILLER. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 1, 1945, at 1:30 p. m.

The motion was agreed to, and (at 7:20 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1945. 136th of the General Assembly.

Vol. 29. HARRISBURG, PA., TUESDAY, MAY 1, 1945. No. 54.

SENATE

TUESDAY, MAY 1, 1945.

The Senate met at 3:00 o'clock, p. m., Eastern War Time. The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. EDWIN S. WALLACE, D.D., offered the following prayer:

God of the nations, who holdeth in Thy hand the life and destiny of all men, we pray that America may acknowledge Thy sovereignty by obedience to Thy law of righteousness. Thou hast been favorable to us; may we be faithful to Thee. In all our dealings with each other, in all our relations with other nations and peoples may we be just and generous, for in so doing we will be like Thee.

For the progress of our armed forces towards victory on all fronts we give sincere thanks, and pray for a continuance thereof until all enemies shall be overcome. We so pray because of our faith in the justice of our cause and our hope for a peaceful world wherein dwelleth righteousness.

Be Thou, O God, in the councils of the nations now planning for a post-war world order. Guide the council so that their decisions shall be in accord with the decrees of God. We know that unless they are all their planning will be futile.

We pray that in all the deliberations and enactments of this Senate merely personal and local interests may give place to those that are for the welfare of all the people.

We thus pray in the name and for the sake of Him who came to this world to help and save all men. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HEYBURN and Mr. BOWERS, the further reading was dispensed with, and the Journal was approved.

NOMINATION BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF THE ADAMS COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. D. Miller (Republican), Biglerville, Adams County, for appointment as a Member of the Adams County Board of Assistance, to serve until December 31, 1945, and until his successor is duly appointed and qualified, to fill a vacancy.

EDWARD MARTIN

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 63, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," by eliminating the necessity of proclaiming the names of persons elected to certain offices.

Which was committed to the Committee on Elections.

House Bill No. 300, entitled:

An Act to amend section eight hundred thirteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by allowing members of county board of school directors expenses for attendance at meetings.

Which was committed to the Committee on Education.

House Bill No. 580, entitled:

An Act to further amend the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "Intangible Personal Property Tax Law," by further extending the powers and duties of county commissioners or boards of revision of taxes whenever facts may become known to reassess the personal property of any such taxable for any former year or years.

Which was committed to the Committee on County Government.

House Bill No. 587, entitled:

An Act to amend section forty-five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," by requiring that the cost of county treasurers' bonds in its favor shall be borne by the Commonwealth.

Which was committed to the Committee on County Government.

House Bill No. 864, entitled:

An Act to further amend subsection (a) of section twelve of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended "Fiduciaries Act of 1917," by limiting the five hundred dollars ($500) exemption to widows and minor children only.

Which was committed to the Committee on Judiciary General.

House Bill No. 870, entitled:

An Act to further amend section fifteen, and to add section fifteen and one-tenth to, the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended, "Dog Law of 1921," authorizing county treasurers to retain certain moneys collected under said act, and the payment thereof to certain societies for the prevention of cruelty to animals under supervision of the courts of common pleas.

Which was committed to the Committee on Agriculture.

House Bill No. 892, entitled:

An Act to further amend section four of the act, approved the twenty-sixth day of May, one thousand nine hundred thirty-three (P. L. 1076), entitled "Credit Union Law," by further defining the membership of credit unions.

Which was committed to the Committee on Banking.

House Bill No. 1005, entitled:

An Act permitting persons accused of crimes to post bail or enter into a recognizance for appearance and trial in court without waiving defects in their arrest.

Which was committed to the Committee on Judiciary General.

House Bill No. 1187, entitled:

An Act to further amend subsection (a) of section twelve of the act, approved the seventh day of June one thousand nine hundred seventeen (P. L. 447), entitled, as amended, "Fiduciaries Act of 1917" by increasing the widow's or children's exemption.

Which was committed to the Committee on Judiciary General.

House Bill No. 1279, entitled:

An Act to repeal the act, approved the tenth day of April, one thousand eight hundred seventy-three (P. L. 664), entitled "An act relating to the return days of the several courts of Dauphin County.

Which was committed to the Committee on Judiciary General.

House Bill No. 1280, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-five.

Which was committed to the Committee on Appropriations.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) announced that the Acting Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 283, entitled:

An Act to add clause XLVIII to section one thousand five hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," authorizing purchase of real property; and construction of garbage disposal plants.

House Bill No. 284, entitled:

An Act to further amend section four of the act, approved the twentieth day of May, one thousand nine hundred and fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," increasing the maximum monthly pension payments.

House Bill No. 289, entitled:

An Act to further amend section four of the act, approved the first day of May, one thousand nine hundred thirteen (P. L. 138), entitled "Vocational Education Law," by adding clause (d) providing for future veterans and rehabilitation programs in public schools.

House Bill No. 306, entitled:

An Act to authorize cities, boroughs, incorporated towns, townships, and school districts to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municial claims, and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

House Bill No. 402, entitled:

An Act to amend sections five hundred ninety and five hundred ninety-three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," by providing for the appointment of policemen by the supervisors.

House Bill No. 432, entitled:

An Act to amend section nine of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries; and for the care and disposition ifs funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar

boards superseded by the fund and board herein created," by changing the amount and method of contribution for. and payment of, death benefits.

House Bill No. 517, entitled:

An Act increasing the fees of Justices of the Peace and Aldermen in cases of summary conviction relating to motor vehicles.

House Bill No. 752, entitled:

An Act to amend section two of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "Register of Wills Act of 1917," by providing for the appointment of additional deputy registers.

House Bill No. 812, entitled:

An Act to further amend the last paragraph of section eight of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags and for the compilation of war records," changing the name of the veterans' grave registrar to director of veterans' affairs; and prescribing his duties.

House Bill No. 876, entitled:

An Act to amend section three of, and to add section three point one to the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1019), entitled as amended "An act relating to seated and unseated lands purchased by county commissioners at county treasurer's sales of such lands for collecting of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by authorizing the county commisioners to advertise for private offers for such lands and providing for the distribution of the proceeds of such sales.

House Bill No. 884, entitled:

An Act relating to the Tuberculosis Hospital of the City of Pittsburgh, Pittsurgh, Pennsylvania; providing for the transfer of such institution to the Commonwealth; providing for the management and operation of closing and abandonment thereof, and maintenance of tuberculosis patients therein, including the collection of maintenance in certain cases; providing for the retransfer under certain circumstances; conferring powers and imposing duties on the Governor and Department of Health.

House Bill No. 933, entitled:

An Act to add section one thousand six hundred and fifteen to the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "Public School Code," providing for the release of pupils from the public schools for religious instruction.

House Bill No. 1012, entitled:

An Act to further amend section one thousand and three, of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," by further regulating the newspaper publication of the auditor's report.

Whereupon.

The PRESIDENT (Lieutenant-Governor, John C. Bell, Jr.) in the presence of the Senate signed the same.

HOUSE MESSAGES

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in resolution from the Senate as follows:

THANKS OF SENATE EXTENDED TO UNCOMPENSATED PERSONNEL OF PENNSYLVANIA SELECTIVE SERVICE SYSTEM

In the Senate, April 24, 1945.

Whereas, The Chairmen and members of Local Selective Service Boards, Governing Appeal Agents and Associate Government Appeal Agents, Local Board Examining Physicians and Examining Dentists, Legal Advisors and Associate Legal Advisors to registrants, Medical Field Agents, Reemployment Committeemen and Associate Reemployment Committeemen, the Chairmen and members of Board of Appeal and members and associate members of Medical Advisory Boards approved by Governor Edward Martin, have given unselfishly of their time, energies and abilities in the performance of the difficult but patriotic duties of inducting residents of the Commonwealth of Pennsylvania into the armed forces of the United States; and

Whereas, Upon the discharge of Pennsylvania men and women from the armed services the Local Boards, the Reemployment Committeemen and Associate Reemployment Committeemen render such aid to veterans as is necessary to protect their right of reemployment and other rights and benefits available to veterans and their dependents; and

Whereas, All of these services have been and are being rendered without compensation, with personal sacrifice and often in the face of unwarranted criticism; and

Whereas, It is recognized by all thoughtful people that the Selective Service personnel have rendered outstanding service and performed their duties in a most commendable manner: Therefore be it

Resolved (if the House of Representatives concurs), That, on behalf of the people of the Commonwealth of Pennsylvania, thanks and appreciation are hereby extended to the aforementioned uncompensated personnel of the Selective Service System of the Commonwealth of Pennsylvania, for their outstanding, unselfish and patriotic services; be it further

Resolved, That the State Director of Selective Service for Pennsylvania, be requested to make a copy of this Resolution available to the uncompensated personnel of the Selective Service System, Commonwealth of Pennsylvania.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 501

He also presented communcation from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 501, entitled:

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "Real Estate Brokers License Act of 1929," by further defining real estate brokers and real estate salesmen; and further providing for the licensing, regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 522

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 522, entitled:

An Act to further amend the title and sections one, three, eight, eleven, sixteen, eighteen and nineteen of, and to add section ten point one to, the act approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 587), entitled "Meat and Meat Food Products Law," including poultry within the provisions of the act; providing for the licensing of establishments; making possession of unwholesome meat or meat-food products prima facie evidence of intention to sell; and prescribing additional penalties.

HOUSE RECEDES FROM ITS NON-CONCURRENCE TO SENATE AMENDMENTS TO HOUSE BILL No. 1010

He also presented a communcation from the House of Representatives informing the Senate that the House has receded from its non-concurrence in the amendments made by the Senate to House Bill No. 1010, entitled:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools.

and that the House of Representatives concurs in the amendments.

HOUSE RECEDES FROM ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 46

He also informed the Senate that the House of Representatives has receded on its amendments non-concurred in by the Senate to Senate Bill No. 46, entitled:

An Act to further amend sections two and thirty-eight of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties", as amended by further regulating and changing the provisions of the act relating to cancellation of registration upon failure to vote within two years.

SENATE BILL No. 563 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 563, entitled:

An Act prohibiting the sale of surplus property as defined in the Federal Surplus Property Act of 1944 by or to certain persons using words or names indicating an official relationship with the United States government; making exceptions in certain cases and imposing penalties.

with the information that the House has passed the same with amendments in which the concurence of the Senate is requested.

RULE 21 SUSPENDED

Mr. HEYBURN. Mr. President, I move that Rule 21, which requires amended bills to be noted on the Calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 563

Mr. HEYBURN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 563.

Mr. LETZLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL NO. 374 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 374, entitled:

An Act to fix the standard weights of containers for wheat and corn flours, corn meals, hominy, and hominy grits; and to provide penalties for the violation of this act.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will appear on tomorrow's Calendar.

SENATE BILL NO. 607 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 607, entitled:

An Act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 637) entitled "An act providing that the terms of con-

stables hereafter elected in cities of the second, second class A and third classes, boroughs and townships, shall be for six years," by extending the terms of constables hereafter elected in incorporated towns to six years.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will appear on tomorrow's Calendar.

SENATE BILL NO. 519 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 519, entitled:

An Act to amend section eight of the act, approved the third day of June, one thousand nine hundred nineteen (P. L. 366), entitled "An act reorganizing the Department of State Police; creating therein a Bureau of Fire Protection; providing for a State Police Force, and defining the powers and duties of the same, including the enforcement of laws relating to game, fish, forestry, and water supply and certain other laws, and including the collection of information useful for the detection of crime, and the apprehension of criminals; providing for the equipment, maintenance, and transportation of such police; providing for barracks and substations therefor; and prescribing penalties," by providing for and requiring additional credit in examinations of honorably discharged persons who served in the armed forces of the United States during any war in which the United States was engaged.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will appear on tomorrow's Calendar.

HOUSE CONCURS IN SENATE BILL No. 194

He also returned to the Senate, Senate Bill No. 194, entitled:

An Act to further amend section twenty of the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522) entilted "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providnig for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties." by increasing the fee for killing unlicensed dogs.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL NO. 262

He also returned to the Senate, Senate Bill No. 262, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" further defining and limiting the rights powers duties liabilities and immunities of building and loan associations and their shareholders and creditors

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL NO. 263

He also returned to the Senate, Senate Bill No. 263, entitled:

An Act to further amend subsection B of section one thousand eleven of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565), entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations or persons; authorizing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," further regulating distribution of the assets of building and loan associations in liquidation by the Secretary of Banking

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 469

He also returned to the Senate, Senate Bill No. 469, entitled:

An Act to repeal the act, approved the twenty-first day of March, one thousand nine hundred twenty-nine (P. L. 34), entitled "An act authorizing the judges of the courts of common pleas and orphans' courts in counties of the third class to employ stenographers, typists, and clerks to facilitate the business of the courts, and to provide for the payment of their compensation by the county, and validating former employments and payments therefor."

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 499

He also returned to the Senate, Senate Bill No. 499, entitled:

An Act to further amend the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors their enrollment as members of political parties change of party enrollment removal notices and comparing and correcting the general and district registers

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 500

He also returned to the Senate, Senate Bill No. 500, entitled:

An Act to further amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, and comparing and correcting the general and district registers.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 501

He also returned to the Senate, Senate Bill No. 501, entitled:

An Act to further amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, comparing and correcting general and district registers, preparing preliminary street lists and street lists.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 503

He also returned to the Senate, Senate Bill No. 503, entitled:

An Act to further amend the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries. sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by revising and changing the provisions of said act relating to the times of registering electors, their enrollment as members of political parties, change of party enrollment, removal notices, comparing and correcting general and district registers, preparing preliminary street lists and street lists.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 532

He also returned to the Senate, Senate Bill No. 532, entitled:

An Act to amend section two of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 903) entitled "An act relating to corporations providing methods of determining what stockholders shall be entitled to vote at meetings or to receive dividends or allotments of rights or to exercise rights and the effect thereon of transfers of stock within sixty days of any election or meeting" by making further provision for such determination in lieu of closing the stock transfer books.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 628

He also returned to the Senate, Senate Bill No. 628, entitled:

An Act to amend section thirteen hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," increasing the annual amount available for bear damages.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 629

He also returned to the Senate, Senate Bill No. 629, entitled:

An Act to amend section six hundred four of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidaing, and changing the law relating thereto"; permitting for purposes of conservation, the designation and posting of beaver colonies; prohibiting the trapping of beavers at any time in such colonies and imposing penalties.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 727

He also returned to the Senate, Senate Bill No. 727, entitled:

An Act to provide for the sentencing of male persons convicted of certain crimes, the commitment of defective delinquents and repealing certain laws

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 728

He also returned to the Senate, Senate Bill No. 728, entitled:

An Act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; creating in the Department of Welfare the Pennsylvania Correctional, Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to "a State institution"; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 729

He also returned to the Senate, Senate Bill No. 729, entitled:

An Act creating certain penal and correctional institutions and boards of trustees to manage them; abolishing certain penal and correctional institutions; imposing duties upon the Department of Welfare and providing for cost of transportation and maintenance of inmates.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 730

He also returned to the Senate, Senate Bill No. 730, entitled:

An Act authorizing the Department of Property and Supplies to acquire for the use of the Department of Welfare, the Kis-Lyn School located in Luzerne County to be used as a training school for certain juvenile delinquents; creating a board of trustees to supervise and manage such institution; regulating the admission and cost of care and maintenance of such juvenile delinquents.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 731

He also returned to the Senate, Senate Bill No 731, entitled:

An Act authorizing a State training school for female juvenile delinquents; creating a board of trustees to supervise and manage such institution; making the admission and cost of care and maintenance of such juvenile delinquents.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 736

He also returned to the Senate, Senate Bill No. 736, entitled:

An Act validating the action of county commissioners in fixing the compensation of tax collectors in boroughs and townships for collecting county and institution district taxes.

with the information that the House has passed the same without amendments.

REPORTS FROM COMMITTEES

Mr. CRIDER, from the Committee on State Government, reported as committed, House Bill No. 1189, entitled:

An Act to further amend the act approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities; regulating the sale thereof, and providing penalties for violation hereof," defining further words and terms used herein; further regulating the sale of commodities; authorizing the Secretary of Internal Affairs to adopt rules and regulations to carry into effect the provisions of the act and granting additional powers to inspectors of weights and measures.

He also, from the Committee on County Government, reported as amended, House Bill No. 273, entitled:

An Act to further amend the third paragraph of section four hundred twenty-six of the act, approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" making counties in which deceased service persons are buried liable for the cost of headstones in certain cases.

He also, from the Committee on County Government, reported as committed, Senate Bill No. 531, entitled:

An Act to further amend section five hundred two and section five hundred four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto." requiring submission of all plans for public improvements to the County Planning Commission for approval and prohibiting the recording of plans and sales of lots before their approval under penalties.

He also, from the Committee on County Government, reported as committed, Senate Bill No. 218, entitled:

An Act to reenact and amend the act approved the twenty-second day of April, one thousand nine hundred forty-three (P. L. 68), entilted "An act authorizing the county commissioners of each county of the third class to establish and maintain a Registry Survey Bureau; prescribing the powers and duties of such bureau, requiring the registration with such bureau by landowners of certain information relative to the location, ownership and transfer of title of real property located in such county, imposing certain additional duties upon the county surveyor, the sheriff and the recorder of deeds in such county; and providing penalties," extending its provisions to counties of the fourth, fifth, sixth, seventh and eighth class; and conferring powers and imposing duties on county engineers.

He also, from the Committee on County Government, reported as committed, House Bill No. 332, entitled:

An Act to reenact and further amend the act, approved the twelfth day of May, one thousand nine hundred eleven (P. L. 301) entitled "An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth, in counties having a population of over two hundred thousand and under one million, and to provide the time of paying the same," extending the same to counties of the fifth, sixth, seventh and eighth class.

He also, from the Committee on County Government, reported as committed, House Bill No. 722, entitled:

An Act to amend section one of the act, approved the third day of May, one thousand nine hundred and fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by extending said act to counties of the second class changing and further fixing the fees to be charged by said prothonotary.

He also, from the Committee on County Government, reported as committed, House Bill No. 340, entitled:

An Act to reenact and amend the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 646) entitled "An act regulating and providing fees of the clerks of quarter sessions of counties of the fourth class" extending the same to counties of the fifth sixth seventh and eighth class

He also, from the Committee on County Government, re-reported as committed, House Bill No. 608, entitled:

An Act to further amend section six of the act, approved the second day of April, one thousand eight hundred sixty-eight (P. L. 3), entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth," by changing the fees of Clerks of Orphans' Court

He also, from the Committee on County Government, reported as committed, House Bill No. 602, entitled:

An Act to further amend section one of an act approved the eleventh day of June one thousand nine hundred and fifteen (P. L. 938) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" as amended changing and fixing the fees to be charged by said clerks

He also, from the Committee on County Government, reported as committed, House Bill No. 782, entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by the sheriff in counties of the second third and fourth classes for their official acts and the services of their deputies, watchmen, appraisers and other agents; requiring prepayment of same, unless secured or chargeable to the county, and delivery of itemized receipts therefor; requiring certain payments by the county, including the compensation of special deputies; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account to the county for certain fees and commissions collected; and repealing inconsistent laws, general, special or local.

He also, from the Committee on County Government, reported as committed, House Bill No. 607, entitled:

An Act to amend section seven of the act, approved the second day of April, one thousand eight hundred sixty-eight (P. L. 3) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth," by changing the fees of Register of Wills

He also, from the Committee on County Government, reported as committed, House Bill No. 585, entitled:

An Act to amend the title and sections one and two of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 476), entitled "An act to regulate and establish the fees to be charged and collected by the recorder of deeds, in counties having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census," by making the act applicable to counties of the second class, and changing and further fixing such fees.

He also, from the Committee on County Government, reported as committed, House Bill No. 497, entitled:

An Act fixing the fees of the recorder of deeds in counties of the fourth class

He also, from the Committee on County Government, reported as committed, House Bill No. 231, entitled:

An Act fixing the fees of the recorder of deeds in counties of the sixth class.

He also, from the Committee on County Government, reported as committed, House Bill No. 856, entitled:

An Act to amend section one of the act approved the twenty-sixth day of March one thousand nine hundred thirty-one (P. L. 8) entitled "An act to fix the fees to be allowed the district attorney in counties of the second class" by changing the fees to be allowed the said district attorney.

Mr. EDMONDS, from the Committee on Education, reported as committed, House Bill No. 890, entitled:

An Act to further amend section two thousand six hundred three of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing school districts of the second third and fourth class to employ certified public accountants to audit the school finances in lieu of the controller or auditor of the city borough town or township.

He also, from the Committee on Welfare, Public Assistance and Pensions, reported as committed, House Bill No. 658, entitled:

An Act to further amend section eleven of the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitiation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by exempting federated women's clubs.

Mr. TALLMAN, from the Committee on State Government, reported as committed, House Bill No. 1141, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by providing for the regulataion and supervision of resident and nonresident real estate brokers and real estate salesmen and their business by the State Real Estate Commission instead of the Department of Public Instruction

He also, from the Committee on State Government, reported as committed, Senate Bill No. 786, entitled:

An Act authorizing departments, boards, commissions and agencies of the State government to make contracts for radio communication service and providing for the payment of service charges therefor.

Mr. CROWE, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 700, entitled:

An Act to encourage the protection and development of forest resources in the Commonwealth in the interest of the owner and general public; providing for the creation of various local advisory committees by the Department of Forests and Waters, and the establishment of minimum standards of forest practice to have the force of law; placing duties upon certain governmental officials and agencies; and imposing penalties.

Mr. CARR, from the Committee on Education, reported as committed, House Bill No. 1199, entitled:

An Act to further amend section four hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the preservation of certain records

Mr. TYLER, from the Committee on County Government, reported as committed, House Bill No. 632, entitled:

An Act authorizing the county commissioners of the respective counties to grant rights of way and licenses for rights of way for certain purposes on and across lands purchased by the county at tax sales and not redeemed

Mr. BLASS, from the Committee on Highways, reported as committed, Senate Bill No. 767, entitled:

An Act to amend the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways, authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways, and making an appropriation to carry out the provisions of said act," as amended by changing Route 52043 in Potter County.

Mr. BERGER, from the Committee on State Government, reported as committed, House Bill No. 878, entitled:

An Act to further amend sections three and four of the act, approved the twenty-first day of May, one thousand nine hundred thirty-seven (P. L. 787), entitled, as amended, "An act authorizing, subject to approval of the court of common please, the compromise or reduction of tax and municipal claims on real property purchased by any county, city, borough, town, school district or poor district at any sale for the nonpayment of taxes or municipal claims; and the reconveyance or private sale of such property," by further providing for the distribution of the proceeds of such reconveyance or sale.

He also, from the Committee on State Government, reported as amended, House Bill No. 986, entitled:

An Act to further amend section ten of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," including any service as a member of the General Assembly in the period of service of a contributor upon his making certain back payments.

He also, from the Committee on State Government, reported as amended, House Bill No. 901, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the re-

organization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring the State Board of Undertakers from the Department of Health to the Department of Public Instruction.

Mr. TROUTMAN, from the Committee on Welfare, Public Assistance, and Pensions, reported as committed, House Bill No. 1184, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relative and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by giving jurisdiction to the Municipal Court of Philadelphia county

He also, from the Committee on Welfare, Public Assistance, and Pensions, reported as committed, House Bill No. 690, entitled:

An Act to amend the title and subsection (a) of section three of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," empowering courts to order certain indigent persons to be supported by certain relatives whether or not such persons are public charges.

He also, from the Committee on Welfare, Public Assistance, and Pensions, reported as committed, House Bill No. 691, entitled:

An Act to further amend section five hundred three of the act approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," granting an exemption to the estates of mental patients from the cost of maintenance in mental institutions, otherwise liable for such maintenance.

Mr. WAGNER, from the Committee on Education, reported as committed, House Bill No. 163, entitled:

An Act to further amend clauses (a) (d) and (f) of section one thousand three hundred four of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies all other assistants and employes of certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing for regulation of preliminary education of candidates for licenses to practice professions or work at trades or occupations granted by the Department of Public Instruction or other departments of the Commonwealth.

Mr. LETZLER, from the Committee on Education, rereported as amended, Senate Bill No. 618, entitled:

An Act relating to and regulating the practice of the profession of engineering including civil engineering mechanical engineering electrical engineering mining engineering chemical engineering surveying and constituent parts and combinations thereof as herein defined providing for the licensing and registration of persons practicing said profession and the certification of engineers in training and the suspension and revocation of said licenses registrations and certifications for violation of this act prescribing the powers and duties of the State Registration Board for Professional Engineers the Department of Public Instruction and the courts prescribing penalties and repealing existing laws

He also, from the Committee on Highways, reported as amended, House Bill No. 411, entitled:

An Act relating to roads, streets, highways and bridges; amending, revising, consolidating, and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto.

Mr. SNOWDEN, from the Committee on Highways, reported as committed, House Bill No. 1271, entitled:

An Act authorizing the laying out, opening, construction and maintenance of a State highway route in the County of Juniata, and making an appropriation.

Mr. WOODWARD, from the Committee on State Government, reported as committed, House Bill No. 1282, entitled:

An Act to further amend the title and section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled, as last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings; imposing duties on school authorities and on certain corporations, associations and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," in-

cluding political subdivisions among the owners and occupants of buildings who may be required to remove or change such buildings.

Mr. HEYBURN, from the Committee on Corporations, reported as amended, House Bill No. 376, entitled:

An Act to further amend section six (d), and to add a new section to the act, approved the twentieth day of April, one thousand nine hundred twenty-seven (P. L. 322), entitled "An act to amend, revise, consolidate, and change the laws relating to bonus, and providing for the imposition, computation, and collection of bonus for State purposes on the capital stock, stated capital, or capital of domestic corporations, banks, and trust companies, and certain partnerships," as last amended, by establishing the interest rate on bonus due the Commonwealth at six per centum per annum from the time when due until paid, and authorizing the Secretary of the Commonwealth, with the approval of the Auditor General and the Attorney General, to compromise and settle claims for bonus, interest and penalties thereon in certain cases.

Mr. SCARLETT, from the Committee on County Government, reported as committed, House Bill No. 881, entitled:

An Act requiring boards of prison inspectors in counties of the fourth class to pay the premiums on all bonds required of employes appointed by the board

Mr. THOMAS, from the Committee on Highways, reported as committed, Senate Bill No. 785, entitled:

An Act to amend clause (h) of section nine hundred and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by fixing the maximum gross weight of truck tractors in combination with semi-trailers having two axles.

Mr. JAMES, from the Committee on Appropriations, reported as committed, House Bill No. 66, entitled:

An Act making an appropriation to the Department of Forests and Watesr for improvement and development of the Ports of Philadelphia Chester Pittsburgh and Erie.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 170, entitled:

An Act making an appropriation to the Department of Commerce out of the Motor License Fund for the proper conduct of a specific portion of its work.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1139, entitled:

An Act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland the Commonwealth of Virginia and the District of Columbia which together with three members to be appointed by the President of the United States shall constitute the Interstate Commission on the Potomac River Basin with power to cooperate in the abatement of the existing pollution and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia the Commonwealth of Virginia and the District of Columbia to authorize the Governor of the State to execute on behalf of this State a compact with representatives of other states for the purpose of forming the above-mentioned commission and creating a Potomac Valley Conservancy District providing for the appointment of the Pennsylvania members of said commission for the Commonwealth of Pennsylvania and their terms of office and providing an appropriation.

Mr. JONES, from the Committee on County Government, reported as committed, House Bill No. 578, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred and thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" changing the conditions to borrow money for current expenses

Mr. BECKER, from the Committee on State Government, re-reported as amended, House Bill No. 58, entitled:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and dutes of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further regulating the vacation leave and sick leave to which State employes are entitled with pay

He also, from the Committee on State Government, reported as committed, House Bill No. 1194, entitled:

An Act authorizing the Pennsylvania Historical Commission to accept on behalf of the Commonwealth certain real estate in and an endowment fund for the Mt. Zion Cemetery which is part of the historic Ephrata Cloister land located in Ephrata Lancaster County Pennsylvania

Mr. WADE, from the Committee on Welfare, Public Assistance, and Pensions, reported as committed, Senate Bill No. 720, entitled:

An Act providing for the adjustment and settlement by the Department of Public Assistance of certain legal and moral claims against the Commonwealth arising out of contracts with the former State Emergency Relief Board, for the slaughter of drought cattle; and making an appropriation.

He also, from the Committee on State Government, reported as committed, House Bill No. 636, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the Pennsylvania Historical and Museum Commission as an independent administrative commission and defining its powers and duties transferring certain powers duties and employes from the Department of Public Instruction to the said commission abolishing the Pennsylvania Historical Commission and making available to the commission moneys appropriated or allocated to or for the use of the Pennsylvania Historical Commission the State Museum and the Archives division of the State Library.

Mr. TROUTMAN, from the Committee on Elections, reported as committed, House Bill No. 337, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred and thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," eliminating the payment of fees for the filing of nomination petitions for public offices in townships of the second class.

Mr. KEPHART, from the Committee on Judiciary General, reported as committed, House Bill No. 24, entitled:

An Act to amend subsection (a) of section two of article two of the act approved the twenty-fifth day of June one thousand nine hundred nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by making the mayor of any such city eligible to such office for one successive term.

Mr. WALKER, from the Committee on State Government, reported as committed, House Bill No. 1130, entitled:

An Act to further amend section four hundred four and to amend sections four hundred five and four hundred six of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws" by authorizing stock and mutual life insurance companies to invest in city housing projects in redevelopment areas as herein defined either through stock ownership or real estate acquisition or use subject to certain regulations and restrictions

He also, from the Committee on State Government, reported as committed, House Bill No. 1132, entitled:

An Act to amend the title and sections 2, 3, 4, 6, and 10, to repeal section 19 and to add section 21.1 to the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1705) entitled "An act to promote public health morals safety and welfare by providing for the supervision and encouragement of housing creating a State Board of Housing a departmental administrative board within the Department of Health providing for the organization of the board the appointment and removal of its members enumerating its duties and powers including the powers to conduct invesigations issue subpoenas apply to courts for punishment of contempts make orders rules and regulations prescribe forms require reports supervise the operations of limited dividend housing companies and housing authorities and their members and employes acquire, property by eminent domain for limited dividend housing companies commence actions to prevent violations of law and to surcharge members of authorities supervise rental charged by limited dividend companies charge fees for services providing for the selection and removal of the board's employes providing for appeals from its orders and making an appropriation" by substituting the Department of Commerce for the Department of Health eliminating the honorarium for members of the board requiring the approval of the Secretary of Commerce for the appointment and compensation of an executive director enlarging the board's general powers and the plans to be filed therewith rescinding the provisions for selection and removal of the board's employes to transfer the board from the Department of Health to the Department of Commerce and making an appropriation

He also, from the Committee on State Government, reported as committed, House Bill No. 1131, entitled:

An Act to authorize the State public bodies as defined to aid redevelopment authorities in the elimination of blighted areas and their redevelopment by entering into contracts to furnish and by furnishing to said authorities and to any Federal governmental agency parks playgrounds streets and other improvements and facilities by donating or lending money and making appropriations therefor by accepting payments and exercising certain other powers and duties

He also, from the Committee on State Government, reported as committed, House Bill No. 1133, entitled:

An Act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth by declaring acquisition sound replanning and redevelopment of such areas to be for the promotion of health safety convenience and welfare creating public bodies corporate and politic to be known as Redevelopment Authorities authorizing them to engage in the elimination of blighted areas and to plan and contract with private corporate or governmental redevelopers for their redevelopment providing for the organization of such authorities defining and providing for the exercise of their powers and duties including the acquisition of property by purchase gift or eminent domain the leasing and selling of property including borrowing money issuing bonds and other obligations and giving security therefor restricting the interest of members and employes of authorities providing for notice and hearing supplying certain mandatory provisions to be inserted in contracts with redevelopers presrcibing the remedies of obligees of redevelopment authorities conferring certain duties upon local planning commissions the governing bodies of cities and counties and on certain State officers boards and departments

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 828, entitled:

An Act to further amend section two and to amend sections three and four of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes" further regulating the returns of taxable property made by taxpayers under the provisions of said act

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 509, entitled:

An Act to further amend section five hundred forty-two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making husbands or wives liable for payment of per capita taxes levied against their wives or husbands and authorizing collection thereof from such husbands and wives.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 681, entitled:

An Act to further amend section one of the act approved the nineteenth day of June, one thousand nine hundred eleven, (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," extending the probationing powers of courts.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 675, entitled:

An Act to further amend section fifteen of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and libalities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," extending the lien of debts on decedent' real estate in certain cases.

He also, from the Committee on Judiciary General, reported as amended, Senate Bill No. 533, entitled:

An Act concerning liens of factors on merchandise and defining "factor".

Mr. HOLLAND, from the Committee on Education, reported as committed, House Bill No. 1088, entitled:

An Act to amend section six hundred two point one of article six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further regulating the sale of land or any interest therein

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 326, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of building a protective wall along the bank of the Ohio River roof repairs steel beam supports and renewal of piping in power plant and one new generator all at the Dixmont Hospital Dixmont Allegheny County Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 328, entitled:

An Act making an appropriation to the Department of Welfare to pay for the care treatment removal and maintenance of the indigent insane in The Dixmont Hospital Dixmont Allegheny County Pennsylvania.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 67, entitled:

An Act making an appropriation to the Department of Health for the acquisition of land by purchase or condemnation the construction and equipment of a State Health Laboratory the construction of buildings the improvement furnishing and repairs of the State Sanatoria and the Crippled Children's Hospital for the payment by the Commonwealth of a share of the cost of preparing plans and surveys for sewage or industrial waste treatment plants and for the payment by the Commonwealth of a share of the cost of constructing such industrial waste plants for sealing abandoned coal mines for stream clearance including the purchase or condemnation of lands easements or right of ways and the acquisition or construction of pipes conduits or tunnels and pumps and pumping equipment and for experimental and research work relating to the pollution of streams and the prevention thereof.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 156, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at any existing or new State-owned institutions within the Department of Welfare for purchase or condemnation of land for construction of new buildings for repair and alterations to and replacement of existing buildings and for architectural and engineering services fixtures equipment sewage treatment plants water supply electrical and other facilities.

Mr. SNOWDEN, from the Committee on Highways, reported as committed, Senate Bill No. 768, entitled:

An Act to further amend section six of the act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State highways of the Commonwealth; providing for the improvement, maintenance and repair of said State highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same, requiring boroughs and incoroprated towns to maintain certain State highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair for township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by changing certain routes.

Mr. COLEMAN, from the Committee on Education, reported as amended, House Bill No. 854, entitled:

An Act to further amend section two hundred and two of and to add section four hundred and fifty-three to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" creating a departmental administrative board in the Department of Public Instruction known as State Real Estate Commission and fixing qualifications and compensation of members

He also, from the Committee on County Government, reported as amended, House Bill No. 1135, entitled:

An Act conferring upon counties of the second class power to enter upon private property and open and maintain drainage channels along county roads or highways and providing penalty for interference with such drains or ditches

He also, on behalf of Mr. BARR, from the Committee on Elections, reported as committed, Senate Bill No. 774, entitled:

An Act to add section one thousand three hundred nine to the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," requiring reimbursement of counties and of cities of the first class by the Commonwealth for expenses of voting by official military ballots.

Mr. RUTH, from the Committee on State Government, reported as committed, House Bill No. 716, entitled:

An Act to further amend sections one and eleven of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by modifying certain definitions and prescribing the rights and liabilities of withdrawing contributors.

He also, from the Committee on State Government, reported as committed, House Bill No. 1267, entitled:

An Act to further amend subsection (f) of section three and the first paragraph of section four of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 644) entitled "An act to authorize housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof to limit the initiation of the development of such projects until December 31 1943 to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government to acquire or lease such projects and to sell or lease certain projects to the Federal Government to authorize public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activity" by extending the time in which the development of projects may be initiated thereunder

He also, from the Committee on Education, reported as committed, House Bill No. 888, entitled:

An Act to add section one thousand four hundred forty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" establishing maximum term contracts for transportation of pupils and requiring a bond for the faithful performance of such contracts

Mr. GOURLEY, from the Committee on County Government, reported as committed, House Bill No. 977, entitled:

An Act to amend the act approved the seventeenth day of April, one thousand eight hundred seventy-eight, (P. L. 26), entitled "A supplement to an act, entitled 'An act for the regulation and government of the Northampton county prison,' approved the tenth day of May, Anno Domini one thousand eight hundred and seventy-one," by fixing the compensation of prison inspectors.

He also, from the Committee on County Government, reported as committed, House Bill No. 1234, entitled:

An Act to further amend sections one and ten of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties" extending and further regulating such retirement systems

BILLS RE-REFERRED

Mr. STIEFEL, from the Committee on State Government, reported as committed, Senate Bill No. 664, entitled:

An Act providing for the construction of a museum building; and the acquisition and maintenance by the Department of Forests and Waters with the advice of the Bushy Run Battlefield Commission, of lands adjacent to the Bushy Run Battlefield State Park; and making an appropriation.

which was re-referred to the Committee on Appropriations.

He also, from the Committee on State Government, reported as committed, House Bill No. 276, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical Commission to acquire on behalf of the Commonwealth certain land at the recognized site of William Penn's first landing in Pennsylvania in the city of Chester Delaware County as a historical site providing for the control management supervision improvement and maintenance thereof authorizing the Pennsylvania Historical Commission to make and enforce rules and regulations for the preservation and visitation thereof and making an appropriation

Which was re-referred to the Committee on Appropriations.

He also, from the Committee on State Government, reported as committed, House Bill No. 288, entitled:

An Act authorizing the Department of Property and Supplies to acquire by purchase gift lease or condemnation on behalf of the Commonwealth of Pennsylvania land adjacent to the Daniel Boone Homestead or so much thereof as may be necessary to properly honor the pioneer Daniel Boone and the farm where he was born and to provide for the control management supervision improvement preservation and maintenance thereof and making an appropriation

Which was re-referred to the Committee on Appropriations.

He also, from the Committee on State Government, reported as committed, House Bill No. 808, entitled:

An Act authorizing the Department of Property and Supplies acting for the Commonwealth of Pennsylvania to acquire by purchase from the owner thereof a tract of land adjacent to the Pottsgrove Mansion situate in the Borough of Pottstown Montgomery County Pennsylvania and providing for the control management supervision improvement and maintenance thereof by the Pennsylvania Historical Commission

Which was re-referred to the Committee on Appropriations

REPORTS FROM COMMITTEES

Mr. STEEFEL, from the Committee on Appropriations, reported as committed, House Bill No. 139, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at State Teachers Colleges and Cheyney Training School for Teachers the Pennsylvania Soldiers' Orphan School the Thaddeus Stevens In-

dustrial School the Pennsylvania Oral School for the Deaf at Scranton the Pennsylvania State College historical monuments markers or properties in the custody of the Pennsylvania Historical Commission for purchase or condemnation of land for construction of new buildings for repair and alteration to and replacement of existing buildings and for architectural and engineering services for fixtures equipment sewage treatment plants water supply and electrical and other facilities.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 68, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land and the development and use thereof for reforestation for the work of the department with respect to forests and forest land and for the acquisition by purchase condemnation or gift of lands buildings or other properties for State Parks and for the development thereof and for stream channel improvement and other stream clearance of any type for flood control and for encouragement of proper forest practices by private land owner for payment by the Commonwealth of a share of the cost of preparing plans and estimates for the construction of plants for the treatment of industrial waste and for the payment by the Commonwealth of a share of the cost of constructing such plants for conducting experiments and research to determine approved methods for controlling stream pollution and treating acid mine drainage and industrial waste and for the purchase or condemnation of lands easements or right of ways and the acquisition or construction of pipes conduits drains or tunnels and pumps and pumping equipment.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 148, entitled:

A Further Supplement to the act approved the first day of April one thousand eight hundred and sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FALY from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency the Governor, which were laid over for one day under the rules.

MEMBER OF THE STATE BOARD OF EXAMINERS FOR THE REGISTRATION OF NURSES

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 19, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Miss Lillian E. Willetts, 4900 Friendship Avenue, Pittsburgh, Allegheny County, for appointment as a Member of the State Board of Examiners for the Registration of Nurses, for the term of six years, and until her successor is appointed and qualified, vice Miss Margaret R. Gilliland, Clearfield, resigned.

EDWARD MARTIN.

MEMBERS OF THE STATE FOREST COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 20, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the State Forest Commission:

Ned P. Clark, Coudersport, Potter County, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified. (Reappointment)

Stuart E. Weller, Ligonier, Westmoreland County, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified. (Reappointment)

Thomas H. Golden, 632 Edward Avenue, Pottsville, Schuylkill County, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified, vice A. Carlisle Smith, Montrose, resigned.

Edward A. Nicodemus, R. D. No. 2, Waynesboro, Franklin County, until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified, to fill a vacancy.

EDWARD MARTIN.

MEMBERS OF THE CLINTON COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Clinton County Board of Assistance:

Mrs. Esther M. Long (Republican), Flemington, Clinton County, to serve until December 31, 1947, and until her successor is duly appointed and qualified. (Reappointment).

Samuel L. Williams (Republican), 102 Susquehanna Avenue, Lock Haven, Clinton County, to serve until December 31, 1946, and until his successor is duly appointed and qualified. (Reappointment).

Mrs. Ruby A. Brown, (Republican), 161 Fifth Street, Renovo, Clinton County, to serve until December 31, 1946, and until her successor is duly appointed and qualified, vice Mrs. Jennie Rossell, Renovo, whose term expired.

Mrs. Rena Young (Republican), R. D. No. 1, Lock Haven, Clinton County, to serve until Decemer 31, 1947, and until her successor is duly appointed and qualified, vice Mrs. Estella Cummings, Lock Haven, whose term expired.

EDWARD MARTIN.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Otto Stader, 319 East Lancaster Avenue, Ardmore, Montgomery County, for appointment as a Member of the State Board of Veterinary Medical Examiners, to serve until the third Tuesday of January, 1947, and until his successor shall have been appointed and qualified, vice Harry F. Broude, Harrisburg, deceased.

EDWARD MARTIN.

JUSTICE OF THE PEACE, BOROUGH OF POINT MARION, FAYETTE COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alex L. Carlier, Highland Avenue, Point Marion, Fayette County, for appointment as Justice of the Peace in and for the Borough of Point Marion, Fayette County, until the first Monday in January, 1946, vice Mayland Birch, deceased.

EDWARD MARTIN.

ALDERMAN, FIFTH WARD, BEAVER FALLS, BEAVER COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

David Griffiths, 1617 Fifth Avenue, Beaver Falls, Beaver County, for appointment as Alderman in and for the Fifth Ward of the City of Beaver Falls, Beaver County, until the first Monday in January, 1946, to fill a vacancy.

EDWARD MARTIN.

PERMISSION TO ADDRESS SENATE

Mr. COX asked and obtained unanimous consent to address the Senate.

Mr. COX. Mr. President, I desire to interrogate the Chairman of the Committee on Education, the gentleman from Lancaster, Mr. Homsher.

The PRESIDENT. Will the gentleman from Lancaster permit himself to be interrogated.

Mr. HOMSHER. I will, Mr. President.

Mr. COX. Will the gentleman tell me if the Senate Committee on Education, in its meeting today considered House Bill 612, which provides for sick leave for school teachers of Pennsylvania?

Mr. HOMSHER. I did.

Mr. COX. What action did the committee take?

Mr. HOMSHER. The action of the committee was to the effect that the bill should not be reported out.

Mr. COX. I would like to point out to the Senate that this bill, which is extremely important to our educational system, passed the House on March 19 by a vote of 203 to 3. Once again there is demonstrated the growing liberalism of the House as contrasted with the deadly conservatism of the Senate.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, under date of February 6 Senate Bill 269 was introduced which proposed to amend Section 1, Article 9 of the Constitution of the Commonwealth of Pennsylvania, covering the provision on taxes, adding the following:

"Uniformity shall not be required in the case of income, gift and inheritance taxes, which may be graded or graduated and provide for exemption, but all such taxes shall be levied and collected under general laws."

Up to the present, it is said to be the interpretation of the State Supreme Court that under the Constitution a graded income, gift or inheritance tax, with exemptions for low income groups, can not legally be enacted. To accomplish this purpose, the Constitution would have to be amended.

The Constitution should be amended for these reasons:

1. The General Assembly should be free to enact or permit the state's political sub-divisions to enact whatever forms of taxation it deems essential for the raising of revenue necessary to conduct the governmental business.

2. Income taxation, with adequate exemption to allow a decent standard of living, and graded to spread the cost of government fairly over the population, is generally accepted as a sound form of taxation.

3. Pennsylvania's tax structure, according to the Joint State Government Commission, is ripe for decided improvement. Here is what the Commission says:

> "The revenue yield from normal taxes is not sufficient to meet the present operating needs of the Commonwealth. This situation was met in the depression years of 1935 and 1936 by the imposition of emergency taxes and emergency rates superimposed upon normal taxes. While the increase in revenue has been very great, there are many inequities which should be considered in the revision of the tax structure."

It is not necessary at this time to go into a full discussion of the Pennsylvania tax situation to show that the General Assembly should be enabled to consider a proper income tax to strengthen that structure.

We all recognize that this structure is based on a revenue act of 1889, when real estate was depended on to bear the load. Those were the horse and buggy days. Today's means of transportation are far different, faster, and more expensive.

Costs of government have steadily gone up to meet new conditions. Real estate is no longer the main source of value and cannot be the principal source of revenue. We have to move forward.

Faced with the extraordinary and tremendous changes bound to develop out of the war, such as the permanence of recently established industrial plants, international trade demands and consequent shifting of consumer buying power in the postwar years, the General Assembly should have the chance to distribute taxes so they encourage business, build up industry and provide increased good living among the people of our Commonwealth.

Income tax, with adequate exemption and graded up in line with benefits gathered through private enterprise from the growth and progress of our Commonwealth, should be available in whatever extent the General Assembly finds wise to serve the public welfare.

Further, Mr. President, the Governor of the state, in not approving House Bill 568 as passed by the House, said one of the reasons was that he did not want to impose on future administrations the enormous load that would have to be raised by taxes for the support of our school system.

If Senate Bill 269 was passed in this session and passed in the next session of the General Assembly, it could be voted upon in 1947 at the polls, and if the people of Pennsylvania agreed to a graduated income tax, this problem of support of schools would be solved. That is

one reason why we who are members of the 1945 Senate should see to it at once that this bill is reported from committee, passed by both the Senate and the House, and placed in position to pass at the next session in 1947 or a special session, if one be called.

This is one of the solutions that can be used to relieve the now over burdened real estate owner, the small home owner, and also to encourage in the post war period the building of homes, for as it is today, when a man builds a home in Pennsylvania he is penalized for building this home; when he becomes a good citizen by becoming a home owner, he is treated like a criminal by placing a fine on him that he has to carry from year to year.

Therefore, Mr. President, I feel that in addition to solving the school problem, this is also one method of solving the tax situation in Philadelphia, where today they are using a tax which is very unfair, a salary tax.

Therefore Mr. President, I offer the following resolution and ask for its immediate adoption.

RESOLUTION

TO DISCHARGE COMMITTEE ON CONSTITUTIONAL CHANGES FROM FURTHER CONSIDERATION OF SENATE BILL No. 269

Mr. HOLLAND offered the following resolution which was twice read as follows:

In the Senate, May 30, 1945.

Whereas, Senate Bill No. 269, entitled "A joint resolution proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania," was referred to the Committee on Constitutional Changes in the Senate on February 6, 1945, and has not been acted upon by said committee; therefore be it

Resolved, That the Committee on Constitutional Changes is hereby discharged from further consideration of Senate Bill No. 269, entitled "A joint resolution proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania."

RULE 39 SUSPENDED

Mr. HOLLAND. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate adopt the resolution?

Mr. HEYBURN. Mr. President, this is another one of those resolutions to discharge a committee, and its sponsor well knows it can not be successful.

It seems a shame, Mr. President, to use up hours of the time of this Senate in this manner, when we are trying to wind up the session. There are members of this Senate who are in favor of this bill the gentleman talks about, I suppose, but the story is that a majority of the members on the committee are not in favor of it.

Nevertheless, Mr. President, it seems so silly to use up all the time being used in the attempted discharge of these committees, when it has not been done for generations and will not be done for generations to come.

I ask my colleagues to vote against the resolution.

Mr. HOLLAND. The Majority Leader always sees fit, when a resolution is introduced to discharge a committee, to point to a tradition of the Senate, that in the Senate, due to tradition, no committee has ever been discharged.

I want to draw to the attention of the Majority Leader the fact that for years it was a tradition of this Senate for committees not to meet and bills were decided upon in the back rooms and in the bed rooms and the parlor suites of the hotels. I want to draw to the attention of the Senate that the gentleman from Philadelphia, Mr. Woodward, in the last session of the Legislature, had a bill to report and he noticed a little note on the bill and it said, "this is a bad bill; keep it in committee." He did not know who put the note on the bill, neither did the chairman.

Therefore, Mr. President, this is the only parliamentary procedure that is given to us, under parliamentary law, to discharge a committee when we can not have an opportunity to vote for a bill on the floor of this Senate. We are trying to get away from the tradition which has been practiced in this Senate for years by the Republican Majority, because for years we all know committees were governed and controlled by certain interests and the people never did get a bill out that benefited the common man of Pennsylvania. This tradition is a bad tradition, and not one in keeping with the state where the cradle of liberty was founded, and we should not live up to a tradition which is bad and not for the benefit of the people of Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The yeas and nays were required by Mr. HOLLAND and were as follows, viz:

YEAS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

NAYS—32

Becker,	Ealy,	Kephart,	Thomas,
Berger,	Edmonds,	Letzler,	Troutman,
Blass,	Farrell,	Mallery,	Tyler,
Bowers,	Geltz,	Scarlett,	Wade,
Carr,	Heyburn,	Snowden,	Wagner,
Chapman,	Homsher,	Stevenson,	Walker,
Crider,	James,	Tallman,	Wilson,
Crowe,	Jones,	Taylor,	Woodward,

So the question was determined in the negative.

HITLER'S DEATH ANNOUNCED

The PRESIDENT. The Chair has just been handed the following press release, in which the Senators will be interested: "The Hamburg Radio said Hitler died this afternoon."

Mr. DENT. Mr. President, it is a sad commentary on a man's life, when his death gives joy to so many people.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 45, PRINTER'S No. 333

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 45, Printer's No. 333, entitled "An Act to further amend sections three and thirty-nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled 'An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties and repealing existing legislation,' by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years."

EDWARD MARTIN

APPROVED AND SIGNED SENATE BILL No. 48, PRINTER'S No. 331

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 48, Printer's No. 331, entitled "An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled 'An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties' by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years."

EDWARD MARTIN

APPROVED AND SIGNED SENATE BILL No. 210, PRINTER'S No. 37

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 210, Printer's No. 37, entitled "An Act to further amend the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by eliminating the requirements of a periodic enumeration of adults who are not citizens and of persons ten years of age or over who are unable to read write or speak English.

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 224, PRINTER'S No. 174

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 224, Printer's No. 174, entitled "An Act to extend the lien of taxes and municipal claims and the period for the redemption of real property where the commencement of the proceedings or actions for the collection of taxes or municipal claims or sales for the collection thereof are stayed by a court pursuant to the Soldier's and Sailors' Civil Relief Act of 1940 or the period for the redemption of real property expires before the end of six months after termination of the military service of a person having the right to redeem such real property."

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 230, PRINTER'S No. 288

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 230, Printer's No. 288, entitled "An Act to amend the title and the act approved the thirtieth day of April one thousand nine hundred and forty-three (P. L. 145), entitled "An act providing for and regulating the accumulation, investment and expenditures by counties, cities, boroughs, incorporated towns and townships of funds for post war projects." extending the provisions of said act to school districts: and to the expenditure of such funds jointly with the Commonwealth or any department or agency thereof and defining the term 'post war period'"

EDWARD MARTIN.

APPROVED AND SIGNED SENATE BILL No. 482, PRINTER'S No. 169

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 482, Printer's No. 169, entitled "An Act to add section two thousand two point two to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "An act

to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for cooperation of State Teachers' Colleges with other agencies in vocational rehabilitation education of veterans and defense workers.

EDWARD MARTIN.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 44, PRINTER'S No. 328

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 44, Printer's No. 328, for further consideration and amendment.

Accordingly, the original bill is herewith returned.

EDWARD MARTIN.

SENATE BILL No. 44 TAKEN FROM TABLE

Mr. HEYBURN. Mr. President, I call from the table Senate Bill No. 44, recalled from the Governor.

RECONSIDERATION OF SENATE BILL No. 44

Mr. HEYBURN. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 44, entitled:

An Act to further amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," as amended by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye."

Mr. FARRELL. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. FARRELL. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. HEYBURN. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted "aye."

Mr. FARRELL. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. FARRELL. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. HEYBURN. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend page 2, lines 10, 11 and 12 of the title, by striking out, after the word, "years," the following words: "[and providing for the reinstatement of electors' registrations after failing to vote during two calendar years]."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bill of the House, as follows:

House Bill No. 138, entitled:

An Act authorizing the establishment, construction and maintenance of limited access highways and local service highways, and providing for closing certain highways; providing for the taking of private property and for the payment of damages therefor, providing for sharing the costs involved, and for the control of traffic thereover, providing penalties and making an appropriation.

Which was committed to the Committee on Highways.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. EALY. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on May 1, 1945.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Egan J. Durkin, Pittsburgh, 146 Whipple St.
Stanley G. Fincke, Pittsburgh, 500 Keenan Bldg.
Miss Helen M. Kent, Pittsburgh, 1223 Brookline Blvd.

BRADFORD COUNTY

Miss Freda S. Hall, Towanda.

CAMBRIA COUNTY

Miss Catherine Sgro, Ebensburg.

CLEARFIELD COUNTY

Mrs. Violet Buterworth, Chester Hill.

CUMBERLAND COUNTY

Joseph D. Garner, Camp Hill.

DAUPHIN COUNTY

Richard C. Bentz, Millersburg.

DELAWARE COUNTY

Marvin H. New, Upper Darby Twp., 7020 Garritt Rd., Upper Darby.

FAYETTE COUNTY

Mrs. Helen V. Grubb, Uniontown.
Mrs. Alta K. Hunt, Uniontown.

LUZERNE COUNTY

Miss Thelma R. Hooper, West Pittston.

PHILADELPHIA COUNTY

Robert W. Grissom, Phila., 2036-72d Ave.
Mrs. Josephine L. Nowak, Phila., 2622 E. Allegheny Ave. (24).
William J. Seymour, Phila., 1809-11 E. Allegheny Ave., (24).

WESTMORELAND COUNTY

Mrs. Ruth B. Cook, Ligonier.

EDWARD MARTIN.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. EALY and Mr. CHAPMAN, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 248, on concurrence in House amendments, entitled:

An Act to authorize certain persons to take affidavits and acknowledgments in connection with the administration of the affairs of veterans and their dependents making certain offenses punishable as perjury and imposing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 423, as follows:

An Act to add section two thousand three hundred eleven point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing temporarily for payment of State appropriations where schools are closed on account of impassable roads heavy snow or floods or inability to secure fuel for heating

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding after section two thousand three hundred eleven a new section to read as follows

Section 2311.1 When any board of school directors is compelled to close any schools on account of impassable roads heavy snows or floods or inability to secure fuel for heating and therefore is unable to keep such school open for the minimum term required by this act the Superintendent of Public Instruction may pay to such school district any or all of its share of the annual State appropriation as he deems proper

Section 2 The provisions of this act shall become effective immediately upon final enactment and shall continue in effect for a period of two years thereafter

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the final consideration of Senate Bill No. 543, as follows:

An Act relating to establishing and regulating the Port of Chester creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters and prescribing its powers and duties regulating the acquisition transfer construction and use of navigation facilities providing for regulating services and fixing rates for wharfage cranage and dockage authorizing the abatement of nuisances and the correcting of improper conditions and collecting the cost thereof from the owner or occupant of harbor structures prescribing penalties and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Port of Chester is hereby established for purposes of navigation and commerce The Port of Chester shall include the following territory in Delaware County the city of Chester the boroughs of Marcus Hook Trainer Upland Parkside and Eddystone and the townships of Lower Chichester Ridley and Tinicum excepting lands the title of which is vested in a city of the first class and all lands of the Commonwealth to and inclusive of the pierhead or bulkhead lines whichever may be more distant from the shore line of the city of Chester the boroughs of Marcus Hook Trainer Upland Parkside and Eddystone and the townships of Lower Chichester Ridley and Tinicum as said pierhead and bulkhead lines are now or may hereafter be established by the Government of the United States

Section 2 A departmental administrative commission is hereby created in the Department of Forests and Waters to be known as the Commission for the Port of Chester hereinafter referred to as the Commission The Commission shall consist of seven persons four of whom shall be appointed by the Governor by and with the advice and consent of two-thirds of all the members of the Senate one of whom shall be appointed by the Mayor of the city of Chester one of whom shall be appointed by the board of county commissioners of the county of Delaware and the seventh of whom shall be the Secretary of Forests and Waters ex officio All of the members of the Commission except the Secretary of Forests and Waters shall be residents of the county of Delaware Of the members of the Commission first appointed by the Governor one shall be appointed for one year one for two years one for three years and one for four years The first members appointed by the mayor of the city of Chester and the board of county commissioners of the county of Delaware shall be appointed for four years each Thereafter all members of the Commission shall be appointed by the appointing power who appointed the member whose place is to be filled for a full term of four years Members of the Commission shall hold office until their respective successors are appointed and qualified An appointment to fill any vacancy shall be for the unexpired portion of the term and shall be made by the appointing power that appointed the member whose vacancy is to be filled

Section 2 The members of the Commission shall receive no compensation for their services but shall be entitled to necessary traveling expenses reasonably incurred in the performance of their duties to be paid by the Commonwealth The principal office of the Commission shall be in Delaware County at such place as the Commission shall from time to time establish and determine

Section 3 The Commission shall select annually a Chairman and Vice Chairman from its own members and may employ a secretary and such other assistants as may be necessary and proper to keep accurate record minutes and entries of all acts orders rules regulations and business of the Commission

The Vice Chairman of the Commission shall in the absence of the Chairman perform his duties and shall at any time perform such duties as the Chairman shall have requested him in writing to perform and as to such duties shall have authority equal to that of the Chairman

The Commission may also employ a civil engineer and such other officers or employes as are necessary to the proper performance of its duties and the proper transaction of its business The Commission may also retain and appoint an attorney or counsel with the written consent of the Attorney General and fix his salary and define his duties

Section 4 No member of the Commission and no official employe or appointee thereof shall be engaged in any business employment or vocation the duties of which conflict with the financial or economic interests to regulate which the Commission exists No member of the Commission shall participate in any hearing or proceeding in which he has any direct or indirect pecuniary interest As soon as any such direct or indirect pecuniary interest become known to him he shall disclose all the facts concerning the same in writing to the Commission

Section 5 All minutes orders rules and regulations of the Commission shall be open to public inspection at reasonable times at the principal office of the Commission The Commission shall furnish to any person requesting the same true copies of any rules orders or regulations thereof upon payment to the Commission of the reasonable cost of furnishing said copy or copies

Section 6 Four members shall constitute a quorum When four members act as a quorum for any purpose including the making of any order rule or regulation or the ratification of any act order rule or regulation they must act unanimously No vacancy in the Commission shall impair the right of a quorum of the commissioners to exercise all the rights and perform all the duties of the Commission Any investigation inquiry or hearing which the Commission has power to undertake or hold may be undertaken or held by any two or more of the members of the Commission All investigations inquiries or hearings before or by such members shall be deemed to be the investigations inquiries and hearings of the Commission Any determination ruling or order of any two or more members of the Commission but less than a quorum thereof upon any such investigation inquiry or hearing shall not be effective until approved and confirmed by at least a quorum of the Commission and ordered to be filed of record in its office Upon such confirmation and order such determination ruling or order shall be the determination ruling or order of the Commission

Section 7 In any investigation inquiry or hearing the Commission may employ a special agent or examiner who shall have the power to administer oaths and examine witnesses and receive evidence in any place which the Commission having due regard to the public convenience and the proper discharge of its functions and duties may designate The testimony and evidence so taken or received shall have the same force and effct as if taken or received by the Commission or any two or more of the members thereof

Section 8 The Chairman of the Commission shall have power as often as he may deem the work of the Commission requires

(1) To designate the time and place for the holding and conducting of investigations inquiries and hearings

(2) To assign cases to two or more members of the Commission for hearing investigation inquiry study or other proper purpose

(3) To assign cases to special agents or examiners or inspectors for the taking and receiving of testimony and evidence and

(4) To direct and designate officers and employes of the Commission to make investigations inquiries and other like assignments for report to the Commission

Section 9 The jurisdiction of the Commission with respect to its powers and duties shall be confined to the limits of the Port of Chester as constituted and established by this act or by subsequent legislation and shall relate solely to navigation and commerce as specified in this act or otherwise provided by law The Commission shall exercise its powers and perform its duties in accordance with the Administrative Code of one thousand nine hundred twenty-nine except as otherwise specifically provided in this act or otherwise expressly provided by law

Section 10 The Commission shall have power and its duty shall be within the limits of the Port of Chester and relating to the Delaware River and its navigable tributaries

(1) To make surveys and soundings and to prepare plans therefrom and to keep records thereof

(2) To regulate fix and establish bulkhead and pierhead lines and the distance between piers subject to the regulations of the Government of the United States

(3) To adopt and promulgate rules and regulations for the construction extension improvement alteration repair and use of wharves piers bulkheads docks slips and basins

(4) To enforce the laws of the Commonwealth and the rules and regulations of the Commission pertaining to wharves piers bulkheads docks slips and basins for navigation and commerce

(5) To have and to exercise all the rights and powers and to perform all the duties within the Port of Chester as set forth in section one of this act heretofore conferred or imposed on the navigation Commission for the Delaware River and the Board of Commissioners of Navigation for the River Delaware

(6) To have charge control and supervision of all wharf and storage property belonging to the Commonwealth within the Port including all wharves piers bulkheads docks slips basins structures thereon and approaches thereto storage facilities waterfronts lands under water and structures thereon and the appurtenances easements uses reversions and rights belonging thereto now or which may hereafter be owned or possessed by the Commonwealth and of the repairing rebuilding maintaining and protecting said property and every part thereof and of all the cleaning dredging and deepening in and about the same

Section 11 Whenever any owner or occupant shall desire to construct extend alter or improve any wharf or other building in the nature of a wharf or bridge or other harbor structure situate within the Port said owner or occupant shall (1) make application to the Commission stating in writing the nature and extent of such proposed structure extension alteration or improvement (2) file in the office of the Commission the plans and specifications showing fully the proposed structure extension alteration or improvement and (3) produce the deed or deeds or other evidence of title to the premises on which such proposed structure extension alteration improvement or repair is to be erected or made If such proposed structure extension alteration or improvement will encroach upon the waterway the Commission shall give notice of the time and place of hearing such application to all parties interested by advertising twice a week for two successive weeks in two newspapers of general circulation published within Delaware County and by posting notice upon the premises

Each applicant shall pay to the Commission at the time of making said application a filing fee of five dollars ($5.00) to be paid by the Commission into the State Treasury as in the case of other income

Section 12 If after hearing in case of any encroachment upon the waterway or without hearing in case there will be no such encroachment the Commission approves the plans and specifications it shall give its written assent to the application and issue a license for the erection construction extension alteration or improvements applied for recording the license in the office of the Commission in a book to be kept for that purpose A copy of the license certified by the Commission shall be sent to the Secretary of Forests and Waters and to such other State or governmental department commission bureau or board as the Secretary may from time to time direct Said license shall also contain a condition requiring the licensee to apply for and obtain a permit from the Water and Power Resources Board according to law and shall not be valid until a permit is so applied for and obtained

Section 13 In all cases where any license or order has been or shall be given or made permitting the erection construction extension alteration or improvement of any wharf pier or harbor structure beyond low-water mark of the waterways herein described the person or persons to whom such license or order shall be granted shall within six months from the date of the license or order commence the work for which the license or order shall have been granted and shall prosecute such work with due diligence to completion otherwise the license or order shall become void

Section 14 Whenever any owner or occupant shall desire to construct extend alter or improve (1) any structure to be erected or already erected on ground supported by bulkheads and to be used or already used for the purpose of loading or unloading passengers or freight on or from vessels or (2) any structure to be physically connected or already used as appurtenant to any wharf or structure hereinbefore described situate within any city borough or township within the Port and for such purpose shall have applied for a permit from the building inspector thereof the building inspector shall notify the Commission of such application and shall thereafter grant the permit applied for only when the application shall have received the approval of the Commission which it is hereby empowered to grant

Section 15 If any person shall construct alter or improve any wharf pier or harbor structure below low-water mark without first having obtained a license therefor such wharf or building or harbor structure shall be deemed a public nuisance and such person or persons shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not more than five hundred dollars ($500.00) or to undergo imprisonment for not more than six months or both In any case where the nuisance shall be in existence at the time of the conviction and sentence it shall be lawful for the court in its discretion to direct either the defendant or the sheriff at the expense of the defendant to remove the same

Section 16 In all cases were the owners or occupants of adjoining wharves docks landings or river front or any part thereof within the Port shall disagree as to the proper apportionment of the wharfage or dockage payable to them in accordance with their titles or rights by persons making use of the same or by vessels lying in front thereof it shall be the duty of the Commission upon written application of one or more of such persons and after notice

to the parties interested and in accordance with the established customs and usages of the Port or place where such wharves docks landings or river front may be located or where there is no such usage then as justice and equity may require to determine the relative proportions of such wharves and docks belonging to the several proprietors of said adjoining wharves docks landings on river front or any part thereof Nothing herein shall be construed to authorize the Commission to take cognizance of any question involving the title or right to possession of such property Such jurisdiction and the power to enforce the rights of the owners or occupants shall remain as heretofore in the proper courts of law

Section 17 The Commission after a hearing of the parties in interest is authorized to regulate the services and to fix the rates for wharfage cranage and dockage

Section 18 Any person aggrieved by any decision of the Commission granting or refusing in whole or in part any application for a license to erect construct extend alter or improve any wharf pier or bulkhead or other harbor structure or as to any other matter or thing under this act may within thirty (30) days after the date of the decision appeal from the action of the Commission by presenting a petition to the Court of Common Pleas of Delaware County setting forth the facts of the case and the ground of the petitioner's complaint Thereupon the court having first caused due notice of the presentation of the petition and of the time fixed for the hearing thereof to be given to the Commissioners and to all persons interested therein shall proceed to hear and determine the petition and shall make such order in the premises as justice and equity may require The order of the court shall be final and conclusive On the hearing on such petition the court may appoint a commissioner to take testimony to be used at the hearing and to make such order for the payment of the costs by one or more of the parties to the proceedings as justice may require

Section 19 At least once a month and before the tenth day thereof the Chairman of the Commission shall certify to the Commission for their audit and approval all money received during the preceding month with the sources thereof and all expenditures made in said month with the purpose thereof

Section 20 The Commission shall make an annual report to the Governor at the close of each fiscal year setting forth an itemized account of its income and expenditures the amount of property owned and acquired by the Commonwealth during the year and subject to the control or jurisdiction of the Commission the cost of said property the condition thereof and the number of ships vessels and boats arriving and departing and their net and gross tonnage

Section 21 All books records maps applications and permits of the Navigation Commission for the Delaware River and its navigable tributaries relating to properties and matters within the Port of Chester shall be available to and open to the inspection of the Commission for the Port of Chester All rules regulations orders and permits heretofore issued by the said Navigation Commission relating to any matter or thing within the Port of Chester shall be and remain in full force and effect unless and until suspended by a rule regulation or order lawfully made by the Commission hereby created

Section 22 Any person who shall knowingly fail to comply with any rule regulation or order made by the Commission as to matters within its jurisdiction or shall the Commission in the performance of its duties shall obstruct or prevent or attempt to obstruct or prevent be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay for each offense a fine not exceeding five hundred dollars ($500.00) or to undergc imprisonment for one year or both at the discretion of the court

Section 23 The sum of five thousand dollars ($5,000) or as much thereof as may be necessary is hereby appropriated to the Commission for the purpose of carrying out the provision of this act

Section 24 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 25 The provisions of this act shall become effective on the first day of June one thousand nine hundred forty-five

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. STIEFEL. Mr. President, I ask that the roll be verified.

The PRESIDENT. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Becker,	Crowe,	Mallery,	Troutman,
Berger,	Ealy,	Scarlett,	Tyler,
Blass,	Geltz,	Snowden,	Wade,
Bowers,	Heyburn,	Stevenson,	Wagner,
Carr,	Homsher,	Tallman,	Walker,
Chapman,	Jones,	Taylor,	Wilson,
Crider,	Letzler,	Thomas,	

The PRESIDENT. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Barr,	Farrell,	Klein,	Rosenfeld,
Coleman,	Gourley,	Leader,	Ruth,
Cox,	Haluska,	Margie,	Stiefel,
Dent,	James,	McCreesh,	Woodring,
DiSilvestro,	Jaspan,	McGinnis,	Woodward,
Edmonds,	Kephart,		

The PRESIDENT. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27

Becker,	Crowe,	Mallery,	Troutman,
Berger,	Ealy,	Scarlett,	Tyler,
Blass,	Geltz,	Snowden,	Wade,
Bowers,	Heyburn,	Stevenson,	Wagner,
Carr,	Homsher,	Tallman,	Walker,
Chapman,	Jones,	Taylor,	Wilson,
Crider,	Letzler,	Thomas,	

NAYS—22

Barr,	Farrell,	Klein,	Rosenfeld,
Coleman,	Gourley,	Leader,	Ruth,
Cox,	Haluska,	Margie,	Stiefel,
Dent,	James,	McCreesh,	Woodring,
DiSilvestro,	Jaspan,	McGinnis,	Woodward,
Edmonds,	Kephart,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the final consideration of Senate Bill No. 626, as follows:

An Act to add section one point one to the act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commisisoners including the enforcement of certain existing laws and prescribing penalties" by further limiting the operation of motor boats on certain waters

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-eighth day of May one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties" is hereby amended by adding after section one a new section to read as follows

Section 1.1 No motor boat of more than five horse power shall be operated on the inland waters of this Commonwealth in locations where such waters are one hundred eighty (180) feet or less in width

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Farrell,	Klein,	Snowden,
Becker,	Geltz,	Leader,	Stevenson,
Berger,	Gourley,	Letzler,	Stiefel,
Blass,	Haluska,	Mallery,	Tallman,
Bowers,	Heyburn,	Margie,	Thomas,
Chapman,	Holland,	McCreesh,	Troutman,
Coleman,	Homsher,	McGinnis,	Tyler
Cox,	James,	Rosenfeld,	Wagner,
Crowe,	Jaspan,	Ruth,	Wilson,
Dent,	Jones,	Scarlett,	Woodward,
DiSilvestro,			

NAYS—9

Carr,	Edmonds,	Taylor,	Walker,
Crider,	Kephart,	Wade,	Woodring,
Ealy			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the final consideration of Senate Bill No. 662, as follows:

An Act providing for the issuance of certified copies of any public record by officers of the Commonwealth and its political subdivisions free of charge to certain veterans his agent or representatives of the United States Veterans' Administration

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever application shall be made to the proper officer of this Commonwealth or any of its political subdivisions by any veteran of any war in which the United States has been is now or shall hereafter be engaged or by any agent representative or guardian of any veteran or by a representative of the United States Veterans' Administration for a certified copy of any public record in connection with an application for any benefits made available through the United States Veterans' Administration and needed to determine the eligibility of the veteran for such benefits the official charged with the custody of such public record shall without charge provide the certified copy required

If any public official has issued certified copies of any record as provided in this section prior to the effective date hereof such official shall not be held accountable for fees not collected

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the final consideration of House Bill No. 827, as follows:

An Act relating to the liabilities of elected and appointed officers of the various political subdivisions and limiting surcharges to the actual financial loss sustained

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 No elected or appointed official of any political subdivision shall be surcharged for any act error or omission in excess of the actual financial loss sustained by the political subdivision by reason thereof and the surcharge of any such official shall take into consideration as its basis the results of such act error or omission and the results had the procedure been strictly according to law

Section 2 The provisions of this act shall not apply to cases involving fraud or collusion on the part of such officers nor to any penalty enuring to the benefit of or payable to the Commonwealth

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 4 The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 40, as follows:

An Act to amend or further amend the title and sections one five seven nine and ten of the act approved the eighth day of June one thousand nine hundred seven (P. L. 496) entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefor" excepting the Port of Chester from certain provisions of said act and from the jurisdiction of the Navigation Commission for the Delaware River and its navigable tributaries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the eighth day of June one thousand nine hundred seven (P. L. 496) entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefor" is hereby amended to read as follows

An Act to establish a [Board of Commissioners of Navigation for the River Delaware] Navigation Commission for the Delaware River and its navigable tributaries as a departmental administrative commission in the Department of Forests and Waters regulating [their] its jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class and the Port of Chester from certain of its provisions [and making an appropriation therefor]

Section 2 Section five of said act as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-one (P. L. 297) is hereby further amended to read as follows

Section 5 The commissioners shall have power to make surveys and soundings to ascertain the capacities of the aforesaid river and its navigable tributaries for commercial purposes and to prepare plans therefrom and to keep records thereof They shall also have power to regulate fix and establish bulkhead and pierhead lines and the distance between piers subject to the regulation of the United States Government to adopt and promulgate rules and regulations for the construction extension alteration improvement and repair of wharves piers bulkheads docks slips and basins Provided That for the purposes of this section the commissioners shall not have jurisdiction within any city of the first class nor within the Port of Chester

Section 3 Section seven of said act as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1960) is hereby further amended to read as follows

Section 7 Whenever any person or persons association other than a corporation corporation or municipal corporation shall desire to construct extend or alter any wharf or pier or to erect extend alter or improve any bridge or other harbor structure wholly within the State into or on the aforesaid river and its navigable tributaries such person persons association other than a corporation corporation or municipal corporation shall make application to the president of the commisisoners stating in writing the nature and extent of such intended wharf pier or other harbor structure or building in the nature of a wharf or harbor structure aforesaid and file in the office of the president of the commisisoners plans and specifications showing fully the proposed erection construction extension alteration or improvement and produce their deed or deeds or other evidence of title to the property to be so occupied altered or improved Every such application shall be accompanied by a filing fee of five dollars ($5.00) to be paid into the State Treasury through the Department of Revenue Upon receipt of any such application the president of the commissioners shall give notice of the time and place of hearing such application to all parties interested by advertising twice a week for two successive weeks in two newspapers of general circulation published within the county in which such work is to be done and by posting such notice upon the premises referred to in such application and if the commissioners upon said hearing shall approve the plans and specifications offered in such application they shall give their assent and issue a license for the erection construction extension alteration or improvement for which application shall have been made and cause the same to be recorded in the office of the president of the commissioners in a book to be kept by the said president of the commissioners for that purpose and the record of the issuance of every license certified to the Secretary of Forests and Waters and to the Water and Power Resources Board and such license shall not be unreasonably withheld Provided That for the purposes of this section the Commissioners shall not have jurisdiction within any city of the first class nor within the Port of Chester All such licenses hereafter granted shall contain a condition imposing upon the licensee the duty of keeping slips or docks free and clear of silt and other deposits or refuse so as to maintain a navigable depth therein to the extent fixed in the license Such license shall also contain a condition requiring the licensee to apply for and obtain a permit from the Water and Power Resources Board and to pay such encroachment charges as said board may fix according to law No license hereafter granted shall be valid until a permit is granted by the Water and Power Resources Board

Section 4 Section nine of said act is hereby amended to read as follows

Section 9 Whenever the owner or owners or lessee or lessees of any wharf pier or bulkhead shall fail to keep and maintain the adjoining dock or docks cleaned and free from obstruction it shall be lawful for the President of the Commissioners upon default for thirty days after the service of notice on such owner or owners lessee or lessees to clean or cause said dock or docks to be cleaned and freed from obstructions and to apportion the expense thereof among the owner or owners lessee or lessees of the wharves piers and bulkheads adjoining such dock or docks in proportion to the extent of their wharves piers or bulkheads having the privilege of use of such dock or docks and to collect the cost and expense of the same by filing liens thereof in the name

of the Commonwealth of Pennsylvania and issuing process thereupon as is provided by law in the case of liens filed for work done by a municipal corporation and all liens for the said work shall be filed by the Attorney General of the Commonwealth and shall have the same force and effect as in the case of liens for municipal work under existing laws Provided that for the purposes of this section the Commissioners shall not have jurisdiction within any city of the first class nor within the Port of Chester

Section 5 Section ten of said act as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1960) is hereby further amended to read as follows

Section 10 The Navigation Commission after a hearing of the parties in interest is authorized to regulate the services and to fix the maximum rates for wharfage cranage and dockage Provided That for the purposes of this section the commissioners shall not have jurisdiction within any city of the first class nor within the Port of Chester

Section 6 The provision of this act shall become effective the first day of June one thousand nine hundred forty-five

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WOODWARD. Mr. President, on these two Delaware county bills, Senate Bill 40 and Senate Bill 543, I have a mandate from the Republican Caucus to say nothing. I am reduced to my peroration, consisting of seven words, and they are: I wish there were no Delaware county.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27

Becker,	Crowe,	Mallery,	Troutman,
Berger,	Ealy,	Scarlett,	Tyler,
Blass,	Geltz,	Snowden,	Wade,
Bowers,	Heyburn,	Stevenson,	Wagner,
Carr,	Homsher,	Tallman,	Walker,
Chapman,	Jones,	Taylor,	Wilson,
Crider,	Letzler,	Thomas,	

NAYS—23

Barr,	Farrell,	Kephart,	Rosenfeld,
Coleman,	Gourley,	Klein,	Ruth,
Cox,	Haluska,	Leader,	Stiefel,
Dent,	Holland,	Margie,	Woodring,
DiSilvestro,	James,	McCreesh,	Woodward,
Edmonds,	Jaspan,	McGinnis,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 48, as follows:

An Act to further amend section four hundred one of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by exempting trailers and semi-trailers from registration when used exclusively for the business of farming

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred one of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 401 Registration of Motor Vehicles Trailers and Semi-Trailers Required

(a) Except as is hereinafter provided no motor vehicle trailer or semi-trailer shall be operated upon any highway in this Commonwealth until such motor vehicle trailer or semi-trailer shall have been properly registered with the department as hereinafter provided and the registration plate or plates that have been issued for the vehicle for the current year are received and displayed as required by this act and no motor vehicle shall be registered until a certificate of title has been obtained therefor

(b) The owner of a foreign vehicle operated within this Commonwealth for the transportation of persons for compensation either regularly according to schedule or for a period exceeding thirty (30) days in the calendar year unless exempted from registration under the terms of a reciprocity agreement shall register such vehicle and pay the same fees therefor as are required for like vehicles owned by residents of this Commonwealth

(c) Every nonresident including any foreign corporation carrying on business within this Commonwealth and owning and regularly operating in such business any motor vehicle trailer or semi-trailer within this Commonwealth unless exempted from registration under the terms of a reciprocity agreement shall be required to register each such vehicle and pay the same fee therefor

as is required with reference to like vehicles owned by residents of this Commonwealth

(d) Motor vehicles [trailers and semi-trailers] determined by the department to be used exclusively by any person or his agents and employes upon the farm or farms he owns or operates or upon highways connecting by the most direct route any farms or portions of farms all of which are situated in any one county or county next adjoining thereto and under the single ownership or operation of such person shall be exempt from registration on issuance by the department of a certificate of exemption Provided That motor vehicles [trailers and semi-trailers] exempt from registration under this act may be operated upon highways connecting by the nearest route such farm or farms and the nearest official inspection station for purposes of inspection as provided for in this act

(e) Trailers and semi-trailers used exclusively by a person who owns or operates a farm or his agents or employes for purposes pertaining to the operation of such farm shall be exempt from registration and may be operated for such purposes upon the highways

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 69, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million nine hundred eighty thousand dollars ($1,980,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-five for the general maintenance of the University and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the University of Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 86, as follows:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five thousand dollars ($5,000) or as much thereof as may be necessary is hereby specifically appropriated for the several fire companies of the city of Harrisburg Pennsylvania as compensation for protection from and extinguishment of any fire or fires that may occur in or on the Capitol buildings or grounds for the two fiscal years beginning June first one thousand nine hundred and forty-five Said sum to be distributed among said companies in equal amounts

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House

of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 87, as follows:

An Act making an appropriation to the Women's Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thirty-two thousand dollars ($132,000) or as much thereof as may be necessary is hereby specifically appropriated to the Women's Medical College of Pennsylvania located at East Falls Philadelphia Pennsylvania for the support and promotion of medical education for the two fiscal years beginning June first one thousand nine hundred forty-five payment to be made according to law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	**Stiefel,**
Becker,	**Edmonds,**	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	**Haluska,**	**McCreesh,**	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	**Homsher,**	Ruth,	Walker,
Crider,	James,	**Scarlett,**	Wilson,
Crowe,	**Jaspan,**	Snowden,	Woodring,
Dent,	Jones,	**Stevenson,**	**Woodward,**
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 88, as follows:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State Property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand dollars ($1,000) is hereby specifically appropriated to the Cresson Volunteer Fire company for the two fiscal years beginning June first one thousand nine hundred and forty-five for the protection of State property at the Cresson Sanitorium

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	**Ealy,**	Klein,	**Stiefel,**
Becker,	**Edmonds,**	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Berger,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	**Haluska,**	McCreesh,	**Tyler,**
Chapman,	Heyburn,	**McGinnis,**	**Wade,**
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	**Homsher,**	Ruth,	**Walker,**
Crider,	James,	**Scarlett,**	Wilson,
Crowe,	**Jaspan,**	**Snowden,**	Woodring,
Dent,	Jones,	**Stevenson,**	**Woodward,**
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 90, as follows:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 An appropriation is hereby made to the Elwyn Training School of Elwyn in the County of Delaware Commonwealth of Pennsylvania for the maintenance of six hundred (600) wards of the State at four hundred and thirty ($430) per capita per annum and the sum of five hundred and sixteen thousand dollars ($516,000) or as much thereof as may be necessary is hereby specifically appropriated to the said institutions for the purpose stated to cover the two fiscal years beginning June first one thousand nine hundred and forty-five

Section 2 The appropriation made by section one of this act is made on the condition that every mental defective admitted to the Elwyn Training School after the effective date of this act as a ward of the Commonwealth

1 Shall be selected by the Department of Welfare from a list submitted from time to time to the department by the board of directors of the school

2 Shall have been previously investigated by the Department of Revenue for the purpose of determining the extent if any such mental defectives or those legally liable for his or her support may be financially able to pay the cost of the maintenance of such person in the school

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	**Ealy,**	Klein,	**Stiefel,**
Becker,	**Edmonds,**	Leader,	**Tallman,**
Berger,	Farrell,	Letzler,	**Taylor,**
Blass,	**Geltz,**	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr	**Haluska,**	**McCreesh,**	Tyler,
Chapman,	Heyburn,	**McGinnis,**	**Wade,**
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	**Snowden,**	Woodring,

Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 91, as follows:

An Act making an appropriation to the National Farm School at Doylestown Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty-eight thousand five hundred dollars ($38,500) or so much thereof as may be necessary is hereby specifically appropriated to the National Farm School at Doylestown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 119, on third reading, entitled:

An Act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 140, as follows:

An Act making an appropriation to aid certain school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million dollars ($1,000,000) is hereby specifically appropriated to the Department of Public Instruction for the purpose of aiding financially handicapped and distressed school districts in such sums and in such manner as the Superintendent of Public Instruction shall determine and for defraying the necessary cost for the administration thereof

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 141, as follows:

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred thousand dollars ($300,000) or as much thereof as may be necessary be and the same is hereby specifically appropriated to Sleighton Farm School for Girls situate in Delaware County Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred forty-five for the purpose of maintenance

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 142, as follows:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of four hundred eighteen thousand eight hundred and twenty-five dollars ($418,825) or as much thereof as may be necessary is hereby appropriated to the Department of Welfare for the two fiscal years beginning June first one thousand nine hundred forty-five to be by it paid to the homes hereinafter designated in the amounts hereinafter specified for the purpose of the maintenance of such homes in the manner prescribed by law

Aged Colored Women's Home Williamsport .....$	825
Allegheny Temporary Home for Children	3,400
Almira Home Association New Castle	5,000
Children's Home of Bradford	2,000
Beaver County Children's Home New Brighton ..	4,000
Benevolent Association's Home for Children Pottsville	1,500
Berean Manuel Training School	24,000
Boys' Industrial Home Oakdale	9,300
Chester Day Nursery and Children's Boarding Home	1,500
Children's Aid Society of Franklin County	2,000
Children's Aid Society of Pennsylvania Philadelphia	58,000
Children's Aid Society of Western Pennsylvania Pittsburgh	24,000
Children's Home of Easton	7,000
Children's Home of York	3,500
Children's Home of South Bethlehem	4,000
Children's Industrial Home Harrisburg	12,800
Christian Home of Johnstown	3,500
Colored Children's Bureau Philadelphia	7,500
Colored Women's Relief Association of Western Pennsylvania	1,700
Curtis Home for Girls	4,000
Erie Home for Friendless changed to Sarah A Reed Home	9,000
Erie Infant's Home and Hospital	2,000
Florence Crittenton Home Erie	1,000
Florence Crittenton Home Philadelphia	2,000
Florence Crittenton Home Williamsport	700
Friend's Home for Children Philadelphia	2,100
George Jr Republic Association Grove City	12.000
Home for Aged Philadelphia	4,000
Home for Aged Couples Philadelphia	1,400
Home for Aged Infirm Women Easton	4,500
Home for Aged and Infirm Colored Women Pittsburgh	3,200
Home for Colored Children Pittsburgh	1,800
Home for Friendless Children Reading	1,000
Home for Friendless Williamsport	7,500
Home for Friendless Women Scranton	6,100
Home of Industry for Discharged Prisoners Philadelphia	2,400
Home for Veterans of G A R and Wives Philadelphia	14,500
Home for Widows and Single Women Lebanon ..	2,500
Home for Widows and Single Women Reading ..	4,000
Industrial Home for Crippled Children Pittsburgh	15,000
Ladies G A R Home Hawkins Station	19,200
Margaret Henery Children's Home New Castle ..	600
Meadville Children's Aid Society and Home for Aged	4,500
Nazarene Home for Aged Philadelphia	3,500
Northern Home for Friendless Children Philadelphia	14,000
Northern Tier Home Harrison Valley	2,400
Pennsylvania Memorial Home at Brookville	9,400
Pennsylvania Association for Blind Harrisburg ..	30,000
Pennsylvania Society to Protect Children from Cruelty Philadelphia	3,000
Pennsylvania Working Home for the Blind Philadelphia	10,000
Pittsburgh Home for Babies	10,000
Pittsburgh and Allegheny Home for Friendless ..	5,000
Seamen's Church Institute Philadelphia	12,000
Tabor Home for Children Doylestown	6,000
United Charities Home for Children Hazleton ..	2,000
Union Home for Old Ladies Philadelphia	3,000
Westmoreland County Children's Aid Society ..	6,000
York County's Blind Center	1,000
Zoar Home for Mothers Babies and Convalescents Allison Park Allegheny County	1,000

Section 2 Notwithstanding the provisions of section one of this act no part of the appropriation made to the Department of Welfare thereunder shall be paid to any home therein named if such home is a denominational or sectarian institution corporation or association

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 145, as follows:

An Act making an appropriation to The Glen Mills Schools situate in Delaware County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of three hundred and ten thousand dollars ($310,000) or as much thereof as may be necessary be and the same is hereby specifically appropriated to The Glen Mills Schools situate in Delaware County Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred forty-five for the purpose of maintenance

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 147, as follows:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers sailors marines female field clerks yeomen (female) and nurses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty thousand dollars ($20,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs to be used during the fiscal biennium beginning June first one thousand nine hundred forty-five for paying gratuities for the children between the ages of sixteen and twenty-one years of soldiers sailors marines female field clerks yeomen (female) or members of the enlisted nurse corps of the United States who die or have died of Spanish-American War or World War service connected disabilities as certified from veteran administration records Such children must have lived in the Commonwealth of Pennsylvania for five years immediately preceding the date upon which the application is filed

Section 2 Gratuities shall be paid out of the appropriation made by this act for the account of such children as shall be certified by the State Veterans' Commission (1) as coming within the class described in section one of this act and (2) as attending any State or State-aided educational or training institution of a secondary or college grade or other institution of higher education business school trade school hospital providing training for nurses school or institution providing courses in beauty culture art radio or undertaking or embalming or such other educational training within this Commonwealth as approved by the State Veterans' Commission and (3) as being unable without such gratuity to pursue his or her education or training Payments not to exceed the sum of two hundred dollars ($200) per school year per child shall be made to such institutions upon the submission by them of proof that bills have been incurred or contracted for matriculation fees and other necessary fees tuition board room rent books and supplies for such children in a definite amount for the school year Such proof shall be submitted to the State Veterans' Commission which shall attach the same to the requisitions prepared for payments out of the appropriations made by this act

Where a child within the class described is completing an educational or training course and arrives at the age of twenty-one years before completing the course the gratuity may be paid until the course is completed Provided however That gratuities may not be paid for any child for a longer period than four scholastic years

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 151, as follows:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of six hundred dollars ($600) or as much thereof as may be necessary is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred forty-five to be paid to the treasurer of Elk Township Warren County Pennsylvania for the purpose of improving and maintaining in good repair the public roads and highways passing through the Cornplanter Indian Reservation in said township and for the purpose of improving and replacing bridges and their abutments on such roads and highways Said money shall be paid on warrant drawn on the State Treasurer by the Auditor General and shall be disbursed under the direction of the supervisors of Elk Township

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 152, as follows:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million five hundred thousand dollars ($1,500,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of Temple University at Philadelphia for the two fiscal years beginning June first one thousand nine hundred and forty-five for the general maintenance of the university and the purchase of such apparatus and equipment as the Trustees may deem necessary for the best interests of the university

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 153, as follows:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-two thousand six hundred dollars ($72,600) or as much thereof as may be necessary is hereby specifically appropriated to the Downingtown Industrial and Agricultural School at Downingtown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 157, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the support of the School of Veterinary Medicine

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred fifty thousand dollars ($350,000) or as much thereof as may be necessary is hereby appropriated to the Trustees of the University of Pennsylvania for the fiscal biennium beginning June first one thousand nine hundred and forty-five for the support of the School of Veterinary Medicine of the University of Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 158, as follows:

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred ten thousand dollars ($110,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the College of Lincoln University Chester County for the two fiscal years beginning June first one thousand nine hundred and forty-five for the general maintenance of the university and the purchase of such apparatus and equipment as the trustees may deem for the best interests of the university

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 160, as follows:

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission for payment of lands acquired by condemnation and of the necessary expenses incurred incident thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-two thousand five hundred dollars ($72,500) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the use of the Valley Forge Park Commission for the payment of lands acquired by condemnation under authority duly granted by law for payment of all necessary and proper expenses incurred incidental to each acquisition and for which payment has not been made No part of the money hereby appropriated shall be used for acquiring lands in addition to those heretofore lawfully purchased or acquired by condemnation

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 168, as follows:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-nine thousand dollars ($79,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the two fiscal years beginning June first one thousand nine hundred and forty-five for aid to free public non-sectarian county libraries and for the purchase and transportation of books to be used for demonstration and circulation purposes to carry into effect the provisions of the act approved the twenty third day of June one thousand nine hundred and thirty one (P. L. 1203) entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries and making an appropriation"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 174, as follows:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eighty-seven million five hundred thousand dollars ($87,500,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Assistance for the payment of assistance and administrative expenses as provided by the Public Assistance Law and for the payment of attorney's fees and court costs necessary for the proper conduct of the work of the Department of Public Assistance for the two fiscal years beginning June first one thousand nine hundred forty-five and for the payment of assistance and administrative expenses attorneys' fees and court costs accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-five

Section 2 Out of the moneys appropriated by section one of this act the Department of Public Assistance shall allocate funds from time to time for the several assistance programs (old age assistance aid to dependent children pensions for the blind general assistance and other programs provided by the Public Assistance Law) for administrative expenses of the several county boards of assistance for such administrative expenses incurred by the department which are chargeable to such boards and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the Department

Section 3 Out of the moneys appropriated by section one of this act quarterly allocations shall be made to the Department of the Auditor General and the Treasury Department respectively in such amounts as may be deemed necessary to pay the administrative expenses of such departments in auditing and disbursing appropriations for or relating to public assistance including any Federal sums supplementing such appropriations In the case of the Department of the Auditor General said allocations shall be made by the Governor President pro tempore of the Senate Speaker of the House of Representatives and the Auditor General or a majority thereof and in the case of allocations made to the Treasury Department such allocations shall be made by the Governor President pro tempore of the Senate Speaker of the House of Representatives and the State Treasurer or a majority thereof

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 176, on third reading, entitled:

An Act to add sections eight point one and eight point two to the act approved the thirtieth day of March one thousand nine hundred three (P. L. 106) entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied are delinquent and remain unpaid" by fixing the interest of the various taxing authorities having taxes or claims against property sold under the provisions of said act by the treasurer of any city of the second class and providing for the distribution of moneys received as income from or resale of any such property purchased by the city at such tax sale

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 191, as follows:

A Supplement to the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by

the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" establishing an additional route in the city of Altoona

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In addition to the city streets adopted as State highways in the city of Altoona by the act to which this is a supplement and in order to complete a two-way traffic State highway east and west through said city the following section of city streets in said city is hereby adopted to be taken over and to be maintained and constructed at the expense of the Commonwealth upon the terms and conditions and subject to the limitations and conditions provided in the act to which this is a supplement

Beginning at the intersection of Seventh Avenue with Thirty-first Street and Sixth Avenue thence over Seventh Avenue in an easterly direction to the intersection of Seventh Avenue with Bellwood Avenue thence over Bellwood Avenue in a southeasterly direction to the intersection of Bellwood Avenue with Sixth Avenue and Kettle Street a distance of about 2.5 miles

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 214, as follows:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars ($100,000) or as much thereof as may be necessary is hereby appropriated to The Franklin Institute of the State of Pennsylvania at Philadelphia for the two fiscal years beginning the first day of June one thousand nine hundred forty-five for the purpose of the maintenance of said institute

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 215, as follows:

An Act making an appropriation to the Orlando S Johnson Industrial School of Scranton Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars ($50,000.00) is hereby specifically appropriated to the Orlando S Johnson Industrial School of Scranton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-five for the purpose of maintenance and the purchase of supplies and equipment to be paid according to law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,

Dent	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 216, as follows:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred thousand dollars ($200,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-five for the purpose of maintenance of a school of medicine

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 306, as follows:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" providing for the filling of vacancies in the office of city treasurer prescribing qualifications of persons so appointed and regulating the appointment of deputy controllers and the responsibility and liability of controllers for their action and conduct

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 802 1708 and 1709 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" are hereby amended to read as follows

Section 802 Vacancy in Office of Treasurer Any vacancy in the office of city treasurer shall be filled by the council [and the person so chosen to fill the same shall serve during the unexpired term of said officer] within thirty (30) days after the happening of such vacancy by electing a qualified elector who shall be a competent accountant and shall have been a resident of the city and an elector thereof for at least three years previous to his election to serve until the expiration of the term of said office If such vacancy is not filled by city council within the time herein required the court of common pleas of the county upon petition of ten or more qualified electors of the city shall fill such vacancy by the appointment of a qualified person

Section 1708 Appointment of Deputy Controller Powers Responsibility The city controller may appoint a deputy controller subject to the approval of council who in case of the sickness absence or inability of such controller to act shall have the same powers and shall perform the same duties as are imposed by law upon the city controller [In the case of such appointment the said] The controller shall in all cases be responsible and liable for the [acts] action and conduct of such deputy Such deputy controller shall furnish such bond and receive such compensation as shall be fixed by council

Section 1709 Appointment of Temporary Deputy by Council Bond Compensation In case of the sickness absence or inability of a city controller and when no deputy shall have been appointed by him the council of such city [may elect] shall appoint a deputy controller to serve during the sickness absence or inability of said controller [or until such controller shall appoint a deputy as aforesaid] who shall furnish such bond and receive such compensation as shall be fixed by council

Section 2 The provisions of this act shall become effective immediately upon its final enactment but shall not operate to increase the salary of any officer now in office

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 324, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvements of the Daniel Boone Homestead

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty-nine thousand dollars ($39,000) is hereby appropriated to the Pennsylvania Historical Commission for the Daniel Boone Homestead for the two fiscal years beginning June first one thousand nine hundred forty-five for the construction of a comfort station with sewage disposal and water for the same and of a bath house with toilet with sewage disposal and water for same and of a farm blacksmith shop and for completion of the barn and the Homestead and for the construction of facilities for week-end campers and for the construction alteration and repair of a caretaker's house garage and barn and for the purchase of furniture and household furnishings for the Homestead and farming implements machinery and wagons for the barn and for use in cultivating the land and for the purchase of articles of historical interest to the public and for fencing grading and planting and for other incidental and contingent expenses on the Homestead property

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 325, as follows:

An Act making an appropriation to the Pennsylvania Department of Highways for roads paths and parking areas on the Daniel Boone Homestead property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten thousand dollars ($10,000) is hereby appropriated to the Department of Highways of the Commonwealth of Pennsylvania out of the Motor License Fund for the two fiscal years beginning June first one thousand nine hundred forty-five for the payment of salaries wages materials and other incidentals for the construction improvement grading and planting of roads paths and parking areas and other incidental and contingent expenses on the Daniel Boone Homestead a property of the Commonwealth administered by the Pennsylvania Historical Commission

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 344, as follows:

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania increasing the maximum amount of State debt to supply deficiencies in revenue

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section four of article nine is hereby amended to read as follows

Section 4 No debt shall be created by or on behalf of the State except to supply casual deficiencies of revenue repel invasion suppress insurrection defend the State in war or to pay existing debt and the debt created to supply deficiencies in revenue shall never exceed in the aggregate at any one time fifty million dollars ($50,000,000) Provided however That in determining the limit upon State debt under the provisions of this section no account shall be taken of the debt created under the provisions of the section prior to amendment nor shall any account be taken of the amount of any debt created under the provisions of any other section of this article

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Edmonds,	Klein,	Stiefel,
Becker,	Farrell,	Leader,	Tallman,
Berger,	Geltz,	Letzler,	Taylor,
Blass,	Gourley,	Mallery,	Thomas,
Bowers,	Haluska,	Margie,	Troutman,
Carr,	Heyburn,	McCreesh,	Tyler,
Chapman,	Holland,	McGinnis,	Wade,
Coleman,	Homsher,	Rosenfeld,	Wagner,
Cox,	James,	Ruth,	Walker,
Crider,	Jaspan,	Scarlett,	Wilson,
Crowe,	Jones,	Snowden,	Woodring,
Dent,	Kephart,	Stevenson,	Woodward,
DiSilvestro,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 386, as follows:

An Act making an appropriation to the Department of Public Instruction for the use of the Pennsylvania Historical Commission to further complete restoration and preparing for public use as a museum the property at Ambridge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as Old Economy"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the use of the Pennsylvania Historical Commission for the purpose of completing restoration of the property situated in Ambidge Beaver County Pennsylvania formerly owned and occupied by the Harmony Society and known as Old Economy" and to prepare the same for public use as a museum commemorating the life and times of the Harmony Society its notable past in the industrial development of western Pennsylvania and its world-wide fame as an experiment in community life

The moneys hereby appropriated shall be paid out on requisition of the Department of Public Instruction upon presentation of proper vouchers by the Pennsylvania Historical Commission

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 399, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for essential repairs and other steps immediately necessary to preserve certain structures at the Ephrata Cloister an important historical shrine belonging to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to check further destruction due to rotting of timber and other structural decay actually threatening the safety of certain buildings and the loss of important historical original features of the ancient buildings at the Ephrata Cloister at Ephrata Lancaster County Pennsylvania the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical Commission to be used for the shoring of dangerously sagging walls the reconstruction of crumbling foundations the repair or replacement of rotted timbers and the reconstruction of leaking roofs of the said Ephrata Cloister including the payment of wages of skilled craftsmen and other workmen the purchase of materials and equipment and the payment of professional fees for architectural supervision

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 434, as follows:

An Act making an appropriation to the Department of Forests and Waters to be used for the acquisition of land within the limits of the "Bucktail State Park" and prescribing the uses to be made of such land

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The amount of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifi-

cally appropriated to the Department of Forests and Waters to be used for the acquisition of such lands within the limits of the "Bucktail State Park" as defined by the provisions of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1415) entitled "An act dedicating and setting aside certain lands in Cameron and Clinton Counties as a public park and pleasure-ground to be known as 'Bucktail State Park' and imposing certain powers and duties in connection therewith upon the Department of Forests and Waters and the Department of Justice of the Commonwealth" as may be deemed best suited by said Department for the development of the said Park No funds may be expended for the purchase of land under the authority of this act until the title to such land shall be approved by the Attorney General of the Commonwealth The land acquired under the authority of this act shall be controlled supervised and utilized in accordance with the provisions of the aforesaid act approved the second day of June one thousand nine hundred thirty-three (P. L. 1415)

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margle,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodring,
Dent,	Jones,	Stevenson,	Woodward,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 437, as follows:

An Act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor providing for the operation of such bridges as free bridges after acquisition and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The words "toll bridge" as used in this act shall mean any bridge whereon toll is charged located wholly within the Commonwealth of Pennsylvania over any stream of river or over a stream or river and the facilities of any public service company and shall include the actual bridge the approaches thereto and all real and personal property including the franchise belonging to the owner or owners of such bridge and used in the operation and maintenance of same

Section 2 The Secretary of Highways is hereby authorized to acquire on behalf of the Commonwealth any toll bridge as defined in this act The acquisition of such toll bridges may be either by purchase or by condemnation proceedings as the Secretary of Highways may deem expedient The time or times when such toll bridge or bridges shall be acquired shall be determined by the Secretary of Highways with the approval of the Governor and in making such determination due regard shall be had to the importance of such toll bridges from a traffic standpoint but the Secretary of Highways shall proceed with the acquisition of such toll bridges at the earliest date he shall deem expedient The cost of acquiring such toll bridges shall be paid by the Commonwealth as hereinafter provided

Section 3 The Secretary of Highways shall whenever he determines to acquire any such toll bridge ascertain or estimate the value thereof and shall in writing give notice of such valuation to the owner or owners thereof Such notice shall contain an offer to purchase such toll bridge at the valuation made by the Secretary of Highways

Section 4 If the owner or owners of such bridge accept such offer or whenever the Secretary of Highways and the owner or owners of such bridge shall agree on a purchase price after negotiation the Secretary of Highways and said owner or owners shall enter into a written agreement by the terms of which the owner or owners shall transfer to the Commonwealth at and for the price agreed upon a good sufficient and marketable title to such toll bridge as herein defined Such agreement shall further provide that the purchase price agreed upon shall be paid to the owner or owners in equal annual installments over a period of not less than five years nor more than fifteen years All agreements for the purchase of any toll bridge as herein provided shall be approved by the Governor and the Attorney General

Section 5 In the event the owner or owners of any such bridge do not accept such offer or whenever the Secretary of Highways and the owner or owners of any such bridge cannot agree on a purchase price as hereinbefore provided application shall be made by the Attorney General to the court of common pleas of the county in which such bridge is located or in the case of a bridge on the boundary line between two or more counties then in any of such counties for the appointment of viewers Whereupon said court or any law judge thereof shall appoint three disinterested freeholders to view such bridge and estimate the value thereof None of said free-holders shall be a resident of the county wherein such application shall be made The said court shall fix a time not less than twenty nor more than thirty days thereafter when said viewers shall meet upon the property and view the same The said viewers shall cause at least ten days' personal notice of the time and place of such first meeting to be given to the Attorney General and to the owner or owners of such bridge if resident within said county If said owner is a corporation such notice shall be given to the president secretary or treasurer thereof if such officer resides within said county If neither said owner nor any of said officers reside within said county or cannot be found therein notice of such first meeting shall be given as said court may direct

Section 6 The said viewers having been duly sworn or affirmed faithfully and impartially to perform the duties required of them under the provisions of this act shall at the time fixed for said first meeting proceed to ascertain as accurately as may be the value of such bridge and to that end may require the attendance of any person whose testimony may be pertinent thereto and the production of any such books and papers as said viewers may deem necessary If any person shall refuse to appear and testify before such viewers or refuse to produce such books and papers when thereto required the said court or any judge thereof shall upon application of said viewer or a quorum thereof make such order therein as may be necessary

Section 7 Whenever said viewers shall have ascertained

the value of said bridge they shall prepare a full report of their labors Said report shall include a plan showing the location of said bridge Upon the completion of said report the viewers shall fix a time when they shall meet and exhibit same Ten days' written notice of the time and place of such meeting shall be given to the Secretary of Highways to the Attorney General and to the owner or owners of said bridge At the time and place mentioned in such notice the said viewers shall meet and publicly exhibit said report and hear all exceptions thereto After making any changes in such report as they may deem necessary the same shall be filed in said court

Section 8 Within thirty days after the filing of said report in said court the Commonwealth of Pennsylvania or any person interested may file exceptions thereto whereupon said court may confirm said report absolutely or modify it or refer it back to the same or to new viewers with like powers and duties as the former viewers

Within thirty days after final action on said report by the court the Commonwealth of Pennsylvania or any person interested may demand a trial by jury

From the action of the court on exceptions or from any judgment after a jury trial an appeal may be taken by either party to the Supreme Court of Pennsylvania

Section 9 The cost of said condemnation proceedings including the court costs compensation of viewers and the cost of any advertising which may be required hereunder shall be paid by the Commonwealth of Pennsylvania Each of said viewers shall receive a sum not exceeding twenty dollars ($20.00) for each day actually and necessarily employed in the performance of the duties herein prescribed

Section 10 As soon as the Secretary of Highways and the owner or owners have agreed upon the purchase price of any such bridge as evidenced by an agreement approved as provided in Section 4 of this act the Secretary of Highways shall take possession of such bridge in the name of the Commonwealth Whenever the Secretary of Highways determines to acquire any such bridge by condemnation proceeding he shall take possession of such bridge in the name of the Commonwealth The amount of any award or verdict under the condemnation proceedings for the acquisition of any such bridge shall be paid out of monies in the Toll Bridge Fund by the State Treasurer upon requisition by the Secretary of Highways Should there be no funds or insufficient funds in the Toll Bridge Fund to meet any such requisition then the amount of any award or verdict under condemnation proceedings for the acquisition of any such bridge or so much thereof as shall be necessary to increase the amount of monies in the Toll Bridge Fund to an amount sufficient to meet such requisition and make such payment shall be transferred to the Toll Bridge Fund from the Motor License Fund by the State Treasurer and for such purposes so much money as may be necessary is hereby specifically appropriated out of the Motor License Fund Such amount of monies as shall be so transferred from the Motor License Fund to the Toll Bridge Fund for such purposes shall be reimbursed to the Motor License Fund out of the Toll Bridge Fund from time to time as the same become available therein from the proceeds realized from the sale of the bonds authorized by law to be issued and sold by the Commonwealth to defray the cost of the acquisition of toll bridges wholly within the Commonwealth

It shall be the mandatory duty of the Secretary of Highways to notify the Governor the Auditor General and the State Treasurer to issue bonds to provide funds for payment of any final award in condemnation proceedings instituted for the acquisition of any such bridges

Section 11 Whenever any such bridge is acquired by the Commonwealth as hereinbefore provided the collection of tolls thereon shall cease and such bridge shall become and be thereafter a free bridge and be under the control of the Department of Highways and shall be thereafter maintained kept in repair and rebuilt by the Department of Highways in accordance with the law relating to State highways and bridges The Department of Highways shall take over and succeed to all agreements with public service companies for the use and occupancy of such bridges by the facilities of such companies such use and occupancy to be governed by the law relating to the issuance of occupancy permits on bridges under the jurisdiction of the Department of Highways

The Department of Highways may take over and succeed to any agreement in effect at the time of the acquisition of any toll bridge providing for easements and licenses in respect of such bridge which in the opinion of the Secretary of Highways will not materially interfere with the use and operation of such bridge as a thoroughfare

Section 12 Payments under the terms of any agreement providing for the purchase of any such bridge shall be made from the Motor License Fund upon requisition of the Secretary of Highways as provided by law If at any time there should be insufficient monies in the Motor License Fund to meet installment payments entered into for amicable purchase the Secretary of Highways shall call upon the Governor Auditor General and State Treasurer to sell bonds under the provisions of the Act of January second one thousand nine hundred thirty-four (P. L. 201) in such amount as will provide sufficient funds to meet such payments Following the sale of bonds as provided in this section the proceeds thereof or so much thereof as may be necessary shall be transferred by the State Treasurer from the Toll Bridge Fund to the Motor License Fund

Section 13 The interest and sinking fund requirements for any bonds issued for the payment of awards made in condemnation proceedings instituted for the acquisition of any such bridge or to meet installment payments under agreements for purchase as provided in Section 12 of this act shall be paid from the Motor License Fund The Board of Finance and Revenue shall determine the amounts necessary for such purposes and the sum or sums thus determined shall be transferred from time to time to the sinking fund from the Motor License Fund by the State Treasurer

Section 14 So much of the money in the Toll Bridge Fund or so much of the money in the Motor License Fund as may be necessary from time to time to carry out the provisions of this act are hereby specifically appropriated for such purposes Provided however That the amount to be expended for the acquisition of all toll bridges as provided herein shall not exceed a total sum in excess of seven million dollars ($7,000,000)

Section 15 The act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 365) entitled "An act empowering and authorizing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor providing for the operation of such bridges as free bridges after acquisition and making an appropriation" and all amendments thereto be and the same are hereby repealed

Section 16 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,

Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Walker,
Crider,	James,	Scarlett,	Wilson,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Woodring,
DiSilvestro,	Kephart,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The PRESIDING OFFICER (John M. Walker) in the Chair.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 438, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund" as reenacted and amended by adding to section five a new clause making the moneys in the Motor License Fund available for the acquisition of toll bridges located wholly within Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund" as renumbered reenacted amended and further amended by the act approved the twenty-ninth days of June one thousand nine hundred thirty-seven (P. L. 2412) is hereby further amended by adding at the end thereof a new clause to read as follows

Section 5 The remainder of the money from time to time in the Motor License Fund is hereby appropriated to the Department of Highways for the following purposes

* * * * *

(u) Subject to the approval of the Governor for payment of the cost of acquiring toll bridges located wholly within the Commonwealth of Pennsylvania Provided however That the total amount to be expended for the acquisition of all toll bridges in Pennsylvania shall not exceed the sum of seven million dollars ($7,000,000)

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Mr. BARR. Mr. President, a number of members of the House, from both sides, have spoken to me and said they were not going to pass Senate Bills 437 and 438 unless House Bill 62 is put back in the same order as it passed the House.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 482, as follows:

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways providing for the acceptance of Federal aid empowering counties to pay certain damages providing for the collection of tolls on such bridge and making an appropriation" by appropriating funds from the Motor License Fund for the construction of said bridge

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways providing for the acceptance of Federal aid empowering counties to pay certain damages providing for the collection of tolls on such bridge and making an appropriation" is hereby amended to read as follows

Section 7 [So much of the moneys in the Motor License Fund] The sum of two million dollars or so much as is necessary for the preparation of plans for the construction of said bridge and approaches thereto and connections with State highways and for the payment of damages for property taken or destroyed and for the construction of said bridge and approaches thereto is hereby appropriated out of moneys in the Motor License Fund to the Department of Highways for said purposes

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, I just want to call the attention of the Senate to the inconsistency of the action we now intend to take on House Bill No. 482. We passed Senate Bill 437 and Senate Bill 438, freeing toll bridges, and now we are acting upon House Bill 482, creating a toll bridge. The question in my mind now is; where do we go from here.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Edmonds,	Klein,	Tallman,
Becker,	Farrell,	Leader,	Taylor,
Berger,	Geltz,	Letzler,	Thomas,
Blass,	Gourley,	Mallery,	Troutman,
Bowers,	Haluska,	Margie,	Tyler,
Carr,	Heyburn,	McCreesh,	Wade,
Chapman,	Holland,	McGinnis,	Wagner,
Coleman,	Homsher,	Rosenfeld,	Wilson
Cox,	James,	Ruth,	Woodring,
Crider,	Jaspan,	Scarlett,	Woodward,
Crowe,	Jones,	Snowden,	Walker,
DiSilvestro,	Kephart,	Stevenson,	Presiding Officer
Ealy,			

NAYS—2

Dent,	Stiefel,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 490, as follows:

An Act authorizing and directing the Department of Highways to erect and construct a free bridge over the Susquehanna River from a point in the city of Harrisburg in the vicinity of Third and Forster Streets to a point in the Borough of Wormleysburg at the intersection of State Highway Routes 30 and 708 and to provide the necessary approaches thereto and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In accordance with the general policy of the Commonwealth to provide adequate connecting bridges between main highway routes lying on opposite sides of rivers the Department of Highways is hereby authorized and directed to erect and construct a free bridge over the Susquehanna River from a point in the city of Harrisburg in the vicinity of Third and Forster Streets to a point in the Borough of Wormleysburg at the intersection of State Highway Routes 30 and 708 and to acquire the necessary land for approaches thereto

In the construction of said bridge and the approaches thereto the Department of Highways shall have all of the powers and authority conferred with respect to the relocation widening or construction of State highways Any damages sustained by reason of taking property in the relocation widening or construction of any such bridge and the approaches thereto shall be ascertained in accordance with laws applicable to the ascertainment of damages in relocating widening or constructing State highways and such damages when ascertained shall be paid by the Commonwealth or county or counties as may be agreed upon in accordance with the laws relating to State highways

Section 2 The sum of four million dollars ($4,000,000) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund in the State Treasury to the Department of Highways for the construction of such bridge and the approaches thereto and for the payment of damages for property taken injured or destroyed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DENT. I just want to again call your attention to the fact we are skipping back to free bridges now. This bill provides for the building of a free bridge over the Susquehanna whereas the previous bills relieve two toll bridges, makes them free, and builds a bridge over the Allegheny River and makes it a toll bridge.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 494, as follows:

An Act making an appropriation to the Local Government Commission to continue its work

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Local Government Commission created by the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" for the two fiscal years beginning June first one thousand nine hundred forty-five to continue the work of said commission for the revision and recodification of the laws relating to boroughs and townships of the second class and for the payment of the expenses of the members of said commission for the compensation and expenses of the secretary counsel and other appointees of the commission for printing postage supplies telephone telegraph and miscellaneous expenses and generally for the purpose of carrying into effect the provisions of said act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,

Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 508, as follows:

An Act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words and pharses when used in this act shall for the purposes of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Secretary" the Secretary of Revenue of this Commonwealth

"Judgment" Any judgment which shall have become final by expiration without appeal of the time within which an appeal might have been prefected or by final affirmation on appeal rendered by a court of competent jurisdiction of any State or of the United States upon a cause of action arising out of the ownership maintenance or use of any motor vehicle for damages including damages for care and loss of services because of bodily injury to or death of any person or for damages because of injury to or destruction of property including the loss of use thereof or upon a cause of action on an agreement of settlement for such damages

"License" Any license temporary instruction permit or temporary license issued under the laws of this state pertaining to the licensing of person to operate motor vehicles

"Motor Vehicle" Every self-propelled vehicle which is designed for use upon a highway including trailers and semi-trailers designed for use with such vehicles (except traction engines road rollers farm tractors tractor cranes power shovels and well drillers) and every vehicle which is propelled by electric power obtained from overhead wires but not operated upon rails

"Non-Resident" Every person who is not a resident of this state

"Non-Resident's Operating Privilege" The privilege conferred upon a non-resident by the laws of this state pertaining to the operation by him of a motor vehicle or the use of a motor vehicle owned by him in this state

"Operator" Every person who is in actual physical control of a motor vehicle whether or not licensed as an operator or chauffeur under the laws of this state

"Owner" A person who holds the legal title of a motor vehicle or in the event a motor vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee or in the event a mortgagor of a vehicle is entitled to possession then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purposes of this act

"Person" Every natural person firm co-partnership association or corporation

"Proof of Fnancial Responsibility" Proof of ability to respond in damages for liability on account of accidents occurring subsequent to the effective date of said proof arising out of the ownership maintenance or use of a motor vehicle in the amount of five thousand dollars ($5,000.00) because of bodily injury to or death of one person in any one accident and subject to said limit for one person in the amount of ten thousand dollars ($10,000.00) because of bodily injury to or death of two or more persons in any one accident and in the amount of one thousand dollars ($1,000.00) because of injury to or destruction of property of others in any one accident

"Registration" Registration certificate or certificates and registration plates issued under the laws of this state pertaining to the registration of motor vehicles

"State" Any state territory or possession of the United States District of Columbia or any Province of the Dominion of Canada

Section 2 Secretary to Administer Act-Appeal to Court

(a) The Secretary shall administer and enforce the provisions of this act and may make rules and regulations necessary for its administration

(b) Any person aggrieved by an order or act of the Secretary under the provisions of sections four to eleven of this act may within ten days after notice thereof file a petition in the court of Common Pleas of Dauphin County for a trial de novo to determine whether such order or act is lawful and reasonable The filing of such a petition shall not suspend the order or act of the Secretary unless a stay thereof shall be allowed by a judge of said court pending final determination of the matter The court shall summarily hear the petition and may make any appropriate order or decree

Section 3 Secretary to Furnish Operating Record

The Secretary shall upon request furnish any person a certified abstract of the operating record of any person subject to the provisions of this act which abstract shall also fully designate the motor vehicles if any registered in the name of such person and if there shall be no record of any conviction of such person of violating any law relating to the operation of a motor vehicle or of any injury or damage caused by such person the Secretary shall so certify Such abstracts shall not be admissible as evidence in any action for damages or criminal proceedings arising out of a motor vehicle accident

Section 4 Effect of Failure to Report Accidents The Secretary shall suspend the license of any non-resident's operating privilege of any person who wilfully fails refuses or neglects to make report of a traffic accident as required by the laws of this state

Section 5 Security Required Following an Accident Suspension Exceptions The Secretary shall within sixty days after the receipt of a report of a motor vehicle accident within this State which has resulted in bodily injury or death or damage to the property of any one person in excess of fifty dollars ($50.00) suspend the license of each operator and all registrations of each owner of a motor vehicle in any manner involved in such accident and if such operator is a non-resident the privilege of operating a motor vehicle within this state and if such owner is a non-resident the privilege of the use within this state of any motor vehicle owned by him unles such operator or owner or both shall deposit security in a sum which shall be sufficient in the judgment of the Secretary to satisfy any judgment or judgments for damages resulting from such accident as may be recovered against such operator or owner provided notice of such suspension shall be sent by the Secretary to such operator and owner not less than

ten days prior to the effective date of such suspension and shall state the amount required as security

This Section shall not apply under the conditions stated in section six or to any of the following

(1) To such operator or owner if such owner had in effect at the time of such accident an automobile liability policy with respect to the motor vehicle involved in such accident

(2) To such operator if not the owner of such motor vehicle if there was in effect at the time of such accident an automobile liability policy or bond with respect to his operation of motor vehicles not owned by him

(3) To such operator or owner if the liability of such operator or owner for damages resulting from such accident is in the judgment of the Secretary covered by any other form of liability insurance policy or bond or

(4) To any person qualifying as a self-insurer under section thirty-four

No such policy or bond shall be effective under this Section unless issued by an insurance company or surety company authorized to do business in this state execpt that if such motor vehicle was not registered in this state or was a motor vehicle which was registered elsewhere than in this state at the effective date of the policy or bond or the most recent renewal thereof such policy or bond shall not be effective under this Section unless the insurance company or surety company if not authorized to do business in this State shall execute a power of attorney authorizing the Secretary to accept service on its behalf of notice or process in any action upon such policy or bond arising out of such accident provided however every such policy or bond is subject if the accident has resulted in bodily injury or death to a limit exclusive of interest and costs of not less than five thousand dollars ($5,000.00) because of bodily injury to or death of one person in any one accident and subject to said limit for one person to a limit of not less than ten thousand dollars ($10,000.00) because of bodily injury to or death of two or more persons in any one accident and if the accident has resulted in injury to or destruction of property to a limit of not less than one thousand dollars ($1,000.00) because of injury to or destruction of property of others in any one accident

Upon receipt of notice of such accident the insurance company or surety company which issued such policy or bond shall furnish for filing with the Secretary a written notice that such policy or bond was in effect at the time of such accident

Section 6 Exceptions to Requirement of Security The requirements as to security and suspension in Section five shall not apply

(1) To the operator or the owner of a motor vehicle involved in an accident wherein no injury or damage was caused to the person or property of any one other than such operator or owner

(2) To the operator or the owner of a motor vehicle legally parked at the time of the accident

(3) To the owner of a motor vehicle if at the time of the accident the vehicle was being operated without his permission express or implied or was parked by a person who had been operating such motor vehicle without such permission

(4) If prior to the date that the Secretary would otherwise suspend license and registration or non-resident's operating privilege under Section Five there shall be filed with the Secretary evidence satisfactory to him that the person who would otherwise have to file security has been released from liability or been finally adjudicated not to be liable or has executed a warrant for confession of judgment payable when and in such instalments as the parties have agreed to or has executed a duly acknowledged written agreement providing for the payment of an agreed amount in instalments with respect to all claims for injuries or damages resulting from the accident

Section 7 Duration of Suspension The license and registration and non-resident's operating privilege suspended as provided in Section Five shall remain so suspended and shall not be renewed nor shall any such license or registration be issued to such person until

(1) Such person shall deposit or there shall be deposited on his behalf the security required under Section Five or

(2) One year shall have elapsed following the date of such accident and evidence satisfactory to the Secretary has been filed with him that during such period no action for damages arising out of such accident has been instituted or

(3) Evidence satisfactory to the Secretary has been filed with him of a release from liability or a final adjudication of non-liability or a warrant for confession of judgment or a duly acknowledged written agreement in accordance with Clause four of Section six Provided however That in the event there shall be any default in the payment of any instalment under any confession of judgment then upon notice of such default the Secretary shall forthwith suspend the license and registration or non-resident's operating privilege of such person defaulting which shall not be restored unless and until the entire amount provided for in said confession of judgment has been paid and Provided further That in the event there shall be any default in the payment of any instalment under any duly acknowledged written agreement then upon notice of such default the Secretary shall forthwith suspend the license and registration or non-resident's operating privilege of such person defaulting which shall not be restored unless and until (1) such person deposits and thereafter maintains security as required under Section Five in such amount as the Secretary may then determine or (2) one year shall have elapsed following the date when such security was required and during such period no action upon such agreement has been instituted in a court in this state

Section 8 Application to Non-residents Unlicensed Drivers and Unregistered Motor Vehicles In case the operator or the owner of a motor vehicle involved in an accident within this state has no license or registration he shall not be allowed a license or registration until he has complied with the requirements or this act to the same extent that would be necessary if at the time of the accident he had held a license and registration

Section 9 Form and Amount of Security The security required under this act shall be in such form and in such amount as the Secretary may require but in no case in excess of the limits specified in Section Five in reference to the acceptable limits of a policy or bond The person depositing security shall specify in writing the person or persons on whose behalf the deposit is made and at any time while such deposit is in the custody of the Secretary or State Treasurer the person depositing it may in writing amend the specification of the person or persons on whose behalf the deposit is made to include an additional person or persons provided however that a single deposit of security shall be applicable only on behalf of persons required to furnish security because of the same accident

The Secretary may reduce the amount of security ordered in any case within six months after the date of the accident upon the production of evidence as to the probable measure of damages and if in his judgment the amount ordered is excessive In case the security originally ordered has been deposited the excess deposited over the reduced amount ordered shall be returned to th depositor or his personal representative forthwith notwithstanding the provisions of Section Ten

Section 10 Custody Disposition and Return of Security Security deposited in compliance with the requirements of this act shall be placed by the Secretary in the custody of the State Treasurer and shall be applicable only to the payment of a judgment or judgments rendered against the person or persons on whose behalf the deposit was made for damages arising out of the accident in question in an action at law begun not later than one year after the date of such accident or within one year after the

date of deposit of any security under Subsection three of Section Seven and such deposit or any balance thereof shall be returned to the depositor or his personal representative when evidence satisfactory to the Secretary has been filed with him that there has been a release from liability or a final adjudication of non-liability or a warrant for confession of judgment or a duly acknowledged agreement in accordance with Clause four of Section Six or whenever after the expiration of one year from the date of the accident or within one year after the date of deposit of any security under Clause Three of Section Seven the Secretary shall be given reasonable evidence that there is no such action pending and no judgment rendered in such action left unpaid

Section 11 Matters Not to be Evidence in Civil Suits Neither the report required by Section Four the action taken by the Secretary pursuant to this Act the findings if any of the Secretary upon which action is based nor the security filed as provided in Section Five shall be referred to in any way nor be any evidence of the negligence or due care of either party at the trial of any action at law to recover damages

Section 12 Courts to Report Non-Payment of Judgments Whenever any person fails within sixty days to satisfy any judgment it shall be the duty of the clerk of the court or of the judge of a court which has no clerk in which any such judgment is rendered within this state to forward to the Secretary immediately after the expiration of said sixty days a certified copy of such judgment

If the defendant named in any certified copy of a judgment reported to the Secretary is a non-resident the Secretary shall transmit a certified copy of the judgment to the official in charge of the issuance of licenses and registration certificates of the state of which the defendant is a resident

Section 13 Suspension for Non-payment of Judgments Exceptions

(a) The Secretary upon receipt of a certified copy of a judgment shall forthwith suspend the license and registration of any resident operator or owner and any non-resident's operating privilege of any person against whom such judgment was rendered except as hereinafter otherwise provided in this Section and in Section Sixteen

(b) If the judgment creditor consents in writing in such form as the Secretary may prescribe that the judgment debtor be allowed license and registration of non-resident's operating privilege the same may be allowed by the Secretary in his discretion for six months from the date of such consent and thereafter until such consent is revoked in writing notwithstanding default in the payment of such judgment or of any instalments thereof prescribed in Section Sixteen provided the judgment debtor furnishes proof of financial responsibility

(c) Any person whose license registration or non-resident's operating privilege has been suspended or is about to be suspended or shall become subject to suspension under the provision of this act may be relieved from the effect of such judgment as hereinbefore prescribed in this Article if such person can present to or file with the Scretary proper evidence that a bond or insurance policy as provided for in this act was in force and effect at the time of the accident resulting in the judgment and is or should be available for the satisfaction of the judgment to the extent provided for in this act

Section 14 Suspension to Continue Until Judgments Paid and Proof Given Such license registration and non-resident's operating privilege shall remain so suspended and shall not be renewed nor shall any such license or registration be thereafter issued in the name of such person including any such person not previously licensed unless and until every such judgment is stayed satisfied in full or to the extent hereinafter provided and until the said person gives proof of financial responsibility subject to the exemptions stated in Sections Thirteen and Sixteen of this act

A discharge in bankruptcy following the rendering of any such judgment shall not relieve the judgment debtor from any of the requirements of this act

Section 15 Payments Sufficient to Satisfy Requirements Judgments herein referred to shall for the purpose of this act only be deemed satisfied

(a) When five thousand dollars ($5,000.00) has been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of one person as the result of any one accident or

(b) When subject to such limit of five thousand dollars ($5,000.00) because of bodily injury to or death of one person the sum of ten thousand dollars ($10,000.00) has been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of two or more persons as the result of any one accident or

(c) When one thousand dollars ($1,000.00) has been credited upon any judgment or judgments rendered in excess of that amount because of injury to or destruction of property of others as a result of any one accident

Provided however That payments made in settlement of any claims because bodily injury death or property damage arising from a motor vehicle accident shall be credited in reduction of the amounts provided for in this Section

Section 16 Instalment Payment of Judgments Default (a) A judgment debtor upon due notice to the judgment creditor may apply to the Court in which such judgment was rendered for the privilege of paying such judgment in instalments and the Court in its discretion and without prejudice to any other legal remedies which the judgment creditor may have may so order and fix the amounts and times of payment of the instalments

(b) The Secretary shall not suspend a license registration or a non-resident operating privilege and shall restore any license registration or non-resident's operating privilege suspended following non-payment of a judgment when the judgment debtor gives proof of financial responsibility and obtains such an order permitting the payment of such judgment in instalments and while the payments of any said instalment is not in default

(c) In the event the judgment debtor fails to pay any instalment as specified by such order then upon notice of such default the Secretary shall forthwith suspend the license registration or non-resident's operating privilege of the judgment debtor until such judgment is satisfied as provided in this act

Section 17 Proof Required Upon Certain Convictions

(a) Whenever the Secretary under any laws of this state suspends or revokes the license of any person upon receiving record of a conviction or a forfeiture of bail the Secretary shall also suspend the registration for all motor vehicles registered in the name of such person except that he shall not suspend such registration unless otherwise required by law if such person has previously given or shall immediately give and thereafter maintain proof of financial responsibility with respect to all motor vehicles registered by such person

(b) Such license and registration shall remain suspended or revoked and shall not at any time thereafter be renewed nor shall any license be thereafter issued to such person nor shall any motor vehicle be thereafter registered in the name of such person until permitted under the motor vehicle laws of this state and not then unless and until he shall give and thereafter maintain proof of financial responsibility

(c) If a person is not licensed but by final order or judgment is convicted of or forfeits any bail or collateral deposited to secure an appearance for trial for any offense requiring the suspension or revocation of license or for operating a motor vehicle upon the highways without being licensed to do so or for operating an unregistered motor vehicle upon the highways no license shall be thereafter issued to such person and no motor vehicle shall continue to be registered or thereafter be registered in the name of such person until he shall give and thereafter maintain proof of financial responsibility

(d) Whenever the Secretary suspends or revokes a non-resident's operating privilege by reason of a conviction or forfeiture of bail such privilege shall remain so suspended or revoked unless such person shall have previously given or shall immediately give and thereafter maintain proof of financial responsibility

Section 18 Alternate Methods of Giving Proof Proof of financial responsibility shall be furnished for each motor vehicle registered by any person required to give such proof and may be given by filing

(1) A certificate of insurance as provided in Section Nineteen or Section Twenty or

(2) A bond as provided in Section Twenty-four or

(3) A certificate of deposit of money or securities as provided in Section Twenty-five

Section 19 Certificate of Insurance as Proof

(a) Proof of financial responsibility may be furnished by filing with the Secretary the written certificate of any insurance carrier duly authorized to do business in this state certifying that there is in effect a motor vehicle liability policy for the benefit of the person required to furnish proof of financial responsibility Such certificate shall give the effective date of such motor vehicle liability policy which date shall be the same as the effective date of the certificate and shall designate by explicit descrption or by appropriate reference all motor vehicles covered thereby unless the policy is issued to a person who is not the owner of a motor vehicle

(b) No motor vehicle shall be or continue to be registered in the name of any person required to file proof of financial responsibility unless such motor vehicle is so designated in such a certificate

Section 20 Certificate Furnished by Non-resident as Proof

(a) The non-resident owner of a motor vehicle not registered in this state may give proof of financial responsibility by filing with the Secretary a written certificate of an insurance carrier authorized to transact business in the state in which the motor vehicle or motor vehicles described in such certificate is registered or if such non-resident does not own a motor vehicle then in the state in which the insured resides provided such certificate otherwise conforms to the provisions of this act and the Secretary shall accept the same upon condition that said insurance carrier complies with the following provisions with respect to the policies so certified

(1) Said insurance carrier shall execute a power of attorney authorizing the Secretary to accept service on its behalf of notice or process in any action arising out of a motor vehicle accident in this state

(2) Said insurance carrier shall agree in writing that such policies shall be deemed to conform with the laws of this state relating to the terms of motor vehicle liability policies issued herein

(b) If any insurance carrier not authorized to transact business in this State which was qualified to furnish proof of financial responsibility defaults in any said undertaking or agreements the Secretary shall not thereafter accept as proof any certificate of said carrier whether theretofore filed or thereafter tendered as proof as long as such default continues

Section 21 "Motor Vehicle Liability Policy" Defined

(a) A "motor vehicle liability policy" as said term is used in this act shall mean an owner's or an operators policy of liability insurance certified as provided in Section Nineteen of Section Twenty as proof of financial responsibility and issued except as otherwise provided in Section Twenty by an insurance carrier duly authorized to transact business in this state to or for the benefit of the person named therein as insured

(b) Such owner's policy of liability insurance

(1) Shall designate by explicit description or by appropriate reference all motor vehicles with respect to which coverage is thereby to be granted and

(2) Shall insure the person named therein and any other person as insured using any such motor vehicle or motor vehicles with the express or implied permission of such named insured against loss from the liability imposed by law for damages arising out of the ownership maintenance or use of such motor vehicle or motor vehicles within the United States of America or the Dominion of Canada subject to limits exclusive of interest and costs with respect to each such motor vehicle as follows five thousand dollars ($5,000.00) because of bodily injury to or death of one person in any one accident and subject to said limit for one person ten thousand dollars ($10,000.00) because of bodily injury to or death of two or more persons in any one accident and one thousand dollars ($1,000.00) because of injury to or destruction of property of others in any one accident

(c) Such operator's policy of liability insurance shall insure the person named as insured therein against loss from the liability imposed upon him by law for damages arising out of the use by him of any motor vehicle not owned by him within the same territorial limits and subject to the same limits of liability as are set forth above with respect to an owner's policy of liability insurance

(d) Such motor vehicle liability policy shall state the name and address of the named insured the coverage afforded by the policy the premium charged therefor the policy period and the limits of liability and shall contain an agreement or be endorsed that insurance is provided thereunder in accordance with the coverage defined in this act as respects bodily injury and death or property damage or both and is subject to all the provisions of this act

(e) Such motor vehicle liability policy shall not insure any liability under any workmen's compensation law nor any liaility on account of bodily injury to or death of an employee of the insured while engaged in the employment other than domestic of the insured or while engaged in the operation maintenance or repair of any such motor vehicle nor any liability for damage to property owned by rented to in charge of or transported by the insured

(f) Every motor vehicle liability policy shall be subject to the following provisions which need not be contained therein

(1) The liability of the insurance carrier with respect to the insurance required by this act shall become absolute whenever injury or damage covered by said motor vehicle liability policy occurs said policy may not be cancelled or annulled as to such liability by any agreement between the insurance carrier and the insured after the occurrence of the injury or damage no statement made by the insured or on his behalf and no violation of said policy defeat or void said policy

(2) The satisfaction by the insured of a judgment for such injury or damage shall not be a condition precedent to the right or duty of the insurance carrier to make payment on account of such injury or damage

(3) The insurance carrier shall have the right to settle any claim covered by the policy and if such settlement is made in good faith the amount thereof shall be deductible from the limits of liability specified in clause two of subsection (b) of this Section

(4) The policy the written application therefor if any and any rider or endorsement which does not conflict with the provisions of the act shall constitute the entire contract between the parties

(g) Any policy which grants the covereage required for a motor vehicle liability policy may also grant any lawful coverage in excess of or in addition to the coverage specified for a motor vehicle liability policy and such excess or additional coverage shall not be subject to the provisions of this act With respect to a policy which grants such excess or additional coverage the term "motor vehicle liability policy" shall apply only to that part of the coverage which is required by this Section

(h) Any motor vehicle liability policy may provide that the insured shall reimburse the insurance carrier for any payment the insurance carrier would not have been obligated to make under the terms of the policy except for the provisions of this act

(i) Any motor vehicle liability policy may provide for

the prorating of the insurance thereunder with other valid and collectible insurance

(j) The requirements for a motor vehicle liability policy may be fulfilled by the policies of one or more insurance carriers which policies together meet such requirements

(k) Any binder issued pending the issuance of a motor vehicle liability policy shall be deemed to fulfill the requirements for such a policy

Section 22 Notice of Cancellation or Termination of Certified Policy When an insurance carrier has certified a motor vehicle liability policy under Section Nineteen or Section Twenty the insurance so certified shall not be cancelled or terminated until at least ten days after a notice of cancellation or termination of the insurance so certified shall be filed in the office of the Commissioner except that such a policy subsequently procured and certified shall on the effective date of its certification terminate the insurance previously certified with respect to any motor vehicle designated in both certificates

Section 23 Act Not to Affect Other Policies (a) This act shall not be held to apply to or affect policies of automobile insurance against liability which may now or hereafter be required by any other law of this state and such policies if they contain an agreement or are endorsed to conform to the requirements of this act may be certified as proof of financial responsibility under this act

(b) This act shall not be held to apply to or affect policies insuring solely the insured named in the policy against liability resulting from the maintenance or use by persons in the insured's employ or on his behalf of motor vehicles not owned by the insured

Section 24 Bond as Proof (a) Proof of financial responsibility may be evidenced by the bond of a surety company duly authorized to transact business within this state or a bond with at least two individual sureties each owning real estate within this state and together having equities equal in value to at least twice the amount of such bond which real estate shall be scheduled in the bond approved by a judge of a court of record which said bond shall be conditioned for payment of the amounts specified in Section One Such bond shall be filed with the Secretary and shall not be cancelled except after ten days' written notice to the Secretary Such bond shall constitute a lien in favor of the state upon the real estate so scheduled of any surety which lien shall exist in favor of any holder of a final judgment against the person who has filed such bond for damages including damages for care and loss of services because of bodily injury to or death of any person or for damages because of injury to or destruction of property including the loss of use thereof resulting from the ownership maintenance use or operation of a motor vehicle after such bond was filed upon the filing of notice to that effect by the Secretary in the office of the prothonotary of the county where such real estate shall be located The prothonotary upon receipt of notice from the Secretary shall index the lien in the names of the persons owning such real estate

(b) If such judgment rendered against the principal on such bond shall not be satisfied within sixty days after it has become final the judgment creditor may for his own use and benefit and at his sole expenses bring an action or actions in the name of the state against the company or persons executing such bond including an action or proceeding to enforce any lien that may exist upon the real estate of a person who has executed such bond Such lien may be enforced by writ of scire facias

Section 25 Money or Securities as Proof (a) Proof of financial responsibility may be evidenced by the certificate of the State Treasurer that the person named therein has deposited with him eleven thousand dollars ($11,000) in cash or securities such as may legally be purchased by savings banks or for trust funds of a market value of eleven thousand dollars ($11,000) The State Treasurer shall not accept any such deposit and issue a certificate therefor and the Secretary shall not accept such certificate unless accompanied by evidence that there are no unsatisfied judgments of any character against the depositor in the county where the depositor resides

(b) Such deposit shall be held by the State Treasurer to satisfy in accordance with the provisions of this act any execution on a judgment issued against such person making the deposit for damages including damages for care and loss of services because of bodily injury to or death of any person or for damages because of injury to or destruction of property including the loss of use thereof resulting from the ownership maintenance use or operation of a motor vehicle after such deposit was made Money or securities so deposited shall not be subject to attachment or execution unless such attachment or execution shall arise out of a suit for damages as aforesaid

Section 26 Owner May Give Proof for Others Whenever any person required to give proof of financial responsibility hereunder is or later becomes an operator in the employ of any owner or is or later becomes a member of the immediate family or household of the owner the Secretary shall accept proof given by such owner in lieu of proof by such other person to permit such other person to operate a motor vehicle for which the owner has given proof as herein provided The Secretary shall designate the restrictions imposed by this Section on the face of such person's license

Section 27 Substitution of Proof The Secretary shall consent to the cancellation of any bond or certificate of insurance or the Secretary shall direct and the State Treasurer shall return any money or securities to the person entitled thereto upon the substitution and acceptance of other adequate proof of financial responsibility pursuant to this act

Section 28 Other Proof May Be Required Whenever any proof of financial responsibility filed under the provisions of this act no longer fulfills the purposes for which required the Secretary shall for the purpose of this act require other proof as required by this act and shall suspend the license and registration or the non-resident's operating privilege pending the filing of such other proof

Section 29 Duration of Proof When Proof May Be Cancelled or Returned The Secretary shall upon request consent to the immediate cancellation of any bond or certificate of insurance or the Secretary shall direct and the State Treasurer shall return to the person entitled thereto any money or securities deposited pursuant to this act as proof of financial responsibility or the Secretary shall waive the requirement of filing proof in any of the following events

(1) At any time after three years from the date such proof was required when during the three year period preceding the request the Secretary has not received record of a conviction or a forfeiture of bail which would require or permit the suspension or revocation of the license registration or non-resident's operating privilege of the person by or for whom such proof was furnished or

(2) In the event of the death of the person on whose behalf such proof was filed or the permanent incapacity of such person to operate a motor vehicle or

(3) In the event the person who has given proof surrenders his license and registration to the Secretary Provided however That the Secretary shall not consent to the cancellation of any bond or the return of any money or securities in the event any action for damages upon a liability covered by such proof is then pending or any judgment upon any such liability is then unsatisfied or in the event the person who has filed such bond or deposited such money or securities has within one year immediately preceding such request been involved as an operator or owner in any motor vehicle accident resulting in injury or damage to the person or property of others An affidavit of the applicant as to the non-existence of such facts or that he has been released from all of his liability or has been finally adjudicated not to be liable for such injury or damage shall be sufficient evidence thereof in the absence of evidence to the contrary in the records of the Secretary

Whenever any person whose proof has been cancelled

or returned under clause three of this Section applies for a license or registration within a period of three years from the date proof was originally required any such application shall be refused unless the applicant shall re-establish such proof for the remainder of such three-year period

Section 30 Transfer of Registration to Defeat Purpose of Act Prohibited If an owner's registration has been suspended hereunder such registration shall not be transferred nor the motor vehicle in respect of which such registration was issued registered in any other name until the Commissioner is satisfied that such transfer of registration is proposed in good faith and not for the purpose or with the effect of defeating the purposes of this act Nothing in this section shall be held to apply to or affect the registration of any motor vehicle sold by a person who pursuant to the terms or conditions of any written instrument giving a right of repossession has exercised such right and has repossessed such motor vehicle from a person whose registration has been suspended under the provisions of this act This act shall not in any wise effect the rights of any conditional vendor chattel mortgagee or lessor of a motor vehicle registered in the name of another as owner who becomes subject to the provisions of this act

Section 31 Surrender of License and Registration Any person whose license or registration shall have been suspended as herein provided or whose policy of insurance or bond when required under this act shall have been cancelled or terminated or who shall neglect to furnish other proof upon request of the Secretary shall immediately return his license and registration to the Secretary If any person shall fail to return to the Secretary the license or registration as provided herein the Secretary shall forthwith direct any peace officer to secure possession thereof and to return the same to the Secretary

Section 32 Other Violations Penalties (a) Any person whose license or registration or non-resident's operating privilege has been suspended or revoked under this act and who during such suspension or revocation drives any motor vehicle upon any highway or knowingly permits any motor vehicle owned by such person to be operated by another upon any highway except as permitted under this act shall be fined not more than five hundred dollars ($500) or imprisonment not exceeding six (6) months or both in the discretion of the court

(b) Any person wilfully failing to return license or registration as required in Section Thirty-One shall be fined not more than five hundred dollars ($500) or imprisoned not to exceed thirty (30) days or both in the discretion of the court

(c) Any person who shall forge or without authority sign any notice provided for under Section Five that a policy or bond is in effect or any evidence of proof of financial responsibility or who files or offers for filing any such notice or evidence of proof knowing or having reason to believe that it is forged or signed without authority shall be fined not more than one thousand dollars ($1000) or imprisoned not more than one (1) year or both in the discretion of the court

(d) Any person who shall violate any provision of this act for which no penalty is otherwise provided shall be fined not more than five hundred dollars ($500) or imprisoned not more than ninety (90) days or both in the discretion of the court

Section 33 Exceptions This act shall not apply with respect to any motor vehicle owned by the United States this state or any political subdivision of this state or any municipality therein

Section 34 Self-insurers (a) Any person in whose name more than twenty-five motor vehicles are registered may qualify as a self-insurer by obtaining a certificate of self-insurance issued by the Secretary as provided in subsection (b) of this Section

(b) The Secretary may in his discretion upon the application of such a person issue a certificate of self-insurance when he is satisfied that such person is possessed and will continue to be possessed of ability to pay judgments obtained against such person

(c) Upon not less than five days' notice and a hearing pursuant to such notice the Secretary may upon reasonable grounds cancel a certificate of self-insurance Failure to pay any judgment within thirty days after such judgment shall have become final shall constitute a reasonable ground for the cancellation of a certificate of self-insurance

Section 35 Past Application of Act This act shall not apply with respect to any accident or judgment arising therefrom or violation of the motor vehicle laws of this state occurring prior to the effective date of this act

Section 36 Act Not to Prevent Other Process Nothing in this act shall be construed as preventing the plaintiff in any action at law from relying for relief upon the other processes provided by law

Section 37 Uniformity of Interpretation This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the laws of those states which enact it

Section 38 Constitutionality If any part or parts of this act shall be held unconstitutional such unconstitutionality shall not affect the validity of the remaining parts of this act The legislature hereby declares that it would have passed the remaining parts of this act if it had known that such part or parts thereof would be declared unconstitutional

Section 39 Title of Act This act may be cited as the Motor Vehicle Safety Responsibility Act

Section 40 The act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 553) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring operators and owners of automobiles under certain circumstances to furnish proof of financial responsibility as herein defined providing for the suspension of operators' licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" as last amended by the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 855) is hereby repealed

All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

Section 41 The provisions of this act shall become effective the first day of July one thousand nine hundred forty-seven

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreebaly to the provisions of the Constitution, and were as follows, viz:

YEAS—32

Becker,	Ealy,	Kephart,	Thomas.
Berger,	Edmonds,	Letzler,	Troutman,
Blass,	Farrell,	Mallery,	Tyler,
Bowers,	Geltz,	Scarlett,	Wade,
Carr,	Heyburn,	Snowden,	Wagner,
Chapman,	Homsher,	Stevenson,	Wilson,
Crider,	James,	Tallman,	Woodward,
Crowe,	Jones,	Taylor,	Walker, Presiding Officer

NAYS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein.		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 511, as follows:

An Act making an appropriation to the Department of Forests and Waters for the purpose of maintaining dikes along Darby Creek in Tinicum and Darby Townships Delaware County and in Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty thousand dollars ($20,000) or as much thereof as may be necessary is herbey appropriated to the Department of Forests and Waters for the purpose of maintaining dikes along Darby Creek in Darby and Tinicum Townships Delaware County and in Philadelphia County

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 568, entitled:

An Act regulating the appointment promotion suspension reduction and reinstatement of certain employes in bureaus of police and park police in the bureau of parks in cities of the second class defining the powers and duties of civil service commissions for such purpose in said cities and repealing inconsistent legislation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President and fellow members of the Senate, I will only take a couple of minutes to tell you just what this bill does. In the city of Pittsburgh we have our regular police department and our regular detectvie bureau, and under this bill, if it is passed, our detective bureau will be the only place, in any state of the United States, where they will be under civil service. There is no other city in any state of the Union where this exists.

Secondly, it will also affect policewomen. There are only twelve policewomen in the city of Pittsburgh, I think. I do not think they should be people picked from a civil service list. These women do specialty work. They must attend the theaters to get these mashers, as they call them, who are very prevalent, as we all know, in large cities. They also work on the downtown streets in connection with the curfew, to get these teen-age young ladies off the streets at the curfew hour, which is very necessary and which has been asked for by the military government.

Then again, two years ago we passed a bill here, sponsored by Senator Taylor, the Republican State Chairman, and Senator Wade, from the neighboring county of Cumberland, where we eliminated civil service in the state for the duration of the war and six months afterwards.

If this bill is passed, a number of young men who have gone into the armed services, who are park policemen in the city of Pittsburgh, will not have their jobs back, because their jobs will have a different title when they return. In other words, no provision has been made for the returning park policeman who happens to have been inducted into any one of our armed services. I think that is wrong, and I think, if the gentlemen on the other side will think for a moment, they will agree with me in saying that that part of the bill is entirely wrong at this time. I think we should be consistent.

As I say, two years ago we passed a bill eliminating civil service in the state for the duration of the war and six months afterwards. I had a bill to do similar things in the first and sceond class cities. That bill passed the Senate and went over to the House and got mixed up in that so-called filibuster and it was dropped from the Calendar in the closing days. I do not think we should have one law allowing appointment of state employes one way and another law where we tell the cities they shall have to appoint their people in another way.

The number of people concerned in this is very few. I am just fearful, if you pass this bill, that you are going to hurt the boys who are in the service who were park policemen before they left. As far as the policewomen are concerned, I think if you are going to be insistent and pass a bad piece of legislation like this, they should be eliminated, because I know of no way that you can conduct a civil service examination to get the qualifications that are needed in a policewoman in a large city. These women, as I say, have to do a peculiar type of work. They not only, as I say, attend theaters and get these so-called mashers that are about in large cities, but they also work on the streets to insure observance of the curfew hour by teen-agers, and they also do a great deal of work in going into homes and helping families which have missing persons, and, as a usual thing, the missing person is a young person.

I therefore ask, Mr. President, that the members of the Senate vote "no" on this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—19

Becker,	Ealy,	Homsher,	Stevenson,
Berger,	Edmonds,	James,	Tallman,
Carr,	Farrell,	Jones,	Woodward,
Crider,	Geltz,	Letzler,	Walker,
Crowe,	Heyburn,	Mallery,	Presiding Officer

NAYS—28

Barr,	DiSilvestro,	Leader,	Taylor,
Blass,	Gourley,	Margie,	Troutman,
Bowers,	Haluska,	McCreesh,	Tyler,
Chapman,	Holland,	McGinnis,	Wade,
Coleman,	Jaspan,	Rosenfeld,	Wagner,
Cox,	Kephart,	Ruth,	Wilson,
Dent,	Klein,	Stiefel,	Woodring,

Less than a Constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 602, as follows:

An Act making an appropriation to the Phoenix Volunteer Fire Company of Hollidaysburg for the protection of State property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five hundred dollars ($500) is hereby appropriated to the Phoenix Volunteer Fire Company of Hollidaysburg for the two fiscal years beginning June first one thousand nine hundred forty-five for the protection of State property at the Hollidaysburg State Hospital

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL OVER IN ORDER

Mr. JONES. Mr. President, I ask unanimous consent that Senate Bill No. 612, on third reading, entitled:

An Act to repeal the act approved the first day of December one thousand nine hundred thirty-eight (P. L. 109) entitled "A supplement to the act approved the eighteenth day of March one thousand eight hundred and seventy-five (P. L. 30) entitled 'An act to authorize changes of venue in criminal cases' forbidding changes of venue in criminal prosecutions by any court on application of the Commonwealth or prosecutor"

go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 624, as follows:

An Act removing certain roads or sections of road from the state highway system and providing for their future maintenance and construction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following described roads which were added to the state highway system under the provisions of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 409) entitled "An act authorizing the Secretary of Highways to join two or more State highway routes by the construction of connecting roads under certain conditions and providing for the payment of damages for land taken in the construction of such connecting roads" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

Beaver County

The section of road in Patterson Township Beaver County designated in the records of the Department of Highways as Route 04106 Spur "E" and extending about 0.1 of a mile from the intersection of Routes 204 and 04004

Montour County

The section of road in Limestone Township Montour County extending .86 of a mile southwesterly from Limestoneville to Route 585 and designated Route 47018 Spur "E" in the records of the Department of Highways

Susquehanna County

The section of highway presently identified on Department of Highway records as Route 786 Spur "EE" from its intersection with Route 174 to the Montrose and Harford Plank Road in Bridgewater Township Susquehanna County a distance of about 0.03 of a mile

Section 2 The following described roads or sections of road which were added to the state highway system under the provisions of the act approved the third day of June one thousand nine hundred thirty-three (P. L. 1514) entitled "An act establishing as State highway certain condemned or abandoned turnpikes and turnpikes the companies or association owning which have been dissolved and requiring their construction repair and maintenance as such" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

Bradford County

The section of road in Warren Township Bradford County extending from Route 08100 near Aurora through Aurora and Warrenham to the Susquehanna County line formerly the Milford and Owego Turnpike and designated in the records of the Department of Highways as Route 944 a distance of about 3.5 miles

Centre County

The section of road in Patton and Huston Township

Centre County from Route 346 near Waddle to a point 400 feet south of Bald Eagle Creek near Julian presently identified in the records of the Department of Highways as a part of Route 868

Clearfield County

The sections of the former Tuckahoe and Mount Pleasant Plank Road in Gulich Township Clearfield County beginning at a point on the Cambria County line about 1.2 miles west of the Blair County line and extending westerly and southerly about 1.07 miles to a second point on the Cambria County line and from a third point on the Cambria County line northwesterly about 0.35 of a mile to a point in the village of Allemans 0.28 of a mile east of Route 276

Susquehanna County

A section of the former Bridgewater and Wilkes-Barre Turnpike presently identified on Department of Highways records as Route 842 from its intersection with Route 12 northwesterly to Route 57022 in Bridgewater Township Susquehanna County a distance of 0.55 miles

A section of the former Montrose and Harford Plank Road presently identified on Department of Highways records as Route 876 from its intersection with Route 57027 west of Alford northerly and southwesterly through Brooklyn New Milford and Bridgewater Township to Route 876 Spur "E" about 1.3 miles southeast of Tiffany in Susquehanna County a distance of about 3.27 miles

A section of the former Abington and Waterford Turnpike presently identified on Department of Highways records as Route 939 from its intersection with Route 57025 east of Montrose northwesterly across Routes 9 and 57069 Spur "E" in Bridgewater Township to a point on Route 263 northeast of Montrose in Susquehanna County a distance of about 1.74 miles

Four (4) sections of the former Milford and Owego Turnpike presently identified on Department of Highways records as Route 944 The first section beginning at the Susquehanna-Bradford County line thence southeasterly in Apolacon Township to Route 57086 The second section beginning at Route 57086 thence easterly in Apolacon Township to township road number 687 The third section beginning at Route 316 thence in a general southeasterly direction through Forest Lake Township to its north intersection with Route 57115 and from its south intersection with Route 57115 about 0.14 of a mile southeasterly from the north intersection to the present intersection with Route 57079 southwest of Forest Lake The fourth section beginning at Route 57023 thence southeasterly in Bridgewater Township to the western line of Montrose Borough All in Susquehanna County a total distance of about 6.94 miles

Section 3 The following described roads or sections of road which were added to the state highway system under the provisions of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as state highways certain county highways and requiring their construction repair and maintenance as such" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

Fayette County

A section of former county road presently identified on Department of Highways records as Route 26155 Beginning on Route 26098 southwest of Hillar in Luzerne Township thence southwesterly to a point near Charleston School in Fayette County a distance of about 0.78 of a mile

A section of former county road presently identified on Department of Highways records as Route 26156 Beginning at the eastern terminus of township road 26655 west of Brownsville Borough thence northeasterly in Brownsville Township to Redstone Creek at the Redstone Township line in Fayette County a distance of about .55 of a mile

A section of former county road presently identified on Department of Highways records as Route 26157 Beginning at a point on the Jefferson-Perry Township line on township road 26494 thence northeasterly and southeasterly to the western terminus of township road 26781 in Perry Township Fayette County a distance of about one mile

A section of former county road presently identified on Department of Highways records as Route 26160 Beginning at a point on Route 288 about 0.46 of a mile north of Uniontown City line thence northwesterly in North Union Township to the south terminus of township road 26986 northwest of Phillips in Fayette County a distance of about 1.97 miles

Luzerne County

The section of road in Huntingdon Township Luzerne County extending westerly from Route 235 Spur and 40084 at Harveysville to Route 40080 near Register and identified in the records of the Department of Highways as Route 40127

Section 4 On or after the effective date of this act the roads herein described shall be maintained constructed and reconstructed by the authorities of the political subdivisions responsible therefor at the time of their adoption as State highways

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HEYBURN. Mr President, I ask unanimous consent that House Bill No. 641, on third reading, entitled:

An Act to reenact and amend the title and Sections one two three and four of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 797) entitled "An act relating to the release reduction or limitation of powers of appointment" by extending the terms of such act to cover a power of consumption and by providing for the release and disclaimer of any power of appointment whether general or special other than a power in trust which is imperative and of any interest in to or over real or personal property or the income therefrom held or owned outright or in trust or in any other manner reserved or given to any person by deed will or otherwise howsoever and irrespective of any limitation of such power or interest by virtue of any restriction in the nature of a so-called spendthrift trust provision or similar provisions and providing for the execution delivery and recording of such release or disclaimer

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 719, entitled:

An Act to reenact and further amend the title and the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" providing for the transfer to the Commonwealth of all grounds lands buildings and personal property used for the care and maintenance of indigent persons in conjunction with institutions for the care of mental patients heretofore transferred to the Commonwealth and for payment therefor by the Commonwealth to the political subdivisions and further regulating the procedure relating to property of such institutions abandoned by the Commonwealth and to institutions closed

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 2), page 9, line 17, by inserting after the word "forty-seven" "Provided, however, That the vacating of any of such institutions shall not be made until first, notice shall have been given by the Commonwealth to the political subdivision that owns such institution, that the Commonwealth elects to purchase such institution, and second, that the Commonwealth and such political subdivision have agreed on the purchase price and that the purchase price therefore has been paid in full so as to enable the political subdivision to enter into contracts for the building or purchase of land and suitable building or buildings for the care of its indigents, and third, that possession of such institution shall not be given to the Commonwealth until such time as it may be mutually agreed to by the Commonwealth and such political subdivision." Amend Sec. 1 (Sec. 8.1), page 16, line 23, by striking out the word "may" and inserting in lieu thereof: "shall"

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 748, as follows:

An Act providing for the acceptance by the Commonwealth of a gift of lands from the United States of America or any federal agency and placing such lands under the control and supervision of the Department of Forests and Waters

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Forests and Waters with the approval of the Governor is hereby authorized to accept free and clear of all encumbrances any grant of lands by the United States of America or any agency thereof used as or suitable for parks or recreational areas with any improvements thereon subject to agreement between the Commonwealth of Pennsylvania and the Federal government or any agency thereof concerning the maintenance of said parks or recreational areas The acceptance of said grant shall be completed upon delivery to the Commonwealth of a deed in fee simple subject to the reservation if any of oil gas and minerals upon approval by the Department of Justice

Section 2 Said lands after acceptance shall be under the full control and supervision of the Department of Forests and Waters

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones.	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 749, as follows:

An Act making an appropriation to the Department of Health for the purpose of organizing projects for the adequate prevention diagnosis care and treatment of rheumatic fever and rheumatic heart disease

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty-thousand dollars ($120,000.00) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Health for the fiscal biennium beginning the first day of June one thousand nine hundred forty-five for the purpose of organizing projects for the adequate prevention diagnosis care and treatment of rheumatic fever and rheumatic heart disease in various counties of the Commonwelath where such fever or disease appears to be prevalent

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. JASPAN. Mr. President and gentlemen of the Senate, I note that this bill calls for an appropriation to the Department of Health of $120,000. At the very outset of the session Senators Stiefel, Farrell and Haluska introduced a resolution calling for a definite program by the Department of Health. Nothing was done with respect to that resolution. Subsequently another resolution was introduced by both Senator Stiefel and myself, along the same line. Nothing was done with respect to that. We even called upon Dr. Stewart to initiate proceedings to help those afflicted with rheumatic fever. He refused to accept our invitation. We tried to treat the thing as a non-partisan matter, but apparently he ignored everyone. As a matter of fact, he ignored group after group in the city of Philadelphia which called on him, hoping for some relief for those afflicted with the worst scourge ever visited upon children.

I spoke on the subject quite some time ago, but to no avail. It was claimed that politics was being injected into the proposition. I do not have to dispute that statement because, frankly, when we consider the health and welfare of children we must subordinate politics; their health and welfare are far more important.

Within the past week or so I read a statement released by Dr. Stewart to the effect he did not want much money because it is only an experiment, and therefore only $120,000 or thereabouts was required to put the program into effect. We do not know how it will work out.

.Frankly, programs have been put into effect throughout the United States and considerable money has been spent and progress made, with the view to helping those afflicted with this terrible disease. I say to you, Mr. President, this is nothing but a gesture, and an empty one, to spend only $120,000 in the state of Pennsylvania, when our casualty list with respect to this disease is the second highest in the nation.

I am going to ask my colleagues to vote for this bill—we can not do otherwise—but let us do it in the right way or not at all. In spending only $120,000 to help those afflicted with this disease, Mr. President, I say to Dr. Stewart he has failed to serve the Commonwealth and certainly has failed to serve the children afflicted with this terrible disease. I hope he will realize in time how terrible, how dangerous this disease is.

However, I will ask my colleagues to vote "aye" on this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson.
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent.	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determiend in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. HEYBURN. Mr. President, I have been directed by the Republican Caucus to move that Senate Bill No. 754, on third reading, entitled:

An Act requiring one surety bond to be taken in counties and cities of the first class for each officer and his deputies clerks and assistants and providing for the payment of premiums by each officer and his deputies clerks and assistants

be recommitted to the Committee on Municipal Government.

Mr. JAMES. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

It was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 759, as follows:

An Act making an appropriation to the Warren Volunteer Fire Department of Warren Pennsylvania for the protection of State Property

The General Assembly of the Commonwealth of Pennsylvania herey enacts as follows

Section 1 The sum of one thousand dollars ($1,000) is hereby specifically appropriated to the Warren Volunteer Fire Department of Warren Pennsylvania for the two fiscal years beginning June first one thousand nine hundred forty-five for the protection of State Property at the Warren State Hospital

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 760, as follows:

An Act to amend sections three four and five and to repeal sections six seven eight nine and ten of a supplementary act approved the third day of July one thousand nine hundred forty-one (P. L. 244) entitled "A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) as amended entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties'" by extending the time of State employes to rejoin the State employes' retirement association after completion of active military service and removing the requirement for a physical examination in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections three four and five of the act approved the third day of July one thousand nine hundred forty-one (P. L. 244) entitled "A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) as amended entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" are hereby amended to read as follows

Section 3 A State employe who does not elect to pay into the State Employes' Retirement Fund during the period of his active military service an amount equal to his salary deductions may during the period of such active military service and for a further period of [forty (40) days] one (1) year after completion of such active military service pay into the State Employes' Retirement Fund an amount which shall be equal to the salary deductions multiplied by the number of the semi-monthly periods during which he or she was absent from State employment or State service in active military service to the credit of the annuity savings account in such manner as may be agreed upon by the State employe and the board but in no event shall such payments be made in installments less than sufficient to pay such amount by the time the member attains superannuation retirement age

Section 4 A State employe who complies with the provisions of section two or section three of this act shall after such election be classified by the board as a State employe in active military service and shall thereafter during such active military service and for a period of [forty (40) days] one (1) year after the completion of such active military service be entitled to all benefits to which he or she may be entitled upon the date of entry into active military service under the provisions of the act to which this is a supplement as fully as though such State employe continued to be in the actual employ and service of the Commonwealth of Pennsylvania at the salary such State employe had been receiving on the date of his or her entry into active military service [Provided however That such State employe shall not have the right to retire upon disability under the provisions of section twelve of the act to which this is a supplement except as hereinafter provided] If such member returns to the actual employ and service of the Commonwealth within a period of [forty (40) days] one (1) year after such active military service the head of the department shall certify such member as an employe with active military service

Section 5 A State employe who does not file with the board an election to pay his salary deductions into the State Employes' Retirement Fund as provided in section two of this act shall be classified as a nonpaying member in active military service of the State Employes' Retirement Association until he shall return to the actual employ and service of the Commonwealth of Pennsylvania or until such member complies with section three of this act in the manner provided or for the period of such active military service and for [forty (40) days] one (1) year after the completion of such active military service Such member shall enjoy all the benefits to which the member was entitled on the date of entry into active military service under any law of the Commonwealth of Pennsylvania relating to the State Employes' Retirement Association and the State Employes' Retirement Fund [Provided however That such member shall not have the right to retire upon disability under the provisions of section twelve of the act to which this is a supplement except as hereinafter] If such member returns to the actual employ and service of the Commonwealth within a period of [forty (40) days] one (1) year after such active military service the head of the department shall certify such member as an employe with active military service

Section 2 Sections six seven eight nine and ten of the act approved the third day of July one thousand nine hundred forty-one (P. L. 244) entitled "A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) as amended entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" are hereby repealed

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bil No. 761, as follows:

An Act to amend section three and to further amend sections four and five of a supplementary act approved the third day of July one thousand nine hundred forty-one (P. L. 249) entitled as amended "A Supplement to the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2423) as amended entitled 'An act establishing a Pennsylvania State Police Retirement System providing for payments upon retirement death disability involuntary retirement and of certain medical expenses from the State Employes' Retirement Fund under the Administration of the State Employes' Retirement Board providing for contributions by members of the Pennsylvania State Police and the Commonwealth providing for the guarantee by the Commonwealth of certain of said funds providing for the subrogation of the Commonwealth to the rights of the membef or dependents against certain third parties exempting annuities allowances returns benefits and rights from taxation and judicial processes and providing penalties'" by extending the time for State employes to rejoin the State Employes' Retirement Association after completion of active military service and removing the requirement for a physical examination in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the third day of July one thousand nine hundred forty-one (P. L. 249) entitled as amended "A supplement to the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2423) as amended entitled 'An act establishing a Pennsylvania State Police Retirement System providing for payments upon retirement death disability involuntary retirement and of certain medical expenses from the State Employes' Retirement Fund under the Administration of the State Employes' Retirement Board providing for contributions by members of the Pennsylvania State Police and the Commonwealth providing for the guarantee by the Commonwealth of certain of said funds providing for the subrogation of the Commonwealth to the rights of the member or defendants against certain third parties exempting annuities allowances returns benefits and rights from taxation and judicial processes and providing penalties'" is hereby amended to read as follows

Section 3 A member who does not elect to pay into the fund during the period of his active military service an amount equal to his salary deductions may during the period of his active military service and for a further period of [forty (40) days] one (1) year after the completion of such active military service pay into the fund an amount which shall be equal to the salary deductions multiplied by the number of the semi-monthly periods during which he or she was absent from State employment or State service in active military service to the credit of the annuity savings account in such manner as may be agreed upon by the member and the board but in no event shall such payments be made in installments less than sufficient to pay such amount by the time the member attains superannuation retirement age

Section 2 Sections four and five of said act as amended by the act approved the twenty-eighth day of April one thousand nine hundred forty-three (P. L. 114) are hereby further amended to read as follows

Section 4 A member who complies with section two or section three of this act shall be classified by the board as a Pennsylvania State Police member in active military service and shall thereafter during such active military service and for a period of [forty (40) days] one (1) year after the completion of such active military service be entitled to all the benefits to which he or she may be entitled upon the date of entry into active military service under the provisions of the act to which this is a supplement as fully as though such member continues to be in the actual employment and services of the Commonwealth of Pennsylvania at the salary such member had been receiving on the date of his or her entry into active military service [Provided however That such member and his dependent or dependents shall not have the right to those payments upon death for which provision is made in section eleven or to retire upon disability under the provisions of section thirteen or to receive or to have paid for the member's benefit medical surgical and hospital expenses under the provisions of section twenty-two of the act to which this is a supplement except in each case as hereinafter provided] If such member returns to the actual employ and service of the Commonwealth within a period of [forty (40) days] one (1) year after such active military service the head of the department shall certify such member as an employe with active military service

Section 5 A member who does not file with the board an election to pay his salary deductions into the fund as provided in section two of this act shall be classified as a nonpaying State police member in active military service of the Pennsylvania State Police Retirement System until he or she shall return to the actual employ or service of the Commonwealth or until such member complies with section three of this act in the manner provided or for the period of such active military service and for [forty (40) days] one (1) year after the completion of such active military service Such member shall enjoy all the benefits to which the member was entitled upon the date of entry into active military service under the laws of the Commonwealth of Pennsylvania relating to the Pennsylvania State Police Retirement System and the State Employes' Retirement Association and the State Employes' Retirement Fund [Provided however That such member and his dependent or dependents shall not have the right to the benefit of payments upon death for which provision is made in section eleven of the act to which this is supplement or the right to the benefit of payment for medical surgical or hospital expenses for which provision is made in section twenty-two of the act to which this is a supplement or the right to retire upon disability under the provisions of section thirteen of the act to which this is a supplement except in each case as hereinafter provided] If such member returns to the actual employ and service of the Commonwealth within a period of [forty (40) days] one (1) year after such active military service the head of the department shall certify such member as employe with active military service

Section 3 Section six of said act as amended by the

act approved the twenty-eighth day of April one thousand nine hundred forty-three (P. L. 114) is hereby repealed

Section 4 Section seven of said act it hereby repealed

Section 5 Section eight of said act as amended by the act approved the twenty-eighth day of April one thousand nine hundred forty-three (P. L. 114) is hereby repealed

Section 6 Sections nine and ten of said act are hereby repealed

Section 7 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 764, as follows:

An Act making an appropriation to the Huntingdon Volunteer Fire Department of Huntingdon Pennsylvania for the protection of State Property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand dollars ($1,000) is hereby specifically appropriated to the Huntingdon Volunteer Fire Department of Huntingdon Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and forty-five for the protection of State Property at the Pennsylvania Industrial School or any other institution belonging to this Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 765, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire by condemnation or purchase land or land and buildings within the City of Philadelphia and within the City of Pittsburgh or the County of Allegheny and to construct alter improve and equip such property for use of the Commonwealth providing for the maintenance thereof and making an appropriation

The General Assembly of the Commonwealh of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor is hereby authorized to acquire by purchase or condemnation land or land and buildings in the City of Philadelphia and within the City of Pittsburgh or the County of Allegheny for the purpose of obtaining or constructing suitable office buildings for use of the Commonwealth

Section 2 Upon acquisition of such properties the Department of Property and Supplies may alter improve or remodel the same so they may be utilized as modern offices for use of the Commonwealth

Section 3 Within the intent of this act the words "alter" "improve" and "remodel" shall include the construction of new buildings the altering improving adding to or replacing of existing buildings the purchase or construction of water supply systems electrical and other facilities the altering improving adding to or replacing of existing water supply systems electrical and other facilities the purchase and installation of all necessary equipment in new or remodeled buildings and the payment of the cost of necessary plans specifications advertising for bids supervision and architectural and engineering and surveying fees

Section 4 The sum of one million five hundred thousand dollars ($1,500,000) or as much thereof as is necessary is hereby appropriated to effectuate the purposes of this act

Section 5 The amount of the foregoing appropriation to be expended for or upon the acquisition altering improving or remodeling of any such property shall be determined by the Department of Property and Supplies with the approval of the Governor

Section 6 The Department of Property and Supplies shall operate and manage the buildings acquired or constructed under the provisions of this act and shall subject to the provisions of The Administrative Code of 1929 employ the necessary superintendents janitors mechanics and other employes purchase supplies and services and pay all other expenses If it deems it advisable the Department with the Governor's approval may contract with experienced and reputable companies for the operation of the buildings The expenses of the operation and maintenance shall be paid from the Purchasing Fund

Section 7 Space in the buildings shall be allocated to the several departments boards and commissions of the Commonwealth with the Governor's approval and for such occupancy the departments boards and commissions shall pay monthly to the Department of Property and Supplies a rental charge as approved by the Executive Board

which shall approximate the rental paid in similar buildings under private ownership All moneys received by the Department of Property and Supplies arising out of the operation of the buildings shall be paid into the Purchasing Fund

Section 8 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 766, as follows:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia Commonwealth of Pennsylvania to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by the United Nations and ceding jurisdiction to the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The consent of the Commonwealth of Pennsylvania is hereby granted in accordance with the Seventeenth Clause Eighth Section of the First Article of the Constitution of the United States to the acquisition by the United States of America of a tract of land in the city and county of Philadelphia at such location and of such size as may be requested by the Government of the United States and approved by the Governor of this Commonwealth such tract to be used as the site of the headquarters or capitol of such organization as may be formed by the United Nations to preserve the peace of the world If and when the tract for this purpose shall have been selected by the Government of the United States and approved by the Governor of this Commonwealth a description thereof certified by the Governor shall be filed in the Office of the Secretary of Internal Affairs and in the office of the Recorder of Deeds for Philadelphia County

Section 2 Exclusive jurisdiction in and over the aforesaid tract is hereby ceded to the United States of America by the Commonwealth of Pennsylvania for the erection thereon of such buildings as may be deemed necessary by the Government of the United States or by the United Nations and for other purposes consistent with the establishment of the headquarters or capitol of the organization created by the United Nations to preserve the peace of the world

Section 3 The jurisdiction so ceded to the United States of America is granted upon the express condition that the Commonwealth of Pennsylvania shall retain concurrent jurisdiction with the United States in and over the lands and buildings aforesaid in so far that civil process in all cases and such criminal process as may issue under the authority of the Commonwealth of Pennsylvania against anyone charged with crime committed outside said land may be executed thereon in the same manner as if this jurisdiction had not been ceded The United States shall retain such jurisdiction so long as the said land shall be used for the purposes for which jurisdiction is ceded and no longer

Section 4 The jurisdiction so ceded to the United States shall be upon the further condition that the Commonwealth reserves to itself and its political subdivisions whatever power of taxation it may constitutionally reserve to levy and collect all taxes now or hereafter imposed by the Commonwealth and its political subdivisions upon property persons and franchises within the boundaries so ceded

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 770, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Farview State Hospital to acquire a certain tract of land for the use of said hospital and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Farview State Hospital is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain tract of land known as the Orvill Munson farm consisting of approximately one hundred acres with residence and buildings thereon situated

in Canaan Township Wayne County Pennsylvania and surrounded on three sides by the present property of said hospital in order to make the same available for use by said hospital

Section 2 Said tract or tracts of land when purchased shall be added to the lands of the Farview State Hospital The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Section 3 The said lands shall not be acquired until the titles thereto have been approved by the Department of Justice

Section 4 The sum of three thousand dollars ($3,000) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tract or tracts of land and the expenses incidental thereto including title searches

Section 5 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 775, as follows:

An Act making an appropriation out of the Motor License Fund to the Joint State Government Commission of the General Assembly to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions and an equitable basis for State aid to local governments for highway purposes authorizing consultation with research organizations of recognized national standing and defining its powers and duties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Joint State Government Commission for the purpose of making a thorough investigation and impartial study in order to determine the relative responsibilities and burdens which should in equity be placed on the Commonwealth and on political subdivisions in respect to financing the cost of the construction reconstruction and maintenance of the highways of the Commonwealth including all State and local highways the amount of State-aid for highway purposes which should be granted by the Commonwealth to political subdivisions for highway purposes and generally to develop a sound and scientific financial highway program for the Commonwealth and its political subdivisions

Section 2 The said Commonwealth shall have the power and its duty shall be to consult with research organizations of recognized standing to assist in developing and obtaining all the facts data statistics and information which may be necessary in carrying out the purposes of this act and the Commission shall appoint advisory committees consisting of administrative officials of State and local governments and of representatives of organized groups having direct interest in and affected by the construction recontsruction maintenance and repair of highways in the State to aid in effectuating the purposes of this act

Section 3 All departments and agencies of the State and local governments shall assist the Commission in every way possible and make available and furnish such data records information and advice pertinent to the investigation and study as provided herein and as may be deemed necessary by the Commission

Section 4 The Commission is authorized to employ all such professional technical clerical or other assistance as it may deem necessary and pertinent to this investigation and study to pay for any travelling or other expenses of its members printing of any statements or reports and to enter into contracts and agreements with organizations specifically qualified and equipped to assist the Commission in carrying out the purposes of this act

Section 5 The said Commission shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the Commission and to produce such books papers records and documents as the Commission may deem necessary Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth Each member of said Commission shall have power to administer oaths and affimations to witnesses appearing before the Commission Any person who shall wilfully neglect or refuse to testify before said Commission or to produce any books papers records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases

Section 6 The said Commission shall make a full and complete report of its findings and recommendations to the next regular session of the General Assembly not later than the first day of March one thousand nine hundred forty-seven together with such drafts of legislation as may be necessary to carry out its recommendations

Section 7 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

PERMISSION TO ADDRESS SENATE

Mr. COX asked and obtained unamimous consent to address the Senate.

Mr. COX. Mr. President, before we proceed to the next bill, I appreciate the fact that I may be out of order, but the chair is working so efficiently that the rest of us are usually three bills behind. I would like to have the privilege of very briefly making a comment about Senate Bill 775, which is a bill making an appropriation out of the motor license fund to the Joint State Government Commission of the General Assembly, to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions and an equitable basis for state aid to local government for highway purposes, authorizing consultation with research organizations of recognized national standing, and defining its powers and duties.

My comment is this: there still reposes in the Committee on Welfare, Public Assistance and Pensions a bill which I introduced to set up a commission to study the whole problem of mental institutions of Pennsylvania. It seems to me a sad commentary on our system of government that a bill with that merit should receive no attention whatsoever.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 779, as follows:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article nine of the Constitution of the Commonwealth of Pennsylvania is hereby amended to read as follows

Section 1 All taxes shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax and shall be levied and collected under general laws but the General Assembly may by general laws exempt from taxaxtion (1) public property used for public purposes (2) actual places of religious worship (3) places of burial not used or held for private or corporate profit (4) institutions of purely public charity (5) real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and (6) improvements to buildings which do not change the cubical contents thereof for a period of five years after the completion of such improvements

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Ealy,	Klein,	Tallman,
Becker,	Edmonds,	Leader,	Taylor,
Berger,	Farrell,	Letzler,	Thomas,
Blass,	Geltz,	Mallery,	Troutman,
Bowers,	Gourley,	Margie,	Tyler,
Carr,	Haluska,	McCreesh,	Wade,
Chapman,	Heyburn,	McGinnis,	Wagner,
Coleman,	Holland,	Ruth,	Wilson,
Cox,	Homsher,	Scarlett,	Woodring,
Crider,	James	Snowden,	Woodward,
Crowe,	Jaspan,	Stevenson,	Walker,
Dent,	Jones,	Stiefel,	Presiding Officer
DiSilvestro,	Kephart,		

NAYS—1

Rosenfeld,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. COLEMAN. Mr. President, I ask unanimous consent that House Bill No. 807, on third reading, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances for the State Government providing for the settlement assesment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public offices collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by further regulating the procedure and the jurisdiction of the Board of Finance and Revenue relative to certain claims for refund changing and restricting the right of the Commonwealth to impose interest on certain unpaid taxes and bonus when such taxes and bonus are not settled within a prescribed period of time further providing for the report settlement and resettlement of taxes bonus and other accounts due the Commonwealth and for the furnishing of receipts for transfer inheritnace and estate taxes eliminating provisions for an Attorney General's commission and further regulating the procedure for filing petitions for resettlement petitions for review appeals to court

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 815, as follows:

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred thousand dollars ($200,000) or as much thereof as may be necessary is hereby specifically appropriated to the Trustees of Temple University at Philadelphia for the two fiscal years beginning June first one thousand nine hundred forty-five for the necessary replacement of apparatus and equipment of the dental and other professional schools of the university

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 817, as follows:

An Act making appropriations to the Department of Property and Supplies for the further restoration improvement and equipment of the Pottsgrove Mansion in the Borough of Pottstown on the advice and subject to the approval of the Pennsylvania Historical Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars ($25,000.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purpose of completing the work of the restoration of the building known as the Pottsgrove Mansion in the Borough of Pottstown Montgomery County acquired by the Commonwealth pursuant to the provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 830)

All of said work shall be done on the advice of the Pennsylvania Historical Commission and subject to its approval

Section 2 The sum of fourteen thousand dollars ($14,000.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purpose of grading erection of walls fences paving planting and the construction of a well-house on the tract of land upon which is situate the building known as the Pottsgrove Mansion in the Borough of Pottstown Montgomery County acquired by the Commonwealth pursuant to the provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 830)

All of said work shall be done on the advice of the Pennsylvania Historical Commission and subject to its approval

Section 3 The sum of ten thousand dollars ($10,000.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purchase of furniture and furnishings for the building known as the Pottsgrove Mansion in the Borough of Pottstown Montgomery County acquired by the Commonwealth pursuant to the provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 830)

All of said furniture and furnishings shall be purchased on the advice of the Pennsylvania Historical Commission and subject to its approval

Section 4 The sum of four thousand nine hundred dollars ($4,900.00) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Property and Supplies for the purpose of engaging the services of an architect or landscape architect or both in the performance of the work provided for by this act

All of said architectural work shall be done on the advice of the Pennsylvania Historical Commission and subject to its approval

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 821, as follows:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three million seven hundred twenty-five thousand dollars ($3,725,000) or so much thereof as may be necessary is hereby specifically appropriated out of moneys in the General Fund to the Department of Commerce for the two fiscal years beginning the first day of June one thousand nine hundred forty-five to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics for the development and maintenance of State airports for assistance to political subdivision of the Commonwealth in the construction and improvement of airports and other aeronautical facilities including the making of surveys and plans and the necessary construction work and equipment Provided however that no more shall be expended from this item for such purposes or any of them than may be required to match an equal sum contributed by any political subdivision of the Commonwealth or by the Federal Government or by a poltical subdivision and the Federal Government

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 826, as follows:

An Act making an appropriation to the Department of Health to pay the costs of continuing its health programs in full under certain conditions and prohibiting the Department to accept Federal funds under certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three million four hundred thousand dollars ($3,400,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Health of the Commonwealth of Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred forty-five for the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvement to land for the purchase of equipment furniture furnishings and livestock for incidental expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the Public Health Service Venereal Disease Control Aid to Crippled Children Maternal Rheumatic Disease and Child Health Programs and any other health programs in which the Commonwealth and Federal government share the costs including the incidental expenses necessary for the proper conduct of the orthopaedic work of the department and for the purchase of braces jackets artificial limbs and crutches

Section 2 The sum hereby appropriated shall be used and expended for the aforesaid purposes in the event that all or any part of any funds ordinarily made available to the Commonwealth for the use of the Department of Health for the said purposes by the Federal government shall be denied and not paid for any reason whatsoever

Section 3 The Department of Health is hereby prohibited from entering into any arrangement or agreement with the Federal government or any of its agencies to receive funds to cover part of the costs of any of the said health programs when as a condition to qualify for such funds the Commonwealth or the Department of Health as the case may be shall be required to comply with any regulations instructions orders or directives for the establishment of any specific standards or the kind or manner of hiring appointing promoting transferring suspending discharging or removing any employes in the Department of Health which does not meet with the approval of the Governor and the Secretary of the Department of Health

Section 4 The amount of the foregoing appropriation shall be expended for any of the purposes and in the manner aforesaid and as shall be determined by the Secretary of the Department of Health with the approval of the Governor

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, House Bill 826, now up for consideration, is a bill that needs more than just a casual study. This bill makes a state appropriation of $3,400,000 for the next biennium. This money is to be used in case the Secretary of Health and the Governor should refuse to accept certain federal funds because of conditions attached to the granting of these federal funds.

We all know Dr. Stewart, and I think all the men I have talked to have a high regard for him. We know, too, that he is mixed up with the so-called Hatch Act restrictions, and is in some sort of a jam with the federal government. I do not believe the people of Pennsylvania ought to be assessed $2,127,489 in order that Dr. Stewart can participate in politics. I do not mind him participating in politics in the open, because that is perfectly all right with us. We know how cabinet officers are chosen, and if we got control of the state government we would expect to choose them along the same lines.

However, when we come to the point where we will pass an act of the Legislature to cut out state participation in federal grants, in order that an individual may play partisan politics, then I believe we are overstepping the bounds of good government and decency.

If the state government refuses to accept federal aid in this particular case, these are the items that we will be denied: Crippled children service, to the tune of $126,257; maternal and child health service to the tune of $127,497; emergency maternity and infant care, $1,873,-

735, or a total of $2,127,489 will be denied the citizens of Pennsylvania for a period of one year, if we pass this particular act of legislation. I say to you that the price is entirely too high, the price is entirely too great, to pay for any individual's participation in partisan politics.

I am willing to go on public record that Dr. Stewart can participate in all the political debates that he wants to, so long as you let us receive the money for these needy cases from the federal government.

This means that Pennsylvania will take over the burden of taking care of soldiers' wives to the tune of $1,873,000. I do not see how you can justify the passage of this bill. I do not see how any sane person can stand before the people of Pennsylvania and say this is good legislation, when all it intends to do is to say to the federal government, "we do not want your money because you would tell us how employes who are paid from this fund must be selected and how they must act."

Remember that the Hatch Act was not conceived by any of Pennsylvania's politicians; it was conceived by a combination of Republican and Democratic Congressional and Senate members; it was conceived because of charges being made that persons receiving public assistance through federal grants were participating in politics and working for the Democratic Party. When the act was passed by the federal government, the Republican Party never thought it would be used against any of their members, but it so happens that the federal law is a cover-all law, and when funds are supplied by the federal government it insists that certain qualifications must be met. It is no different than state government in its application. When we give money from the state treasury to the various school districts, we lay rules down that determine how that money must be spent; when we give money to political subdivisions out of the highway fund, we lay the rules down; and why should not the federal government, when it passes out federal funds to the various states, set up minimum standards of requirement? Even if you do not agree with the federal government's proposition, how can you justify in your own minds and to the satisfaction of the already overburdened taxpayers in Pennsylvania, how can you justify denying Pennsylvania these needed services with federal grants, when the only requirement, as I understand it, is the matter of the merit system of selection of employes and the refraining of those employes from political participation?

Mr. President and members of the Senate, you may vote a strictly partisan vote on this measure. Later, on the Calendar, we will come to a school bill that has been cut from its original requirements, by the House, and further slashed by the Senate, because you say you have not the money. The Governor handed us a message yesterday in which he said, "if you want to increase grants to schools, you will have to raise new taxes."

Where is he going to get $3,400,000 to participate in this program without new taxes? This money is already available to the state of Pennsylvania—it is already here, we can use it, we are using it—and just because Dr. Stewart happened to become enmeshed in the requirements of the federal Hatch Act is no reason why the members of this Senate should deny to the taxpayers of Pennsylvania the just share they are entitled to of federal moneys they helped to create.

I say to you this is bad legislation and has no place on the Calendar.

Mr. CARR. Mr. President and members of the Senate, the bill under discussion at the present time raises a fundamental question as to the basis of American government; it raises a question as to whether we, as the state of Pennsylvania, are an independent state in these United States.

Personally, if I had the opportunity of doing so, I would say on behalf of the state of Pennsylvania, to the federal government of the United States of America, "we do not want one cent of money from you for any purpose," and I think, when the state of Pennsylvania had done that, perhaps there would be enough of the forty-eight states in the Union willing to declare their financial independence, willing to say that no longer will we stand with a tin cup in hand and ask from the federal government that which the federal government takes away from us in taxes, and that under those circumstances we would be permitted to operate as a state, as was intended by the founders of this union of which we are a part.

Therefore I feel perfectly justified in voting for this measure.

Mr. DENT. Mr. President, I think the argument of the gentleman from Butler further strengthens the position we take on this bill. If that is the case, and the sentiment on the majority side is that you should not accept any federal money, I say let us put in a bill refusing federal aid for state highways, refusing all federal grants that we receive. I ask you, do you realize you are now trying to pass a program to participate in the federal aeronautics program, where large and small airports will be built all over the state of Pennsylvania with federal funds? If you do not believe in accepting federal funds, then why do you not go whole hog; why just go part way?

I can remember very clearly the hue and cry that went up from Governor James when he accused the federal government of cutting his share of the amount that was received in Pennsylvania for federal works projects, for W.P.A. and relief grants. He claimed that we were being discriminated against—he claimed that we were not receiving our share of federal funds.

Only when you need the money do you cry for federal aid. But at the present time we have a large surplus in Pennsylvania, an intentional surplus, built up—as I said before and will repeat again and again and again—because you set a certain figure in your budget and set a certain figure as the income from taxes, knowing full well the amounts do not agree. Past history proves that larger amounts are taken in than you set up as the amount which will be received from these taxes. By so doing you have money to play with—you have enough money to do away with over $2,000,000 a year of federal money, in order to keep a certain department in politics. I still say that is the charge.

Mr. DiSILVESTRO. Mr. President, I intend to vote "no" on this bill. However, while we are on this question, I might say that foresight is better than hindsight. This fellow they call Hatch—my committeemen say he

has a hatchet—should use a little bit of foresight. America is a country where people should have a right to express themselves; they should have the right to go to the polls and vote as they please, and campaign as they please. I hope Senator Hatch will read our Legislative Journal, and see where I advise him to use a little bit of foresight.

Mr. McGINNIS. Mr. President, of course this is an old issue and a very positive issue in this Chamber. I realize the men on the other side do not like the New Deal, but I know they were very happy when W.P.A. came along from the federal government, and saved the homes of thousands in Pennsylvania.

I remember when the C. C. C. camps were organized. Before they were organized there was not a Republican in the United States that did not denounce them as the silliest move that was ever made, and yet Pennsylvania forever ought to get down on its knees and thank our federal government for what C.C.C. did to the forests of Pennsylvania.

I detest the Hatch Act as I do civil service. I say anybody that would be a good citizen ought to engage in politics. We read where our college professors and civic leaders say we do not have enough people in politics interested in government, and yet they come along with the Hatch Act—and civil service—and say "you can do anything in the world, but do not get into politics, do not be interested in your government."

On soil erosion the federal government wants to help in this state, but the state of Pennsylvania is not getting what it deserves.

On this bill here before us the money is paid in to Washington by the taxpayers of Pennsylvania, and to be so picayune and babyish and small just because it is the New Deal or the Democratic administration in Washington, after we pay our money into Washington, probably the biggest portion of any state in this Union outside of New York State, and then for us to sit back here and be small and babyish and not accept the money back after we pay it in to the national government.

You know, I read the other day where Senator Aiken, I think, of Vermont, said if the Republican Party still continues to listen to men like Taft, in his own party, they will never win an election in the United States. Why, for twelve years you have fought this thing, you have fought the New Deal, and yet for twelve years the American people licked that reactionary old way of living. We are living in a new age.

This concerns another bill on the Calendar today, but here is an article in the Philadelphia Record by Edwin Kemp, the farm editor of the Record, on soil conservation in this state. I will not read it all but I will quote from it.

"Instead of cooperating, state agencies have fought the government soil conservation program. That is why Pennsylvania is near the bottom of the list of the states which have organized districts. There are now a thousand such districts in the United States. Less than a half dozen are in Pennsylvania. Almost all of New Jersey is under a farmer controlled, soil saving program. Almost all of Pennsylvania is not. In some counties of Pennsylvania, State College, through its extension service, has openly campaigned against establishment of conservation districts when the proposal was put to a referendum of farmers.

"Although the state has a conservation law, efforts to render it inoperative were made as recently as two months ago by persons who apparently reflected the attitude of the state Department of Agriculture.

"Because of state antagonism, Pennsylvania was the only state in which the federal soil conservation service was compelled to set up field offices staffed with its own men, to do what extension service agents were doing in other states.

"The government insisted soil erosion was a common problem requiring common action in areas affected. The state would recognize it only as an individual farm problem.

"When Triple-A came along with a state wide program of crop and soil improvement, paying farmers to adopt practices which individually they could not have afforded, the state agricultural administration again refused to cooperate. Again Pennsylvania was made an exception and still is about the only state in which Triple-A has established its own offices in each county. In other states Triple-A functions through the extension service; the county agent is the Triple-A secretary.

"An act of Congress last year ordered that all Triple-A information be distributed to farmers by extension service in each state. In Pennsylvania, extension service has refused to do this."

If this state can not get its feet on the ground and go along with the march of progress with the other states in the Union and accept these things that the government has provided, after twelve years of service to humanity and to the people of Pennsylvania, if our Legislature here is now going to be so small as to refuse those grants, or whatever you want to call them, I feel that I am in the wrong body.

Mr. EALY. Mr. President, I had not intended to speak on this bill, and what I have to say has only an indirect reference to this particular bill on the Calendar, but the debate has taken a wide field and the remarks I shall make will have a more general tendency.

I can not conceive how the United States can exist as a democracy, how we can exist with a democratic form of government, if we do not have the states. One of the reasons why the states have been compelled to go to the federal government for aid is because the federal government has dried up the local source of taxation. When we passed an amendment giving the federal government the right to levy income taxes, it was freely said that never would these taxes be more than one-tenth of the income, but when the members of Congress found such a fruitful source of income they went the limit, and the southern states took advantage of the rich northern states in getting benefits far beyond what they were entitled to.

A very prominent gentleman, a member of high position in the federal government, from the state of Texas, is reported to have said, "when those Yanks get a ham I am going to get a whole hog," and he did. I think the southern states during this New Deal period and before that time recaptured, as it were, from the North a hundred times, perhaps many more than a hundred times, what Sherman destroyed in the South during the Civil War.

Pennsylvania has been supplying a large part of this revenue to the federal government. Take, for instance, the matter of state taxes and gift taxes and other taxes of all kinds; that is the reason we have been obliged to go to the federal government for help.

In the matter of income taxes, it has been argued here today, and at other times, that Pennsylvania should adopt a graduated income tax by constitutional amendment. In New York the trouble has been that the federal government took so much of the income of the citizens of New York that there was not a proper amount left in New York for the state of New York to secure, and that will be the situation in Pennsylvania on a graduated income tax.

This matter I am speaking of applies not merely as between the state and the federal government, but it applies as between the local communities and the state. We find that people come in here daily asking us to give them something from the state. They are coming here, as it were, on every occasion. That is partly because the state has done like the federal government, taken sources of local taxation, but this has been carried to the extent that the people of the communities are pushing over to the state these matters of local or self-government, and pretty soon they will lose the capacity for local government. This is not as it should be. If the people of Pennsylvania, and other states, do not realize that each individual is a part of the government, and responsible for the government, then pretty soon we will fail as a democracy and become like those countries of Europe where the people forgot their responsibilities and turned everything over to one person.

I think the most classical example of history is that of Peru. There was a nation which had advanced far in civilization, the Peru that existed before the coming of the Spaniards, but because every individual in Peru was bound up with the head Inca, when he was captured everything stopped and thereafter that nation of perhaps seven million people was overcome by a very small handful of Spaniards.

I referred recently to a noted traveler from France, who came here about 1835 and traveled over this country and then went back and wrote a famous book on democracy in America—de Tocqueville was his name. I just want to take a moment here and read something which seems to me very pertinent. This gentleman at that time was impressed with the fact that there was a decentralization of government here in America and that was the reason this nation was becoming such a marvelous new nation. He compared that with the situation in Europe, where everything seemed to depend on a central government, and he said "* * * the political advantages which the Americans derive from their decentralized system would induce me to prefer it to the contrary plan. It profits me but little, after all, that a vigilant authority always protects the tranquillity of my pleasures, and constantly averts all dangers from my past without my care or concern, if this same authority is the absolute master of my liberty and my life, and if it so monopolizes movement and life, that when it languishes everything languishes around it, that when it sleeps everything must sleep, and that when it dies the state itself must perish.

"There are countries in Europe, where the natives consider themselves as a kind of settlers, indifferent to the fate of the spot which they inhabit. The greatest changes are effected there without their concurrence, and (unless chance may have apprized them of the event) without their knowledge; nay, more, the condition of his village, the police of his street, the repairs of the church or the parsonage, do not concern him; for he looks upon all these things as unconnected with himself, and as the property of a powerful stranger whom he calls the government."

I may inject by saying that was the condition under the W.P.A., that the federal government planned for the repairs of an alley in an outlying district of the state.

Returning to the quotation: "He has only a life interest in these possessions, without the spirit of ownership or any ideas of improvement. This want of interest in his own affairs goes so far, that if his own safety or that of his children is at last endangered, instead of trying to avert the peril, he will fold his arms and wait till the whole nation comes to his aid.

"When a nation has arrived at this state, it must either change its customs and its laws, or perish; for the source of public virtues is dried up."

Mr. WOODWARD. Mr. President, the trouble with the Senator from Westmoreland, Mr. Dent, is, as the saying goes, he sees the trees but not the forest, and his favorite tree seems to be the weeping willow.

I want to congratulate the Secretary of Health, Dr. Stewart, upon his stand, and I want to offer my congratulations to the Senator from Butler, Mr. Carr, for these two gentlemen bringing the issue up. I do not like to talk about myself, but I have at home a very interesting paper which I obtained, an official report from the Bureau of Internal Revenue in Washington, and it is a beautiful instance of what might be called the inverse ratio of the New Deal, that the southern states and all the poor states are benefited by taxes which are paid by Massachusetts, New York, Illinois and Pennsylvania, the rich states, and you can see it perfectly on these sheets of paper, that these rich states send their money to Washington and there part of it of course disappears, used up in administration, and the rest of it goes to Alabama and all the southern states, so that we are very, very altruistic in these wealthy states, because we are paying into a fund at Washington for the support of our poorer sisters.

One more personal note, and that is, I have had for two years in my desk a resolution, which is a concurrent resolution, and it says—the forty-seven other states concurring—the Commonwealth of Pennsylvania will no longer receive federal funds. I was going to ask for immediate consideration, but, on second thought, the resolution is still in my desk.

Mr. McGINNIS. Mr. President, I have realized for a number of years that Senator Ealy was very much worried about the future of America and the New Deal. I remember very distinctly in 1936 and 1940, in those campaigns, all we heard was "Oh, this New Deal is making us soft, nobody is going to work, it is going to destroy America." I did not hear that argument in 1944. The best proof of it all is this, we have been at war for four or five years, and this New Deal that has governed our country for twelve years and that was going to make us soft so that we would not work, we would all be beggars

down on our knees to the federal government, we would all be spoiled, the war came along and what has happened? We have produced the grandest and the greatest army that ever trod this earth, the greatest navy that ever sailed the seas. It is a sort of a coincidence that here today the leaders of the reactionary crowd of Europe, Mussolini and Hitler, are dead, but this New Deal had so served its people back home, were so concerned about them back home, they did not go to Washington and forget the people back home, they were concerned about every home owner and every worker in America. That is what makes fighters, that is what makes an army. Ah, the armies that have got tyrants at the head and have them ground down, those boys can not fight, they can not sail the seas, like those of the American Government, which looked after its people, and built young men and women during those years, so that when a war came on they showed what real government does when it is concerned, not with the few at the top, but down back into every home in America.

Mr. WOODRING. Mr. President and members of the Senate, we have heard from the other side that Pennsylvania should not and does not want to accept any more money from the federal government, but I can not sit still and refrain from pointing out to the gentlemen on the other side that under Senate Bill 585, introduced by the gentleman from Lancaster, a bill which was to take away the $30 per month assistance to the blind people of Pennsylvania and to relegate the blind to the roll of a relief recipient, that bill was admittedly framed and introduced into this Senate for the purpose of receiving additional federal funds. Neither do I forget that the Governor's stream clearance program calls for an appropriation, a gift, by the federal government to the Commonwealth of Pennsylvania, of $10,000,000.

We can not blow hot and cold at the same time. Either you folks were wrong on those two major matters or you are wrong now. It seems to me we go back to the same theory you had when you considered the Farrell-Woodring resolution to memorialize Congress to set up the machinery to institute a worthy and everlasting peace, when the answer was, "we can not do it because we are opposed to memoralizing Congress," and then the very next week the majority members introduced a resolution to memorialize Congress. It seems to me we at least ought to be consistent.

There has been a lot of talk here, and the hour is late and I am sorry for prolonging the debate, but this is an important measure, and it is an expensive measure, and I therefore feel justified in taking a few minutes.

In addition to the $3,400,000 of appropriations carried in this bill, there is an additional amount which ought to be considered; there is the grant by the United States Public Health Service of $955,000 which has already been set up for Pennsylvania for the year 1945, and which, put on a biennial basis, amounts to $1,910,000, so that, added to the $3,400,000 appropriation in this bill, totals $5,310,000 that this bill is going to cost the people of Pennsylvania.

I think the answer to the whole question of the merits of the bill is summed up in an editorial in the Philadelphia Record of April 25, one week ago tomorrow. My friends will say, "Oh yes, but that is the Philadelphia Record," and so that I am on the record properly, I read both papers, I take the good out of both, and I think this is a logical editorial and I therefore will read it. It is captioned "State G. O. P. Offers $3,400,000 To Keep Dearest Liability," and is as follows:

"Secretary of Health A. Hamilton Stewart is one of Pennsylvania's worst liabilities.

"Yet the Republican State machine would throw away $3,400,000—throw it, in fact, into Uncle Sam's face—in order to keep Stewart in power.

In the House at Harrisburg Monday night, the GOP majority passed the Bower bill. It would provide—out of the taxpayer's pocket—$3,4000,000 to replace Federal contributions of that amount to State health services.

"The Republican organization just refuses to be told by the Federal Government how the Federal contributions should be spent. It would rather spend its own . . . er, the Pennsylvania taxpayer's money.

"And what brought up this issue? The Federal Government, through the U. S. Civil Service Commission, told the State to fire Dr. Stewart.

"Dr. Stewart, the commission found, violated the Hatch act in the 1942 campaign by macing Health Department employes. If Pennsylvania didn't dismiss Stewart, twice his $10,000 salary would be withheld from the Federal contributions to his department.

"Instead of complying, Harrisburg officialdom felt offended. Rep. Adam T. Bower, Northumberland Republican, introduced this bill, a $3,400,000 spite bill.

Bower, oddly enough, is chairman of the House Labor Committee, which has yielded to reactionary pressure and kept the Brown Fair Employment Practice Commission bill bottled up. Gov. Martin opposes the Brown bill because it would cost too much—$300,000 a year. Yet his administration boys are willing to spend $3,400,000 to keep one of its office-holders in power.

"Dr. Stewart is the man who as chairman of the State Sanitary Water Board refused to make the coal operators halt the dumping of waste into State streams. He held up for months Pennsylvania's participation in the Federal program of material aid to servicemen's wives. He has failed to participate in the Federal-State program against rheumatic fever. The Hatch act citation adds another malodorous note to his record.

"The GOP now is willing to spend $3,400,000 to perpetuate in office a man who has consistently blocked the people in their desire for progress. We used to get reaction without special appropriations for it. Now we have to pay extra for it!"

I am going to vote against the bill.

Mr. KEPHART. Mr. President, this is not a question, in my mind, of the New Deal, it is not a question of Dr. Stewart, it is not even a question of receiving grants from the federal government. The question is whether the federal government can come along and offer a grant and say "if you take it, you must let us run your employes in this manner, in that manner, in the other manner."

We have received grants from the federal government for two purposes, for stream clearance—we have no quarrel with that type of grant, at least I do not—but we have refused to receive grants from the federal government in connection with the blind, because the federal government insisted, as a condition to the grant in connection with the blind, that the blind be put on a pauperized basis, and the state refused to see its blind on that basis.

Here we are refusing to receive this grant because the federal government may want to attach the condition to it that it can govern the employes in the Commonwealth of Pennsylvania. That is a state right. It is a state right that the federal government has no right to take away from this Commonwealth, and it is a state right we should not be bribed to let them take away.

Mr. BARR. Mr. President, it looks like another civil war is about to start and Pennsylvania is about to secede from the United States. Down in the news room they call this bill the Federal Hatch Act Evader Bill. It looks like Pennsylvania is going to take out its squirrel gun and shoot the federal boys if they come within the boundaries of the state limits.

The price is too high in this bill. I, for one, think the Hatch Act is as unconstitutional as any act that was ever written. I do not see any need for House Bill 826.

I see Dr. Stewart is in the Senate Chamber now, and I would like to say this t ohim: I do not have much money, but I will at least put a hundred dollars in a kitty and start a test case, and let us take this Hatch Act up to the Supreme Court and throw it out, as it should be, and then we will not have squirrel-like legislation on our books like we have today.

Mr. CARR. This will be very brief. I still say that if I have ten dollars in my right hand pocket and someone comes along and takes that ten dollars out of my right-hand pocket and puts five dollars back in my left-hand pocket, with strings attached to it, I am against it.

Mr. DENT. Mr. President, my dad always told me, when I was a kid, "when somebody starts hollering there is a thief in the room, look in his pocket for your purse." I do not think the federal government should be charged with taking out of the pockets of the state the amount of money obtained from the state and kicking back half of it.

This is not in any way a matter of bribery, as the gentleman from Philadelphia, Mr. Kephart, says it is.

When we give money to the school districts we tell them what qualifications teachers must have, and when the federal government gives us money, it makes specific provisions and tells us what qualifications the employes must have. That is all it is, I say.

I will say to the kind old gentleman from Philadelphia that I may be a weeping willow, but I would rather be one of those than an old ash out of the forest.

Mr. HOLLAND. Mr. President, I have heard in the last twelve years many isolationist speeches, complaining about America entering into world cooperation with other nations, but I never thought I would live to hear in the Senate of Pennsylvania real isolation speeches being made by Senators who, by their way of thinking, should secede from the Union. Anyone knows that these are the United, —and I emphasize United—States of America, and each one of the forty-eight states has a responsibility to the other states. The United States will be as strong as its weakest state, unless the rich state helps to bring up the poor state.

To go out on a limb, like has been done today, and say because Pennsylvania is an industrial state, selling its industrial machinery to the world and the other forty-seven states, that we should keep all the riches and all the profit here, is not according to the Constitution of the United States of America. If these other forty-seven states did not buy our products we would not work in Pennsylvania.

And when you speak of going to the federal government with a tin cup, who went to the federal government first? Did the federal government come to us when the people of Pennsylvania were starving and when a Republican President and a Republican Governor did nothing about it? No. You and I know it was the then Governor of the state who went to the federal government and asked for aid to feed the poor and house those who did not have proper housing.

Yes, as Senator Barr says, it was the bankers who went there first and asked the federal government for aid, and I know that in Pennsylvania the same bankers who were crying for aid in 1932 are the bankers today who are crying the loudest about the New Deal that let them keep their banks, and saved the system under which we all live.

I say to you, Mr. President, if we in Pennyslvania should build a fence around Pennsylvania, fencing is the worst type of isolationism and the worst type of patriotism that I have ever head of. We are a member of the United States of America, we are one of the forty-eight states, and we owe a responsiiblity to the other forty-seven, and if, through the wealth of Pennsylvania, we can go to the South and help the poor of the South, that is our duty, and those who say they follow the teachings of the Christian religion should not raise their voices at helping the poor of the South. If we followed the teachings of Christ, which we should follow, we would not care where we helped the poor, whether it be in the South or in the tropical countries of the Pacific or the darkest forests of Africa; if we have the money we should help. Since God has been good to Pennsylvania and permitted us to make money, we should share it with other states which are poor and need help.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—32

Becker,	Ealy,	Kephart,	Thomas,
Berger,	Edmonds,	Letzler,	Troutman,
Blass,	Farrell,	Mallery,	Tyler,
Bowers,	Geltz,	Scarlett,	Wade,
Carr,	Heyburn,	Snowden,	Wagner,
Chapman,	Homsher,	Stevenson,	Wilson,
Crider,	James,	Tallman,	Woodward,
Crowe,	Jones,	Taylor,	Walker, Presiding Officer

NAYS—18

Barr,	Gourley,	Leader,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,	Klein,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

PARLIAMENTARY INQUIRY

Mr. DENT. Mr. President, I rise on a parlimentary inquiry.

The PRESIDING OFFICER. The gentleman from Allegheny will proceed.

Mr. DENT. Mr. President, House Bill 826 is a special appropriation bill, with restrictions in it, does this bill not require a two-thirds vote in the Senate of Pennsylvania.

The PRESIDING OFFICER. The parliamentary inquiry of the gentleman from Westmoreland is not well taken.

Mr. BARR: Does the Chair have any authority in support of its ruling?

The PRESIDING OFFICER. The Chair has ruled. If the gentleman from Allegheny so desires, after reference to the rules of the Senate, he may appeal from the ruling by the Chair.

Mr. BARR. Mr. President, there is nothing in the rules that I can find to support the ruling by the Chair.

Mr. DENT. Mr. President, it does not matter so long as the question was raised; if the bill becomes law, and that is a requirement, it will be immediately thrown out by the courts, so we will let it rest at that. The constitutional requirement is what it is.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 839, on third reading, entitled:

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 844, as follows:

An Act to amend section ten of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" including the solicitor for delinquent real estate tax and water rate liens and the employes of his office under the provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section ten of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" is hereby amended to read as follows

Section 10 The benefits conferred by this act shall apply to all persons employed in any capacity by or holding positions in the cities included in its provisions Provided That this act shall not apply to employes of such departments bureaus or offices as are now protected by pension authorized by the laws of this State and in force at the time of the passage of this act

For the purposes of this act the solicitor and all employes of the office of the solicitor for delinquent real estate tax and water rate liens provided for by the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 629) shall be regarded as persons employed by or holding positions in the cities included in the provisions of this act to the extent that they may if they so desire avail themselves of the benefits of the act to which this is an amendment by paying to the board of pensions monthly the amount provided for by said act

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 845, on third reading, entitled:

An Act to amend section thirteen of the act approved the twenty-third day of May one thousand nine hundred seven (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provisions to be misdemeanors and providing penalties for violations thereof" by further regulating the eligibility lists in cities of the second class "A"

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 868, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the construction of a driveway at the Ephrata Cloisters

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five thousand dollars ($5,000) or

so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical Commission out of the Motor License Fund to be used for the construction of a driveway at the Ephrata Cloisters Ephrata Lancaster County Pennsylvania and the payment of all costs and expenses necessary and incident thereto including wages and professional fees the purchase of materials the grading paving and edging and the construction of catch basins and drainage lines

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Holland,	McGinnis,	Wade,
Coleman,	Heyburn,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 869, as follows:

An Act making an appropriation to the Trustees of the George Jr Republic Association Grove City Pennsylvania for the payment of costs of new construction and repairs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary is hereby specifically appropriated to the Trustees of the George Jr Republic Association Grove City Pennsylvania for the payment of the cost of constructing additional dormitories and the repair of existing buildings

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 873, on third reading, entitled:

An Act to further amend sections fifteen and eighteen of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not havng a captal stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" providing for the termination of memberships for filing summaries of audits; for involuntary winding up and disolution of associations failing to file such summaries exempting associations from payment of certain State taxes and the filing of reports relative thereto and imposing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 874, as follows:

An Act to further amend the act approved the thirtieth day of April one thousand nine hundred twenty-nine (P. L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" providing for associations to be formed by two or more cooperative agricultural associations removing certain limitations on holding of common stock enlarging the powers to purchase stock of certain other corporations providing for preferred stock in classes differing only as to rate of dividend further regulating preferred stock dividends and patronage refunds further regulating voting rights of stockholders requiring filing of summaries of audits imposing penalties and changing the words "Auditor General" to the words "Secretary of Revenue"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections two and four clauses thirteen and fourteen of section five sections six and seven of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (P. L. 885) entitled "An act to provide for the incorporation and regulation of cooperative agriculture associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" are hereby amended to read as follows

Section 2 Cooperative agricultural associations insti-

tuted for the purposes of mutual help having capital stock may be formed under the provisions of this act by any number of persons not less than five engaged in agriculture or by two or more cooperative agricultural associations formed under this act or similar acts of another State Territory or the District of Columbia qualified to do business within the Commonwealth of Pennsylvania as cooperative agricultural associations For the purposes of this act all persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations shall be deemed to be engaged in "agriculture"

Section 4 The articles of association of an intended association must be subscribed by five or more persons three of whom must be citizens of this Commonwealth or by two or more cooperative agricultural associations as defined in section two hereof and shall set forth

I The name of the association which shall include the word "cooperative"

II The class of service to be performed by the association which services shall be one or more of those enumerated in section three of this act

III The principal place where its business is to be transacted which shall be within this Commonwealth

IV The term for which it is to exist

V The amount of its capital stock and the number and par value of shares into which it is divided the names and post-office addresses of the subscribers the number of shares subscribed by each and the amount of capital actually paid into the treasury which shall not be less than ten per centum of the capital stock

VI The number of its directors for the first year not less than five the names and residences of those who are chosen for directors for the first year and the name and residence of the treasurer

VII Any other provisions not inconsistent with law which the association may see fit to adopt governing the regulation and conduct of its affairs

Notice of the intention to apply for any such charter shall be inserted in one newspaper of general circulation printed in the county where the principal place of business is situated for one insertion setting forth briefly the character and purpose of said corporation and the kind of service to be performed by it such advertisement shall be at least three days before the application is laid before the Governor

The articles of association shall be acknowledged by not less than five of the subscribers thereto or by the president and treasurer of two or more such cooperative agricultural associations before any officer authorized to take acknowledgments and administer oaths and affirmations in this Commonwealth and they shall also make and subscribe an oath or affirmation before said officer that the statements contained therein are true

Said articles of association accompanied with proof of publication of the notice hereinbefore provided to be given shall then be presented to the Governor of this Commonwealth who shall examine the same and if he finds it in proper form and within the purpose mentioned in this act he shall indorse his approval thereon and direct letters patent to issue in form similar to those issued to corporations of the second class in this Commonwealth which letters patent shall incorporate the subscribers and their associates and successors into a body politic and corporate in deed and in law by the name chosen Said articles of association shall be recorded in the office of the Secretary of the Commonwealth in a book to be by him kept for the purpose

The original articles of association together with all indorsements shall be recorded in the office of the recorder of deeds in and for the county where the principal place of business is situate From thenceforth the subscribers thereto their associates and successors shall be a body politic and corporate for the purpoes and upon the terms named in the said article of association Certified copies of the records thereof shall be competent evidence for all purposes in the courts of this Commonwealth

Section 5 Each association so formed under the provisions of this act and when so formed by virtue of its existence as such shall have the following powers

* * * * *

13 To issue and sell its preferred stock in classes differing only as to rate of dividend agreed to be paid and to issue and sell its common stock [but no person shall become the owner of more than five per centum of the outstanding common stock of the association]

14 To purchase and hold stock of corporations engaged in the buying [or] selling freezing refrigerating warehouseing packing or processing of agricultural products as herein defined when such purchase and holding shall be in keeping with the purposes for which the association was formed

Section 6 Any association may transact or do business with or for patron stockholders or patrons not stockholders and may issue and sell its preferred stock to patrons or non-patrons of the association but common stock of the association shall be sold to patrons only and the certificate of common stock shall contain a provision that the association shall have an option to redeem the stock at par value plus accrued dividends when the owner thereof has for a period of twelve months done no business with the association and shall contain a further provision that no sale of stock shall be valid without the written consent of the association and if the association withholds its consent to such sale then the association shall redeem such stock at par value plus declared or in the case of cumulative dividends accrued dividends Dividends on the common stock shall be paid only after dividends are paid on the preferred stock and the required surplus fund set aside and shall be not greater than six per centum per annum [except as hereinafter provided] Dividends on preferred stock shall be not greater than six per centum per annum and [shall] may be cumulative

After payment of the dividend on the preferred stock and after making provision from [its] the net earnings or savings for the reserve fund as hereinafter provided the remainder of the net earnings [of the association] or savings not required for dividends on the common stock may in the discretion of the directors be distributed as a patronage refund Patron stockholders and non-stockholder patrons shall be entitled to patronage refunds at [double] the same rate [of patronage refunds to which non-stock holder patrons shall be entitled]. Patronage refunds may be credited to the accounts of non-stockholders in the purchase of capital stock of the association

Section 7 Every common stockholder shall be entitled to one vote only and no vote by proxy shall be permitted except in the event of voting to authorize the increase of the shares of stock or of the indebtedness of the association in which case the stockholder may vote in person or by proxy Provided however That an association with more than five hundred common stockholders may provide by its by-laws for voting generally by proxy Preferred stock shall be non-voting

Section 2 Section sixteen of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 645) is hereby further amended to read as follows

Section 16 Any such association after making provision for the payment of dividends on the preferred stock and before payment of dividends on the common stock or the distribution of any patronage refund [or dividend] shall set aside ten per centum of the total net earnings or savings annually for a reserve fund until the reserve fund shall equal at least thirty per centum of the paid up capital stock The reserve fund shall be available for such purposes as shall be designated and authorized by the vote of two-thirds of the members of the board of directors at a duly assembled meeting of said board subject to such limitations and conditions as shall be provided for in the by-laws of the association

Section 3 Sections seventeen eighteen twenty and

twenty-three of said act are hereby amended to read as follows

Section 17 At the close of each fiscal year a complete audit of the operations of the association shall be made by a qualified accountant or accountants employed by the board of directors the written report of whom shall include statements of services rendered by the association the balance sheet the receipts and disbursements and the assets and liabilities the total number of stockholders and other proper information and shall be submitted to the members at the next regular meeting Within three months after the expiration of the fiscal year for which made the secretary of said association shall file [one copy of said report] a summary of the statistical information contained in the report of audit with the Secretary of Agriculture of this Commonwealth and [one copy] with the Dean of the School of Agriculture of the Pennsylvania State College upon a form prescribed by the Secretary of Agriculture with the approval of the Dean of the School of Agriculture

Any association which for three successive years shall fail to file with the Secretary of Agriculture the summary of audit hereinbefore provided shall be notified by registered mail by the Secretary of Agriculture that such summary must be filed within thirty days from the date of mailing such registered notice In the event such association fails to file the summary of audit within the period of thirty days the Secretary of Agriculture shall certify to the Secretary of the Commonwealth that such association has failed to comply with the terms of this section The Secretary of the Commonwealth upon receipt of said certificate shall by registered mail notify said association its president and its treasurer at their last known addresses that upon a day fixed by him which shall not be less than thirty days nor more than forty-five days from the date of mailing such registered notices a hearing will be held before him in his office at Harrisburg Pennsylvania to determine whether such association is still doing business During the period between the mailing of such registered notices and the date of the hearing the Secretary of the Commonwealth shall cause an advertisement of the date and purpose of such hearing to be inserted for two successive weeks in at least one newspaper of general circulation in the county where the principal office of said association is located which shall constitute notice to all interested parties Such registered notices and such advertisement shall state that in the event no evidence is produced before the Secretary of the Commonwealth that such association is doing business the record of such hearing will be transmitted and certified to the Attorney General for the purpose of instituting proceedings for the involuntary winding up and dissolution of such association and to annul vacate and forfeit the articles of such association

At the hearing before the Secretary of the Commonwealth the Secretary of Agriculture or his deputy shall be sworn and shall give testimony regarding the failure of such association to file the summaries of audits

In the event that such association prior to the hearing shall have filed with the Secretary of Agriculture the summaries of audits for the preceding three years such proceedings shall then be dismissed without prejudice to such association

If testimony is presented at the hearing showing that such association is doing business such proceedings shall then be dismissed and if the officers of such association shall neglect or refuse to file such summaries of audits with the Secretary of Agriculture and with the Dean of the School of Agriculture as hereinbefore provided in this section within thirty days from the date of said hearing said officers shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than three hundred dollars ($300) or imprisonment for not more than six months or both at the discretion of the court

In the event no testimony is presented to the Secretary of the Commonwealth that such association is doing business the Secretary of the Commonwealth shall certify and transmit the record of such hearing to the Attorney General who at the expense of the Commonwealth except as hereinafter provided shall institute involuntary proceedings for the winding up and dissolution of such association and to annul vacate or forfeit the articles of such association If in said involuntary proceedings said association shall appear in opposition thereto and shall show that it is solvent and doing business and the court shall dismiss the proceedings said dismissal shall be at the cost of such association In the event of such dismissal if the officers of such association shall neglect or refuse to file such summaries of audit with the Secretary of Agriculture and with the Dean of the School of Agriculture as hereinbefore provided in this section within thirty days from the date of such dismissal said officers shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than three hundred dollars ($300) or imprisonment for not more than six months or both at the discretion of the court No person shall without the consent of the association except for official purposes or in obedience to judicial process make or permit any disclosure whereby any information contained in said [report] summary of audit may be identified as having been furnished by said association No person association copartnership or corporation or its or their agents employes or officers shall knowingly induce or attempt to induce any stockholder of an association organized hereunder to breach his marketing contract with the association nor maliciously and knowingly spread false reports about the finances or management thereof Any such person violating the prohibitions set forth in this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not more than three hundred dollars ($300) or imprisonment for not more than six months or both at the discretion of the court

Section 18 The articles of association may be amended pursuant to an affirmative vote of two-thirds of all the common stockholders in attendance at any regular meeting or at a special meeting called for the purpose due notice of the time place and object of which regular or special meeting shall have been given as prescribed in the by-laws Provided however That in case of the increase of the shares of stock or of the indebtedness where there is a limitation of the indebtedness in the articles of association the articles of association shall be be amended pursuant to the consent of the persons holding the larger amount in value of the common stock when represented in person or by proxy at any such regular or special meeting provided that at least sixty days notice thereof has been given in the manner as required by the by-laws A copy of such amendment signed and acknowledged by not less than three of the directors shall be presented to the Governor of the State of Pennsylvania who shall examine the same and if he finds it in proper form he shall indorse his approval thereon Said amendment shall then be recorded in the office of the Secretary of the Commonwealth in a book to be by him kept for the purpose The said amendment together with the indorsements thereon shall then be recorded in the office for the recording of deeds in the county where the principal place of business is situate

Any cooperative agricultural association organized under the provisions of this Act where there is no limitation of indebtedness in the articles of association or where by amendment to the articles of association a provision limiting the amount of the indebtedness has been removed desiring to do so shall increase its indebtedness in the following manner The board of directors of the association shall adopt a resolution setting forth the desired increase and directing that the question of the proposed increase be submitted to a vote at an annual meeting of the shareholders or at a special meeting of the shareholders Written notice stating that the purpose or one of the purposes of such meeting is to consider the question of increasing the indebtedness of the association shall be given to each shareholder of record at least sixty days before the date of the meetng If such meeting be an annual meeting such

purpose may be included in a notice of such annual meeting provided the notice is given at least sixty days before the date of the annual meeting The resolution shall be adopted upon receiving the consent of the persons holding the larger amount in value of the common stock when represented in person or by proxy at such regular or special meeting Nothing herein contained shall be construed to apply to indebtedness contracted in the usual course of business transacted by the association

Section 20 No association organized under the provisions of this act shall be liable for the payment of any State tax upon its capital stock or upon any scrip bonds certificates or other evidences of indebtedness issued by such corporation and all stocks bonds et cetera issued by such associations shall be exempt from all State taxation and such associations shall not be required to file with the [Auditor General] Secretary of Revenue of this Commonwealth the reports relative to such taxes as are or may be by law required of corporations not exempt from the payment of such taxes

Section 23 Said certificates shall be acknowledged by at least three of the directors of said corporation before the recorder of deeds of the county in which the chief operations are to be carried on or in which the principal office is situated and said directors shall also make and subscribe an oath or affirmation before him to be endorsed on the said certificate that the statements contained therein are true The said certificate shall then be produced to the Governor of this Commonwealth who shall examine the same and if he finds it to be in proper form and within the purposes named for associations under this act he shall approve thereof and endorse his approval thereon and direct letters patent to issue in the usual form incorporating said stockholders and their successors into a body politic and corporate in deed and in law by the name chosen and the said certificate shall be recorded in the office of the Secretary of the Commonwealth in a book to be by him kept for that purpose and he shall forthwith furnish the [Auditor General] Secretary of Revenue an abstract therefrom showing the name location amount of capital stock and name and address of the treasurer of such corporation the said original certificate with all its endorsements shall then be recorded in the office for the recording of deeds in and for the county where the chief operations are to be carried on

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Barr,	Dent,	Kephart,	Tallman,
Becker,	DiSilvestro,	Klein,	Taylor,
Berger,	Ealy,	Leader,	Thomas,
Blass,	Edmonds,	Letzler,	Troutman,
Bowers,	Farrell,	Mallery,	Tyler,
Carr,	Geltz,	Margie,	Wade,
Chapman,	Heyburn,	Ruth,	Wagner,
Coleman,	Holland,	Scarlett,	Wilson,
Cox,	Homsher,	Snowden,	Woodring,
Crider,	James,	Stevenson,	Woodward,
Crowe,	Jones,	Stiefel,	Walker, Presiding Officer

NAYS—6

Gourley,	Jaspan,	McGinnis,	Rosenfeld,
Haluska,	McCreesh,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 877, on third reading, entitled:

An Act to further amend sections sixteen and seventeen of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurer to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" clarifying the provisions relating to the resale of such property purchased by the county commissioners at county treasurer's sales eliminating the right of redemption after such sales and further proviling for the reimbursement to the county for moneys spent on such property in certain cases

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 992, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby appropriated out of the General Fund to the Pennsylvania Historical Commission for further restoration preservation and improvement of the birthplace of the world's petroleum industry at Drake Well Memorial Park for the completion of a replica of the original Drake Well derrick and its machinery for the payment of salaries wages or other compensation for professional technical or other services necessary for planning and executing the restoration preservation and improvement of Drake Well Memorial Park for the necessary cost of landscaping for surveying the property and installing suitable boundary monuments for relocating the paths and improving parking areas for raising sections of the park area above flood level and for repairing the dike for the purchase of tools implements books manuscripts pictures and other objects of interest to the public in connection with the history of petroleum for the purchase of necessary equipment and for other incidental and contingent expenses

Section 2 This act shall become effective immediately upon final passage

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1052, as follows:

An Act authorizing the compromise and final settlement of claims and suits for the collection of inheritance taxes upon the estate of decedents and claims and suits for the escheat of such estates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all cases in which the Attorney General is willing to make a compromise and final settlement of a claim or suit for the collection of inheritance taxes upon the estate of a decedent or a claim or suit for the escheat of all or a portion of such estate and further desires that his action shall be approved or sanctioned by the Governor and by the Auditor General and Secretary of Revenue and that the fact of such approval shall appear as a matter of public record such agreement of compromise and final settlement shall be signed by the Governor the Attorney General the Auditor General and Secretary of Revenue and recorded in the office of the recorder of deeds of the county in the orphans' court of which such estate is being administered and shall be conclusive evidence of the making of such compromise or final settlement and be binding upon the Commonwealth and all other parties in interest

Section 2 The enactment of this statute shall not lessen or restrict by implication or otherwise the powers which the Attorney General possessed prior to its enactment

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1062, on third reading, entitled:

An Act to further amend section nine of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties to the judges thereof and appeals therefrom" by giving trustees the right to hold certain real estate under certain conditions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1085, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing Route 53073 in Schuylkill County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Route 53073 established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of such act" as amended by the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1348) is hereby amended to read as follows

Route 53073 Beginning at a point of road intersection about .25 of a mile north of the point of intersection of Cass New Castle and Norwegian Township lines in Cass Township thence [northeasterly through Cass and New Castle Townships] to a point near a railroad crossing thence over a right-of-way to be dedicated for highway purposes thence to a point where it intersects Route 53032 at Wade in Schuylkill County a distance of about 1.6 miles

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Ealy,	Klein,	Stiefel,
Becker,	Edmonds,	Leader,	Tallman,
Berger,	Farrell,	Letzler,	Taylor,
Blass,	Geltz,	Mallery,	Thomas,
Bowers,	Gourley,	Margie,	Troutman,
Carr,	Haluska,	McCreesh,	Tyler,
Chapman,	Heyburn,	McGinnis,	Wade,
Coleman,	Holland,	Rosenfeld,	Wagner,
Cox,	Homsher,	Ruth,	Wilson,
Crider,	James,	Scarlett,	Woodring,
Crowe,	Jaspan,	Snowden,	Woodward,
Dent,	Jones,	Stevenson,	Walker,
DiSilvestro,	Kephart,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1104, on third reading, entitled:

An Act relating to soil conservation and soil erosion and land use practices contributing to soil wastage and soil erosion providing for the organization of the various counties into soil conservation districts the appointment of their officers and employes and prescribing their powers and duties creating the State Soil Conservation Commission in the Department of Agriculture and fixing its powers and duties relative to the enforcement of this act providing financial assistance to such soil conservation districts and authorizing county commissioners to make appropriations thereto providing for disposition and operation of existing districts and repealing existing laws

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1209, on third reading, entitled:

An Act relating to and regulating the business of the use and disposition of the bodies of dead animals providing for the licensing of such business and the cancellation of such licenses authorizing the Department of Agriculture to promulgate rules and regulations therefor and imposing certain duties upon said department and providing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

REPORT FROM SUB-COMMITTEE

Mr. DENT. Mr. President, I desire to report from a sub-committee to the main committee of Mines and Mining Senate Bill 605, for action by the main committee, and I do it publicly because there is a controversy on this question.

The PRESIDING OFFICER. Let the Legislative Journal note that the sub-committee has made a report on Senate Bill 605. The Chairman of the Committee on Mines and Mining may receive the bill from the Secretary.

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess until 10:00 o'clock p. m., Eastern War Time.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor John C. Bell, Jr.) in the Chair.

The time of recess having elapsed the Senate will be in order.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 62, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropiration" as last amended by imposing an additional tax on liquid fuels providing for the payment thereof into the Motor License Fund making appropriations and providing for the distribution to certain political subdivisions of this Commonwealth with certain conditions making an appropriation to the Joint State Government Commission for certain purposes and imposing duties on the Department of Highways

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. GELTZ offered the following amendents:

Amend Sec. 1, (Sec. 4), page 3, line 26, by inserting after the word "effective": "June first nineteen hundred forty-five"; Amend Sec. 1, (Sec. 10), page 6, lines 15, 16 and 17, by striking out the words "for the two calendar years beginning the first day of January one thousand nine hundred forty-six"; Amend Sec. 1, (Sec.) 10), page 6, line 18, by striking out the words "and in the manner as"; Amend Sec. 1, (Sec. 10), pages 6 and 7, by striking out all of lines 20 to 28, both inclusive, on page 6; all of lines 1 to 11, both inclusive, and the words "the year in which an allocation is made" in line 12, on page 7; and inserting in lieu thereof:

"One cent per gallon of the tax collected under the provisions of this act shall be paid into the Motor License

Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated to the cities, boroughs, towns, and townships of the Commonwealth for the purposes hereinafter set forth.

"Fifty per cent of the money shall be allocated on the basis of population and the other fifty per cent shall be allocated on the basis of road and street mileage. Each city, borough, town and township shall receive its proportionate share of the moneys allocated on a population basis as their population bears to the total population of all the political subdivisions of the Commonwealth, and each city, borough, town and township will receive an allocation based upon the number of miles of local roads and streets under its jurisdiction in relation to the total number of miles of roads and streets in all of the cities, boroughs, towns and townships of the Commonwealth."

Amend Sec. 1, (Sec. 10), page 8, line 7, by inserting after the word "submitted": "annually"; Amend Sec. 1, (Sec. 10), page 8, lines 13 and 14, by striking out the words "appropriated allocated and apportioned herein from", and inserting in lieu thereof: "paid into"; Amend Sec. 1, (Sec. 10), page 8, line 14, by inserting after the word "Fund": "from time to time"

On the question,

Will the Senate agree to the amendments?

POINT OF INFORMATION

Mr. COLEMAN. Mr. President, I rise on a point of information.

The PRESIDENT. The gentleman from Lackawanna will state his point of information.

Mr. COLEMAN. Mr. President, do I understand that the amendments have been approved.

The PRESIDENT. They have not.

Mr. COLEMAN. I ask that after the approval, assuming the Senate approves the amendments, that House Bill 62 go over in its order on second reading as amended.

The PRESIDENT. The Chair suggests that the gentleman from Lackawanna make his request later. Opportunity will be given to the gentleman from Lackawanna to be heard.

(The Senate was at ease.)

Mr. COLEMAN. Mr. President, I withdraw my request that House Bill 62 go over in its order.

And the question recurring.

Will the Senate agree to the amendments?

(A voice vote having been taken, the question was determined in the negative.)

Mr. DENT. Division, Mr. President, I call for a division.

Mr. BARR. Roll call, Mr. President.

The PRESIDENT. Two Senators having demanded a roll call, they are entitled to it under the Constitution.

The Clerk will call the roll.

And the question recurring,

Will the Senate agree to the amendments?

The yeas and nays were required by Mr. DENT and Mr. BARR and were as follows, viz:

YEAS—20

Barr,	Geltz,	Klein,	Ruth,
Coleman,	Gourley,	Margie,	Stiefel,
Cox,	Haluska,	McCreesh,	Troutman,
Dent,	Holland,	McGinnis,	Wagner,
DiSilvestro,	Jasnan,	Rosenfeld,	Woodring,

NAYS—28

Becker,	Crowe,	Kephart,	Taylor,
Berger,	Ealy,	Letzler,	Thomas,
Blass,	Farrell,	Mallery,	Tyler,
Bowers,	Heyburn,	Scarlett,	Wade,
Carr,	Homsher,	Snowden,	Walker,
Chapman,	James,	Stevenson,	Wilson,
Crider,	Jones,	Tallman,	Woodward,

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. GELTZ offered the following amendments:

Amend Sec. 2, pages 10 and 11, by striking out all of lines 22 to 28, both inclusive, on page 10; and all of lines 1 to 15, both inclusive, on page 11.

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. GELTZ offered the following amendment.

Amend Sec. 3, page 11, line 16, by striking out the figure "3", and inserting in lieu thereof: "2".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

An the question recurring,

Will the Senate agree to the section?

It was agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. GELTZ offered the following amendments:

Amend the title, page 2, sixth and seventh from last line of title, by striking out the words "making appropriations". Amend the title, page 2, last four lines of title, by striking out the words "making an appropriation to the Joint State Government Commission for certain purposes and imposing duties on the Department of Highways".

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the title?

It was agreed to.

On the question,

Will the Senate agree to the bill on second reading?

Mr. BARR. Mr. President, I have a set of amendments to this bill, which I think are almost identical with those Senator Geltz has offered. We on the minority side are not being fooled by what has happened on the other side

this evening. I do say that I think Senator Geltz was very sincere in offering these amendments because I knew what his attitude was in the committee last Thursday, when this bill came up.

I do not know what the rules of the Senate are with regard to offering amendments when they are just almost verbatim with what has been offered by another Senator. I would like the Chair to rule.

The PRESIDENT. The Chair would not consider such amendments. The Senate has already passed on them and voted them down.

REQUEST THAT BILL GO OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 62, on second reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. HEYBURN. I object, Mr. President. We are trying to wind up the session, and no purpose would be served by putting this bill over in its order.

Mr. DENT. Mr. President, I do not believe the lame excuse that we are trying to wind up the session should be sufficient to serve as a reason for objecting to the request that the bill go over in its order.

The Chair has ruled that the amendments prepared by Senator Barr are not in order at this time. In order that we can get amendments that will be in order, it will be necessary for the bill to go over in its order tonight. It is a House bill and can easily remain another day on the Calendar. If the gentleman from Delaware is sincere, then there will be no motion made tonight that any bill go over in order, but if you all stay around long enough you will see many bills going over in order tonight. If you are winding up this session for this bill, then you ought to wind up the session on all bills.

I would like it clearly understood that the purpose of the amendments was to make an equitable distribution of this one cent gas tax back to the cities, townships and boroughs in the Commonwealth.

Under the bill, as it now stands, a certain amount of that one cent tax will be returned to the highway fund, which already at the present time has an enormous amount of surplus money in its treasury which can not be spent. Almost every municipality in the state is in need of money, especially for the purposes outlined in this bill. Our streets are in a bad state of repair. The past winter has ruined many of the main thoroughfares in our cities; country roads have been torn up by usage and weather. The position of the main cities of this Commonwealth is critical. The services that the citizens are entitled to cannot be rendered because the communities do not have the money to put their streets in shape.

I think we ought to face the issues squarely, and I say that the highway department is being small and picayune in stealing four-tenths of a cent out of this gas tax, which, originally set up as an emergency tax, now becomes a permanent tax. The definite purpose in mind, when the act was to be made a permanent act, was that the money would be returned to the municipalities.

We passed a big truck bill which will further destroy the streets in the cities, with the specific purpose in mind that we intended to pass this bill which would give relief to the municipalities. The House of Representatives passed this bill in a form that was acceptable to all concerned. Now we find ourselves in the position where the Highway Department is after more money, with its pockets already bulging and with money jingling—for what purpose I do not know. There has been no reason given for this money being returned to the Highway Department. Can anybody in the Commonwealth say that the Highway Department needs money? Is there anybody here not acquainted with the fact that the Highway Department has an enormous surplus? Show me any municipality in the Commonwealth that has a surplus. Show me any city that can do the proper job that has to be done with the streets. The Highway Department is acting in a very picayune fashion by demanding its blood out of this bill, and I say that the members of the Senate will find that the House, in its good judgment, will not go along with these amendments.

Mr. BARR. Mr. President, I happen to be very familiar with what is going on with this one-cent tax bill. I told the sponsors of the bill, to take over the toll bridges, today what I thought might happen in the House. Last biennium, out of the regular highway fund, there was appropriated to second class townships of this state $7,000,000 for the upkeep of their roads. This year there will be no bill with that appropriation. In other words, the highway fund will be enriched by $7,000,000.

Governor Martin, and his budget comptroller, tell us they think this one cent tax will bring $22,000,000 into the treasury. The way the Senate has amended the bill, they want to appropriate $8,500,000 each year, and they want to do it on a mileage basis. In other words, they do not want to take into consideration the fact that where the money comes from is from the people where the roads are used most, where the greatest population is.

I do know there were certain persons that were definitely interested—and I am not speaking of the sponsors of the toll bridges. I know there are certain other people that have a very definite interest, who do not want to pay that toll charge, as there are certain vehicles going back and forth over those roads each day.

Mr. President, there also were reported out on this floor today, I think, 73 bills. I did not come to Harrisburg this year to see how fast I could get out of Harrisburg. As the first day of the session opened we put forth a program which we, as the minority, would have liked to put into effect. I also heard the Governor's speech the first day, and he had a program, and as to his program Mr. President, there has only been one phase of his four major things put into law at this time.

If the majority side will not give me the courtesy of considering my amendments, which the Chair has refused to accept tonight, I will refuse tonight to have any one of these 73 bills reported from committees today read for the first time. That is not a threat. That is a rule of the Senate; if anyone objects to the reading of bills for the first time, that is his privilege. I just want to let the majority side know we are not here to be trampled on and we are not here to be stampeded. We know their caucus kept us an hour and a half later than it should have tonight—I do not criticize them for that—but when one of their men comes in here and offers amendments Mr. President, and they all vote against them, I do not like the people of the Commonwealth to be fooled by such antics.

Mr. HEYBURN. Mr. President, if the gentleman from

Allegheny, my good friend, Senator Barr, wants to start another filibuster, of course, there is nothing to do about that; that is his privilege.

In connection with this bill here tonight, Mr. President, two years ago the Legislature charged the Joint State Government Commission with responsibility for preparing a plan for distribution of gasoline moneys to local governments. Cities, boroughs and first-class townships had never gotten any before, and everybody agreed they should have some return. From that commission, Mr. President—and, by the way, Senator Dent is a member and Senator Barr is a member—came a plan of dividing this one cent gasoline revenue, by a percentage basis of three-tenths of a cent to boroughs, cities and first class townships; three-tenths of a cent to second class townships and four-tenths of a cent to the highway fund.

Mr. President. the complaint about that was, during these days of shortage of gasoline, that the revenue would not be sufficient and that second-class townships and cities would maybe only get five or six million dollars. No one knows, of course, how much gasoline will be sold in the next two years, but certainly there is danger that the amount of gasoline sold will be less than it normally is. Then, Mr. President, came this plan of making an outright appropriation so that the boroughs, cities and townships would know just exactly how much money they are going to get to divide—$8,500,000 to cities, boroughs and first-class townships—which never had gotten any money before: and $$8.500.000 to second-class townships.

Along with that, Mr. President. the study of distribution is to be continued in order that there will be a proper method worked out for distributing this money.

Mr. President, this session is now drawing to a close. I want to remind my friends on the left that this bill has been amended here, it has to go back to the House, and certainly we do not want to lose this bill. We know this bill will be signed by the Governor and that the local governments will get $17.000.000 and certainly, Mr. President, we do not want this bill to go over in its order and take any chance of losing it. That is my reason for objecting, Mr. President.

Mr. BARR. Mr. President, I would like to reiterate my previous remark to the Majority Leader, that I will still object to all bills reported from committee today being read for the first time because I, as a resident of the city of Pittsburgh, will not sit idly by and see them robbed during the next biennium of possibly half a million dollars, through the reasons I have previously stated, by some special interest trying to get enough money out of this one cent supposedly emergency tax to buy toll bridges immediately.

I happen to be a member of the Joint State Government Commission, and I also have some of their figures in front of me and, Mr. President, I am sorry to say that I have never read more erroneous figures. I am not a student of mathematics, but I can add, multiply and divide. Their figures, according to this $8.500.000 appropriation, would show that on a fifty-fifty basis the city of Pittsburgh would get $309.917, and under the hundred per cent mileage basis, as the bill appears before us tonight, it would give them $999.000. If we take the Joint State Government Commission figures there would be a difference of $74.010 each year, but, Mr. President, their figures are not correct. The true figures, on the budget controller's estimate of $22,000,000 coming in under this one cent tax, would be these: under the mileage basis of $94 per mile, the city of Pittsburgh would get $66,000, and under the 57 cents per capita, the city would get $382,000; in other words, $448,000 a year.

I do not think that I, as an elected representative of the people in Pittsburgh, can stand idly by and allow a thing like this to be steamrollered through this Senate. As I said before, I think we come here to pass legislation. I have never fallen for that thing of coming here and getting out as quickly as we can. If we are going to have a session each year and limit it to so many days, possibly the members of the Senate, myself included, will start to work earlier in the session. I am not for this power play in the last week of the session. I am willing, Mr. President, if we can come to some amicable agreement, to sit here all through this next week, if we are going to take this supposedly emergency one cent tax and make it a regular tax, to give it back to the cities, boroughs, and townships on an equitable basis.

I still repeat, Senator Heyburn, if you insist that this bill does not go over in order tonight, I will insist that no bill will be read the first time of the 73 bills that came out today.

The PRESIDENT. There is objection to the bill going over in its order.

And the question recurring,

Will the Senate agree to the bill on second reading?

It will agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 112, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Indiana State Teachers' College to acquire a certain tract of land for the use of said school and making an appropriation therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REQUEST THAT BILL GO OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 171 on second reading, entitled:

An Act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation

go over in its order.

Mr. WOODRING. Mr. President, this bill needs to be amended.

The PRESIDENT. Is there objection?

Mr. DENT. Mr. President, I object. We are trying to finish the session this week.

The PRESIDENT. There is objection.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I move that House Bill No. 171, on second reading, go over in its order.

Mr. SCARLETT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. WOODRING and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Farrell,	Mallery,	Tyler,
Blass,	Geltz,	Scarlett,	Wade,
Bowers,	Heyburn,	Snowden,	Wagner,
Carr,	Homsher,	Stevenson,	Walker,
Chapman,	James,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

NAYS—17

Barr,	Gourley,	Klein,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,			

So the question was determined in the affirmative.

REQUEST THAT BILL GO OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 238 on second reading, entitled:

An Act to further amend the act, approved the fifth day of January, one thousand nine hundred thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or Naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," by further providing for compensation to certain persons who served in the military or naval forces of the United States during the Cuban Occupation, the Porto Rican Occupation, the Cuban Pacification, or who served during a certain time in the Philippines and was awarded a campaign medal; and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection?

Mr. DENT. Mr. President, I object for the same reason.

The PRESIDENT. There is objection.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I move that House Bill No. 238 on second reading, go over in its order.

Mr. LETZLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. DENT and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Farrell,	Mallery,	Tyler,
Blass,	Geltz,	Scarlett,	Wade,
Bowers,	Heyburn,	Snowden,	Wagner,
Carr,	Homsher,	Stevenson,	Walker,
Chapman,	James,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

NAYS—17

Barr,	Gourley,	Klein,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,			

So the question was determined in the affirmative.

REQUEST THAT BILL GO OVER IN ORDER

Mr. HEYBURN. Mr. President, we are awaiting amendments, and I ask unanimous consent that House Bill No. 279 on second reading, entitled:

An Act to amend section one of the act approved the first day of June one thousand nine hundred forty-three (App. Acts p. 15) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding county bridges carried away or destroyed by fire flood or other casualty and of carrying out the provisions of existing laws relating thereto" increasing the amount of such appropriation and extending the time thereof

go over in its order.

The PRESIDENT. Is there objection?

Mr. DENT. Mr. President, I object.

The PRESIDENT. There is objection.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I move that House Bill No. 279, on second reading, go over in its order.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. BARR and were as follows, viz:

YEAS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Farrell,	Mallery,	Tyler,
Blass,	Geltz,	Scarlett,	Wade,
Bowers,	Heyburn,	Snowden,	Wagner,
Carr,	Homsher,	Stevenson,	Walker,
Chapman,	James,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

NAYS—17

Barr,	Gourley,	Klein,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent,	Jaspan,	McGinnis,	Woodring,
DiSilvestro,			

So the question was determined in the affirmative.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 291, entitled:

An Act making an appropriation to the State Council for the Blind for use in improving the condition of the blind by supplying to adult blind vocational training which will lead to remunerative employment with seeing workers to provide for their employment and placement in industry business and the professions to obtain required

medical service for such training and placement to meet expenses necessary for their program and to take any action necessary to accept any grants from the Federal Government or any agency thereof to further these objectives

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. BARR. Mr. President, I want to remind the members of the Senate that they are accepting a grant from the federal government, or putting themselves in a position to accept a grant, under this bill, which today they said they did not think should happen.

And the question recurring,

Will the Senate agree to the bill on second readings?

It was agreed to.

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 171 CALLED UP

Mr. HEYBURN. Mr. President, from page 22 of today's Calendar, I call up for consideration at this time House Bill No. 171, on second reading, entitled:

An Act providing for the complete medical and dental examination of all children of school age and teachers in the Commonwealth and imposing certain duties upon the Department of Health

which temporarily went over in its order, and offer amendments on behalf of the gentleman from Warren, Senator Chapman.

(The amendments were presented to the desk, after which the following occurred:)

Mr. COX. Mr. President, I would like to interrogate the Majority Leader of the Senate.

The PRESIDENT. Will the gentleman from Delaware, Mr. Heyburn, permit himself to be interrogated?

Mr. HEYBURN. I will, Mr. President.

Mr. COX. Will the gentleman from Delaware tell me why he had the bill go over in its order, when the gentleman from Northampton, Senator Woodring, originally wished to introduce amendments.

Mr. HEYBURN. Because, Mr. President, there were amendments being prepared and they were not ready. That is the reason I requested that the bill go over in its order at that time. Senator Chapman did not have the amendments ready at that time.

Mr. COX. Will the gentleman tell me if he knows whether Senator Woodring had amendments to offer at that time.

Mr. HEYBURN. No, I do not know that.

Mr. COX. If the gentleman does not know he is not very observant, or he is hard of hearing, because the Senator from Northampton took the floor and wanted to offer amendments.

Mr. HEYBURN. No, Mr. President, the Senator did not. He took the floor and announced that the bill was not in proper shape. I drew his attention to the fact that I expected to request that the bill go over in its order. Senator Woodring and I have always had a very pleasant relationship, Mr. President, and I suggest the Senator from Allegheny allow us to continue.

Mr. COX. Mr. President, I suggest to the gentleman that this side and his side up until this time have had very pleasant relationships, which I certainly hope are not going to be disturbed by the sort of tactics I see being attempted here tonight.

As far as I am personally concerned, we have not reached the stage in this Legislative Assembly where we should even dream of adjourning, because of the many things that have to be done for the people of this Commonwealth, and we have no right, because of some whim or caprice of the Governor, to forget we are the representative body of the people of this Commonwealth. It is our obligation, as well as his, to see that the affairs of the Commonwealth are run as they should be run.

POINT OF INFORMATION

Mr. WOODRING. Mr. President, I rise on a point of information.

The PRESIDENT. The gentleman will state his point of information.

Mr. WOODRING. Mr. President, do I understand that House Bill 171 has been called up.

The PRESIDENT. It has.

Mr. WOODRING. Mr. President, I desire to offer amendments at this time, but before so doing I would like to make a brief statement.

The PRESIDENT. Will the gentleman from Northampton send the amendments to the desk?

Mr. WOODRING. I will, Mr. President. I ask that the amendments be read for the information of the Senate.

The PRESIDENT. As the gentleman from Northampton knows, amendments to this bill have already been proposed. The Chair will have to examine these suggested amendments in order to ascertain what sections of the bill they apply to.

REQUEST THAT THE SENATE RECESS

Mr. BARR. Mr. President, I ask unanimous consent that the Senate do now recess for ten minutes in order that a Democratic Caucus may be held at this time, in room 400.

Will the Chair entertain my request.

The PRESIDENT. As the gentleman from Allegheny is aware, the Chair has no right to declare a recess, or, did the gentleman from Allegheny address his request to the Republican Floor Leader.

Mr. BARR. No, Mr. President.

RECESS

Mr. BARR. Mr. President, I move that the Senate do now recess for ten minutes.

Mr. DENT. I second the motion.

On the question.

Will the Senate agree to the motion?

Mr. BARR. Mr. President, before the motion is put I would like to have the Secretary announce there will be a Democratic Caucus in room 400 immediately upon recess.

The PRESIDENT. The Secretary will so announce.

And the question recurring,

Will the Senate agree to the motion.

It was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 171, entitled:

An Act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

The PRESIDENT. Members of the Senate, Senator Heyburn offered amendments to House Bill 171, which seek to amend section 14. Senator Woodring then offered a number of amendments, which start with section 2. Because of the custom of the Senate with respect to bills on second reading, which, in the opinion of the Chair, is a very peculiar and unusual one, the Chair rules that any section which is called up can be amended. Since a technical ruling is requested, the amendments to Section 14 will not be considered until we get to section 14.

For authority, the Chair refers the members of the Senate to Jefferson's Manual, page 276.

And the question recurring,

Will the Senate agree to the section?

Mr. WOODRING offered the following amendment:

Amend Section 2, page 2, by inserting between lines 8 and 9 the following paragraph: "Mental Examiner" means a doctor of psychiatry legally qualified to practice psychiatry in the Commonwealth who has been appointed or approved by the Secretary of Health.

On the question,

Will the Senate agree to the amendment:

AMENDMENTS WITHDRAWN

Mr. HEYBURN. Mr. President, I do not know about Jefferson's Manual, but I do know the members of the Senate are completely confused. Therefore I ask permission to withdraw my amendments until after the amendments offered by the Senator from Northampton are considered.

The PRESIDENT. The request of the gentleman from Delaware is granted. The amendments are withdrawn.

Is the Senate now ready to consider the proposed amendment to Section 2, offered by the gentleman from Northampton, Senator Woodring?

(The Senate was at ease.)

And the question recurring,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

Mr. WOODRING. Mr. President, my amendments by their nature cover, I believe, every section of this rather lengthy bill. Because the majority members have shown their disfavor of my amendments, I am going to ask permission to withdraw them, but before doing so I want to state what my amendments sought to achieve.

I wanted two things done by this bill. I wanted, first, of all, to have children of fourth class school districts put on a par with those of first, second and third class school districts. The bill, as presented to the Senate, provided for state financed physical and dental examination of children of first, second and third class districts. I could not agree with that theory, because as I see it, in the first, second and third class school districts, which are your large cities, your small cities and your boroughs, we have hospital facilities, we have clinics, both public and private, and we have doctors in abundance, and physical and dental examinations are being pretty well taken care of without further subsidy, but in the rural districts, in the fourth class districts, where we do not have the hospitals and where we do not have the doctors, we need clinical and dental examinations very sorely, and I therefore put that thought into my amendments. I understand the majority side amendments take care of that provision and I will say no more about it.

The other major purpose of my amendment was to include mental examinations of school children, as well as physical and dental, and I think until we reach the stage where we realize the importance of mentally examining our children, finding out their queer kinks and their instabilities while they are yet young, while they are yet subject to environment and training and careful attention, we are missing a very major factor in child care. It is well enough to take care of their bodies, and it is good to take care of their teeth, but if we do not take care of their minds, we might just as well forget their bodies.

So I think my amendments are badly needed in this bill. I am sorry that the majority side has turned them down.

AMENDMENTS WITHDRAWN

Mr. WOODRING. Mr. President, having turned down the major proposition, that is, the definition of a mental examiner, I desire, Mr. President, to withdraw the balance of my amendments.

The PRESIDENT. Very well, the amendments are withdrawn.

And the question recuring,

Will the Senate agree to the section?

It was agreed to.

The third, fourth, fifth, sixth, seventh, eighth, ninth tenth, eleventh, twelfth, and thirteenth sections were read and agreed to.

The fourteenth section was read.

On the question,

Will the Senate agree to the section?

Mr. HEYBURN on behalf of Mr. Chapman offered the following amendments:

Amend Act, Section 14, page 6, line 16, by inserting after the part word "aminers" and before the word "Medical" the following: "school districts of the first second and third class and"; Amend Act, Section 14, page 6, line 16, by inserting after the word "examiners" and before the word "shall" the following: "in fourth class school districts"; Amend Act, Section 14, page 6, line 24 by inserting after the word "the" and before the word "medical" the following: "funds receivable under the provisions of this act have been paid to medical and dental examiners nurses

and dental hygienists or other assistants for the purposes of the act"; Amend Act, Section 14, page 6, line 24, by striking out after the word "the" the words "medical and dental examiners have"; Amend Act, Section 14, page 6, by striking out all of line 25. Amend Act, Section 14, page 6, line 26, by striking out the following at the beginning of the lines: "scribed in this section".

On the question,

Will the Senate agree to the amendments?

Mr. ROSENFELD. Mr. President, I do not rise to object to the amendments, but I do think this would be a very appropriate time to point out what to me is the very inconsistent position taken by the gentlemen on the other side.

This afternoon we debated for an hour and a half the provisions of House Bill 826, which involves acceptance by the state of federal funds, and in which bill there was a prohibition against accepting any federal funds if there were any directive which the Governor of this Commonwealth would not accept in the use of those funds. It appears to me that as citizens we are citizens of the city, the state and the nation. We heard in great detail this afternoon the arguments of the gentlemen on the other side, who indicated they would rather not accept federal funds than be under any direction of the federal government. That bill, I believe, dealt with the present Secretary of Health.

Much to my surprise now I note House Bill 871, which also deals with the present Secretary of Health and which requires, in Section 3, that any of the medical and dental examiners in any of the school districts must be appointed or approved by the Secretary of Health, and I assume that means otherwise the grant from the state to the school district would not be approved.

As I said when I started out, I am not speaking against the bill, but I do think the gentlemen on the other side are inconsistent when they talk about state rights but forget about home rule.

And the question recurring,

Will the Senate agree to the amendments?

They were agreed to.

The section was agreed to as amended.

The fifteenth, sixteenth and seventeenth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

FELICITATIONS EXTENDED TO SENATOR AND MRS. RUTH

Mr. COLEMAN. Mr. President and members of the Senate, I am sure the members of the Senate will not mind if I call to their attention the fact that the gentleman from Berks, Senator Ruth, is today celebrating his thirty-sixth wedding anniversary. Thirty-six years ago today the gentleman from Berks wooed and won a very charming young lady, and he still sees in his life partner the same charm and the same personality that captivated him thirty-six years ago.

I know the Senate of Pennsylvania will not mind pausing in its arduous labors to extend their congratulations to him.

As this grand couple go down the hill of life together I know they carry with them the sincerest wishes of all the members of the Senate for many more years of happiness.

The PRESIDENT. The Chair recognizes Senator Ruth.

Mr. RUTH. Mr. President and members of the Senate, this anniversary was not like it was on May 1, 1909. I just had a talk with my wife by telephone today. I would be glad to admit here or anywhere else in the world that I still think there is no finer woman in the world than Mrs. Ruth. Thank you.

Mr. HEYBURN. The question arises, naturally, as to whether the gentleman has any family.

The PRESIDENT. Will the gentleman from Berks consent to be interrogated?

Mr. RUTH. I will, Mr. President.

Mr. HEYBURN. I am sure the members of the Senate are interested in knowing whether the gentleman from Berks has any family, and if so, how many.

Mr. RUTH. Mr. President, I can start now and for the next hour tell you about my family. We were blessed with four girls and six boys and we still have four of each, and we have three grandchildren now.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 419, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-three (App. Acts page 45) entitled "An act making an appropriation to the Department of Highways out of the Motor License Fund for the purpose of rebuilding certain bridges in the County of Wayne destroyed by flood in said county during the month of May one thousand nine hundred forty-two" increasing the appropriation for the construction of certain bridges

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT BILL

Mr. HEYBURN. Mr. President, I move that Senate Bill No. 514 on second reading, entitled:

An Act to amend subsection (b) of section sixteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" requiring regis-

trars to sit in voting precincts upon the petition of a certain number of qualified electors thereof.

be recommitted to the Committee on Elections.

Mr. BECKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. KLEIN. Mr. President and gentlemen of the Senate, this will be my first talk on the floor of the Senate during this session. I learned a long time ago that a person could learn a great deal by sitting by and listening to words of wisdom from others, rather than get up and monopolize the floor of this Senate. I have been here now for four months and I think I have acquired some knowledge.

I introduced Senate Bill 514 because, to my mind, there was great need for a bill of this kind in the Commonwealth of Pennsylvania, and I want at this time to express my thanks to Senator Farrell for his kindness in permitting this bill to be placed on the Calendar at this late date.

I would like to interrogate Senator Heyburn, the maker of the motion to recommit Senate Bill 514.

The PRESIDENT. Will the gentleman from Delaware permit himself to be interrogated?

Mr. HEYBURN. I will, Mr. President.

Mr. KLEIN. Is the gentleman from Delaware familiar with the provisions of Senate Bill 514?

Mr. HEYBURN. Somewhat, Senator.

Mr. KLEIN. Just what would the bill do, as far as the gentleman knows.

Mr. HEYBURN. As far as I know, fifty electors can petition for registration up to three days before an election. I did not object to the bill; the objection came in caucus and I am carrying out the wishes of the caucus. I also consulted with the president of the County Commissioners Association of Pennsylvania, who told me a short time ago that this bill just could not be handled, as far as the Commissioners are concerned.

Mr. KLEIN. What reasons did the commissioners assign for not being able to handle a bill of this kind.

Mr. HEYBURN. It would be pretty difficult, I suppose it would, to have a registration three days before an election.

Mr. KLEIN. Mr. President and gentlemen of the Senate, I think the gentleman from Delaware, Senator Heyburn, is badly misinformed about the provisions of this bill, and if that is the reason the bill is being recommitted, I think the members of the Republican Caucus are in very serious error about the provisions of this bill, and I would like to state very briefly just what Senate Bill 514 does.

The law as it now stands, pertaining to registration of voters in boroughs and townsihps, gives the right to one hundred electors of any borough, town or township to petition the County Board of Elections to set a registration day within that particular borough or township.

Senate Bill 514, which I have introduced, simply changes the law in one respect. It now says, instead of one hundred electors petitioning the County Board of Elections, fifty persons within a particular precinct shall have the right to petition the County Board of Elections to set an election day within that particular voting district.

I would like to say this, that the sole purpose of this bill is to give to people in Pennsylvania who are not registered, and particularly at this time, because of mass migration from one part of the state to other parts of the state, from one municipality to another municipality—an opportunity to register, and make it much easier and much simpler, by giving them a registration day within their particular voting district. That is all the bill does. It does not change the law with respect to time of registration. It only makes it a much easier and much simpler proposition for people who are now engaged in defense work, whose time is now occupied, whose problems of transportation are difficult, people who can not afford to spend the money or the time to visit the court houses, it only makes it easier for them to make themselves eligible to cast their ballots on election days.

I say this to you, Mr. President and gentlemen of the Senate, that if we make it easier for the people of the boroughs and towns to register, we will get more people to vote, we will get more people to take an active interest in the affairs of government, and when we have a greater number of persons taking an interest in their government, it is very likely that the people of this Commonwealth will be rewarded by better government in the Commonwealth.

So I say to you, gentlemen, in all sincerity, this bill is non-partisan; it is not a political measure at all. I think it is a fair bill. It gives to the Republican Party the same opportunity to register people as it does to the Democratic Party. I would ask that the majority party reconsider their action, because I am positive they are not familiar with the provisions of this bill, they do not know what it does. Perhaps they have not had opportunity to study it, and I wish that they would give it some further consideration. I am confident, if they give it the consideration to which it is entitled, that they will come to the same conclusion as I have, that the bill is a good bill and should be passed by the Senate.

Mr. HEYBURN. Mr. President, as I said awhile ago, somebody in caucus made a motion to have this bill recommitted. I do not have a copy of the bill; I do not know exactly what the provisions are.

I have no objection, Mr. President, to withdrawing the motion to recommit the bill and let it pass second reading, with the understanding that if the caucus has the same objection tomorrow, I will make the same motion to recommit it tomorrow.

Mr. DENT. That is satisfactory, Mr. President.

MOTION WITHDRAWN

Mr. HEYBURN. Mr. President, I withdraw the motion to recommit Senate Bill 514 to the Committee on Elections.

Mr. BECKER. I withdraw my seconding of the motion, Mr. President.

The PRESIDENT. The motion to recommit is withdrawn.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 514, entitled:

An Act to amend subsection (b) of section sixteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition

of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" requiring registrars to sit in voting precincts upon the petition of a certain number of qualified electors thereof

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I move that House Bill No. 568, on second reading, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents and district superintendents and providing for reimbursement by the Commonwealth and by school districts for pupils attending schools of other districts and repealing certain provisions of said act and of other laws relating thereto

go over in its order.

Mr. THOMAS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. COX. Mr. President, I would like to interrogate the Majority Leader.

The PRESIDENT. Will the gentleman from Delaware permit himself to be interrogated?

Mr. HEYBURN. I will, Mr. President.

Mr. COX. Will the Senator from Delaware tell me his purpose in having this bill go over in its order?

Mr. HEYBURN. Mr. President, the purpose, as I understand it, is because there are some amendments being prepared and they are not ready yet.

Mr. COX. Mr. President, history once again is repeating itself. I can not forget back in 1943, when for some months we considered the necessity of increasing the compensation of teachers, because their salaries were so ridiculously low, and the whole matter was delayed until the dying days of the session. The same thing is happening here—the bill goes over tomorrow and then we take what we get.

Yesterday, when I came into the Senate, I found on my desk a press release from the Governor of this Commonwealth, in which he eulogizes himself for his munificence in setting up in his budget, and later adding to it, the greatest sum that was ever spent on education in Pennsylvania. This evening I saw an answer to a telegram which came from the Governor, as the result of a request by one of the Republican leaders of my county for his support of House Bill 568, in the form in which it was introduced in the House, and once again he pointed to the fact that he was setting up more money than had ever been expended for education in Pennsylvania.

What would you think if the federal government, during the dark days of the depression, had responded to the pleas of the people of all of the states and commonwealths in the United States by pointing to its budget and saying "we are spending more money than we have ever spent in the history of the United States?"

Mr. President, we have considered this matter long enough and I certainly think we should be in a position to make up our minds as to what we are going to do. I want to reaffirm the credit I gave to the membership of the House, a thing I have not seen in the five sessions of this Legislature of which I have been a member.

I want to say I am satisfied that on the Republican side of the Senate there are many men who feel as I do, that the total sum expended is not the answer to the problem. The net result is what you do for education in Pennsylvania.

Mr. BARR. Mr. President, last Thursday this House Bill, 568, was amended and it took five days for it to be printed. Earlier this evening I requested that a bill go over in order and I was told by the Majority Leader that, due to the lateness of the session, the bill could not go over in order. Now he tells us they have amendments to this bill, that they are going to offer amendments. I will admit they have the votes and they can do almost anything they want, but if the gentleman from Delaware is sincere, which I do not think he is, if they have amendments which are going to be adopted on this floor, we will be here until next Wednesday, because tomorrow is Wednesday, this bill will not get to the printer before Thursday, and it then will not come back to us before next Tuesday.

Now, Mr. Heyburn, why are you not sincere and why don't you stop kidding the people of this Commonwealth?

Mr. HEYBURN. Mr. President, that little speech is almost too ridiculous to dignify with an answer. However, I want the gentleman from Allegheny to know I am not kidding the citizens of the Commonwealth. The bill that passed here awhile ago was in shape to pass, Mr. President, and, of course, we have to clean up the Calendar as much as we can, but we are not ready to consider this bill yet because of the reasons I just gave him.

Mr. COX. Mr. Persident, may I further interrogate the Majority Leader?

The PRESIDENT. Will the gentleman from Delaware permit himself to be further interrogated?

Mr. HEYBURN. I will, Mr. President.

Mr. COX. Will the gentleman tell me why there is so much haste to adjourn this week?

Mr. HEYBURN. Because, Mr. President, there is a war on and we have been around here long enough. The thing to do is to go home and get to work.

Mr. COX. Mr. President, that is the most facetious

answer I have ever heard on the floor of this Senate.

I think this is one of the most important things concerning the welfare of the people of this Commonwealth, and because the Governor of this state has told this Legislature, "now, boys, I want you to get out of town," we are going to delay doing the job that certainly we have to do. Never in the history of this Commonwealth have we been in the financial position to do the things we are in today.

In 1943, when this Senate passed a bill creating an education commission, I was overjoyed because I felt, when we came back in 1945, we were going to be able to give Pennsylvania a much needed reform in its entire educational system, and now, in the so-called closing days of the session, we find ourselves in a wrangle about this picayune bill—picayune because it does not do what it could do for Pennsylvania.

I think, if we come down to the realities and the verities of life, we have to forget everything excepting the job we have to do and how we are going to do it, and, as far as I am concerned, until we do something for the educational system of this state, we can stay here forever. I am perfectly willing to do so. And I will say this to you, tomorrow, when you consider these amendments in your caucus, I will be very happy to accept your kind invitation to be present.

Mr. HOLLAND. Mr. President, if I am not mistaken, there was a war on the first week we were here; there has been a war on every week we have remained here. Today there were 73 bills reported out of committee. I defy any member of this Senate to read 73 bills before tomorrow's ssesion. In fact, as the gentleman from Allegheny county just said, they will not be printed.

If there is a war on, why did we not work the months we were loafing, when the administration could not make up their minds what they wanted to do? It is all right, these pretty words about a war being on and waving the flag, but for weeks and weeks we sat here and did not do a thing, we did not earn even the salaries we were supposed to be earning; we just sat here and looked at each other a few hours each week, adjourned and went home, and the war was on then. In fact, the war is drawing to a close, and it was more important when we first came here to sit down and do our work and have the administration bring in a program. They talked about a program and made fiery speeches. The Governor made a [illegible] speech about what he was going to do for Pennsylvania. Here we are in the dying days of the session, and what has been done? We have not done anything. He has not carried out his flowery words of his program. And now tonight, Mr. President, with 73 bills coming out of committee, 73 bills to be considered tomorrow, and in the next few days, I say to you no member of this Senate can give legislation the proper thought or proper study, by bringing out in one day more bills than we brought out in all the months we sat here waiting for the administration led by Governor Martin to give us a plan.

Would you like to know the reason why they waited until the last day? I have been in the Senate just a little bit too long not to know they wait until the last day for one reason, so that they can put over sneak bills, so that the people back home can not be aroused at the type of legislation being passed. You are afraid to let us go home over the week-end, because you know very well if you do the bill appropriating gasoline money will be protested by the people of your district. You are not giving enough money to the big cities to handle traffic. When the Senator from Somerset speaks about the federal government taking all the money, I say to you this is a very unhealthy condition, with the treasury of the state of Pennsylvania bulging over with money, and the communities, boroughs, townships and cities are broke, and they are broke because here in the state of Pennsylvania you are taking the money.

When the gentleman from Somerset speaks about the great amount of money they are sending to the federal government, I want to tell him that we in Allegheny county, and the people of Philadelphia county, are giving you the money to give into these other districts. We are not complaining, but we believe when you speak about education the foundation should be the same. Our people who have homes in Pittsburgh have a right to demand from the state, which is taking industrial tax money out of the city of Pittsburgh, that some of that be returned. You have a right to pay for the handling of traffic in the city of Pittsburgh out of the gasoline money. Your appropriation does not do it. $3,000,000 in the city of Philadelphia is being used to handle traffic and $900,000 in the city of Pittsburgh.

In the city of Pittsburgh a man who owns a home has to pay the salaries of 210 policemen, who should be protecting his home, but they are handling traffic. Right here in Harrisburg you are taking money—you know it is not done in any other state—and you sit here and put through a big truck bill to destroy more streets, but you do not say one word about where the money goes that the truck men pay into the state. Why do you not do like they do in other states, and give one-third of the gasoline money back and twenty-five per cent of the driver's and owner's license money? All the other states do it, but Pennsylvania does not.

I say to you, gentlemen, you are not playing the game fair, trying to put through in the last minute things so that the people will not know what you are doing; trying to force us to consider 73 bills when there is no man that can consider 73 bills in the time they are supposed to pass the Senate.

I say to you that you are neglecting your duties as Senators, and your administration has neglected to provide the effective administrative we expect from a Governor. You have not given us a program and now you are saying to us we have not time. What have you done with the time you wasted? You wasted time, and now you are trying to shove these things down the throats of the people of Pennsylvania and if any one objects, you say we are holding up the session and there is a war on. Gentlemen, we know there is a war on—everyone knows there is a war on—but you did not know there was a war on for the last few months; you twiddled your thumbs and you did nothing, and now you say to us today, "don't object, there is a war on." I say to you the people of Pennsylvania are not going to be fooled. They are going to ask, the next time you run, what you did in the first three months of this session, when you sat here and did not do anything until you consulted all the interests of Pennsylvania. You did a lot for the insurance companies, and you did a lot for the bankers. In the first few weeks their program was handed to you and you had to do it. You are trying to do a lot for the utilities. Their

program was given to you and you had to do it. You know why, I do not have to ask you. All you have to do is look and see who were the donators to the Republican party.

An the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

The PRESIDENT. The motion is carried and House Bill No. 568 goes over in its order.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 614, entitled:

An Act to amend section four hundred nineteen of the act approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the reguation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by permitting certain additional stock insurance companies to come within the provision thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 638, entitled:

An Act to authorize domestic stock and mutual insurance companies other than life to transact outside of the United States its territories and possessions any and all forms of insurance or reinsurance other than life insurance or annuities authorizing such companies to accept any and all kinds of reinsurance other than life insurance or annuities providing for the maintenance in either case of a minimum policyholders' surplus of two million dollars and for reserves as required by the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789).

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 639, on second reading, entitled:

An Act to amend section three hundred eleven and further to amend section three hundred thirteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" to require the computation and setting up of unearned premium and loss reserves by all insurance companies except life insurance companies

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 639, entitled:

An Act to amend section four of the act approved the first day of June one thousand nine hundred and thirty-three (P. L. 1409) entitled as amended "An act authorizing the creation of State mining commissions with judicial powers to have exclusive jurisdiction with certain exceptions over the mining of coal within or under land easements or right of ways purchased condemned or otherwise acquired by the Commonwealth and over the assessment and award of benefits improvements and damages for coal required to be left in place by reason of the obligation to furnish support for land easements or right of ways purchased condemned or otherwise acquired by the Commonwealth whether the damages are payable by the Commonwealth or a county or a municipality authorizing counties and municipalities to enter into agreements to indemnify or reimburse the Commonwealth for damages to its land easements or right of ways caused by the removal of coal under or adjacent thereto waiving vertical and lateral support therefor under certain conditions reserving the right to acquire absolute vertical and lateral support reserving the power to establish detours for the removal of coal underlying State highways providing for appeals to the courts of common pleas from orders assessing damages for coal required to be left in place" by waiving under certain conditions where no damages are payable vertical or lateral support to all lands easements and right of ways purchased condemned or otherwise acquired by the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 640, on second reading, entitled:

An Act to amend section two hundred six by adding a new subsection (f) and section five hundred sixteen and further to amend subdivision two of subsection (b) of section two hundred two and add a new subdivision two and one-tenth thereto subdivision eleven of subsection (c) of section two hundred two and to add a new subdivision eleven and one-tenth thereto and subsection (b) of section five hundred thirty-one of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance

Fund providing penalties and repealing existing laws" by authorizing domestic stock and muutal fire marine and fire and marine and stock and mutual casualty insurance companies to make insurances against loss by reason of legal liability for damage to property or bodily injury to the person arising from the ownership or maintenance or use of aircraft automobiles or other vehicles and fixing capital and reserve requirements for such companies and for foreign insurance companies of the same types

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 650, on second reading, entitled:

An Act to further amend subsections (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" excluding persons engaged in selling cemetery plots from the provisions of the act

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 665, on second reading, entitled:

An Act to further amend paragraphs (a) and (d) of section five hundred five of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officers of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further regulating the designation of State depositories and limiting the deposit of State moneys therein

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 671, entitled:

An Act to amend section six hundred eight of the act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof creating a Milk Control Commission establishing its jurisdiction powers and duties regulating the production transportation manufacturing processing storage distribution delivery and sale of milk and certain products thereof providing for the licensing of milk dealers and the payment of fees therefor requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers authorizing the holding of hearings and the issuance of subpoenas by the commission conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules regulations and orders of the commission authorizing the commission to adopt rules regulations and orders and to enter into interstate and Federal compacts requiring persons who weigh measure sample or test milk to procure permits or certificates to take examinations to pay fees therefor to furnish certain notices records and statements and to use certain methods of weighing measuring sampling and testing authorizing the commisison to examine the business papers and premises of milk dealers and producers requiring the keeping of records and the filing of reports by milk dealers and permitting with limitations the use of information obtained thereby authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor and conferring certain powers upon the Governor with respect thereto providing for appeals to the courts from decisions of the commission and for the burden of proof upon such appeals prescribing penalties fines and imprisonment for violations of this act and rules regulations and orders of the commission defining perjury defining remedies repealing legislation supplied and superseded by this act and saving rights duties and proceedings thereunder and making appropriations" by requiring milk dealers to give daily reports of milk delivered by milk producers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 692, entitled:

An Act to amend sections two and four of the act approved the sixth day of May one thousand nine hundred twenty-seven (P. L. 820) entitled "An act regulating the practice of the profession of engineering in all of its branches including surveying providing for the registration of certain persons practicing or offering to practice said profession conferring certain powers and imposing certain duties upon the State registration board for professional engineers upon the court of common pleas of Dauphin County and providing penalties" by defining "practice of engineering" and "responsible charge" and changing the form of certificates of registration

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 696, entitled:

An Act directing the county commissioners of each county to prepare certify and deliver to the Department of Internal Affairs at stated intervals a certified list of all real estate conveyances or transfers within such county together with the consideration for such conveyance or

transfer and the assessed valuation for county tax purposes of such real estate providing for reimbursement to the county by the Department of Internal Affairs for such lists and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 697, entitled:

An Act requiring the consideration purchase price or other value of the interest conveyed to be set forth in all conveyances or other transfers of real estate or interests therein prohibiting the recorder of deeds from accepting for record instruments not setting forth such consideration and requiring the recorder of deeds to deliver a list of such transfers and the consideration therefor to the county commissioners

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 715, entitled

An Act to further amend the title and the act approved the twentieth day of June one thousand nine hundred nineteen (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking asociation located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" by adding a new section by changing the provisions imposing inheritance taxes on personal property accounts in trust and transfers intended to take effect in possession or enjoyment at or after death imposing additional duties on banks safe deposit companies trust companies corporations institutions or depositories surviving parties of joint accounts or accounts in trust persons registers of wills and the Department of Revenue and providing penalties changing the provisions for rate of tax debts and deductions the computation of tax on life estates or estates for years the assessment of tax on future estates the lien of taxes and commissions to be retained by registers of wills

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend Sec. 1, page 4, lines 1 to 6, both inclusive, by striking out all of lines 1 to 5, and the words "a decedent and one or more persons" in line 6.

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend Sec. 2 (Sec. 1), page 7, line 3, by inserting a light face bracket before the word "of" where it appears for the second time, and after the letter "a", so as to strike out the words "of a" and inserting immediately thereafter: "Such taxable transfer of such property or deposits in the joint names of two or more persons with right of survivorship shall be deemed to be the,"

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Sec. 3, pages 8 and 9, by removing the underscoring in lines 24 to 27, both inclusive, on page 8, and lines 1 and 2 on page 9; amend Sec. 3, page 9, line 1, by striking out the word "(Paphlet)" and inserting in lieu thereof "(Pamphlet)"; Amend Sec. 3 (sec. 2), page 9, line 8, by inserting after the word "wife" the following: "children"; amend sec. 3 (sec. 2), page 9, line 9, by inserting after the word "wedlock" the following: "legally adopted children, children of a former husband or wife, or the wife or widow of the son of a person dying seized or possessed thereof"; amend Sec. 3 (sec. 2), page 10, lines 23 to 29, both inclusive, by striking out the words "and provided that no" in line 23, and all of lines 24 to 29; amend Sec. 3 (Sec. 2), page 11, lines 1 and 2, by striking out the words "shall not exceed [three] five per centum on improved real estate or five per centum on unimproved real estate".

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend Sec. 4 (Sec. 3), page 12, lines 27 and 28, by striking out the word "employment" and inserting in lieu thereof: "emjoyment".

It was agreed to.

The section was agreed to as amended.

The fifth and sixth sections were read and agreed to.

The seventh section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Sec. 7 (Sec. 37-A), Page 17, lines 23 to 28, both inclusive, by striking out all of said lines; amend Sec. 7 (Sec. 37-A), page 18, lines 1 to 13, both inclusive, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. KEPHART offered the following amendments:

Amend the title, page 2, fifth line of title, by striking out

the words "by adding a new section"; amend the title, page 2, eighth to thirteenth lines of title on said page, by striking out the words "imposing ad-" in the eighth line, all of the ninth, tenth, eleventh and twelfth lines, and the words "Revenue and providing penalties" in the thirteenth line.

They were agreed to.

The title was agreed to as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 715 on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 716, entitled:

An Act to amend section eight of the act approved the twenty-first day of June one thousand nine hundred and thirty-seven (P. L. 1969) entitled "An act relating to nonprofit cooperative corporations organized to engage in rural electrification providing for the organization consolidation and dissolution of such corporations prescribing the qualification for membership therein conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing cooperative or nonprofit corporations and associations within the provisions of this act conferring powers and imposing duties on certain State departments commissions and officers fixing fees conferring the right of eminent domain prohibiting the use of certain terms in the corporate names of other corporations exempting such corporations from excise taxes imposing on them a license fee and exempting such corporations from the jurisdiction of the Pennsylvania Public Utility Commission and from the provisions of the Securities Act" by providing that before a certificate of incorporation shall issue to an electric cooperative corporation the Pennsylvania Public Utility Commission shall find and determine certain facts and approve the article of incorporation

On the question,

Will the Senate agree to the bill on second reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. McGINNIS. Mr. President, I ask unanimous consent that Senate Bill No. 716 on second reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. HEYBURN. Mr. President, I object to Senate Bill 716 going over in its order. Several members over here object, because they feel the bill has no chance of passing unless it gets second reading tonight.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that Senate Bill No. 735, on second reading, entitled:

An Act defining and providing for the licensing and regulation of certain schools and classes conferring powers and imposing duties upon the Department of Public Instruction and the State Council of Education and prescribing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 751, entitled:

An Act permitting superintendents physicians and psychiatrists of State-owned mental hospitals to certify the hospital records as to the condition of mental patients in lieu of attendance in person before any court or commissioner in civil proceedings relating to such mental patients and making such records admissible in evidence.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 752, entitled:

An Act to amend section four hundred one of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and childred prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and trminating the terms of dircetros overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by empowering institution districts to receive and maintain chronic mental patients confined in State mental hospitals or other institutions and providing for the reimbursement by the Department of Welfare for the cost of maintaining such persons.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 755, entitled:

An Act to amend section five hundred thirty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making further provision for the fiscal year in school districts of the second class

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 762, entitled:

An Act to further amend sections six hundred sveenteen and six hundred twenty-one and to amend sections six hundred eighteen six hundred nineteen and six hundred twenty of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by making provision for the erection construction maintenance and operation of county joint county and county and municipal contagious disease hospitals and for the erection of buildings wings and units ot general hospitals and for the payment of the same out of county funds including the cost of the care and treatment of indigent and part-pay patients

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 769, entitled:

An Act to amend sections three four and five and to repeal sections six seven eight nine and ten of a supplementary act approved the sixth day of May one thousand nine hundred forty-two (P. L. 101) entitled "A supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled 'An act establishing a public school employes retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' defining the rights and obligations of certain members of the School Employes' Retirement Association engaged in active military service" by extending the time of employes to rejoin the School Employes' Retirement Association after completion of active military service and removing the requirement for a physical examination in certain cases

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 771, entitled:

An Act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged, and in certain cases for the widows and wives of such persons

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 772, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the service allowance of certain employes

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 776, entitled:

An Act to further amend section five of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 730) entitled "An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drinks; providing for the registration thereof prohibiting the sale offering or exposing for sale exchange or giving away therof in certain cases unless registered regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties" by authorizing the Secretary of Agriculture to issue rules governing the use of color in certain beverages

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 784, entitled:

An Act to further amend section three hundred twenty of an act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth class and revising amending and consolidating the laws relating thereto" as last amended by section four of the act approved the fifteenth day of June one thousand nine hundred and thirty-nine (P. L. 365)

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

REQUEST THAT BILL GO OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 806, on second reading, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by clarifying the provisions for the appraisal and valuation of the capital stock of corporations subject to capital stock and franchise taxes and by changing the gross receipts fraction applicable to foreign corporations doing business in this Commonwealth

go over in its order.

The PRESIDENT. Is there objection?

Mr. HEYBURN. Mr. President, I object.

Mr. BARR. Mr. President, I have noticed for the last hour that the Majority Leader has requested that bills go over in order and we have not objected, but I would like to just call to the attention of the members of the Senate just the title of that bill, so they can see why it can not go over in order. It is just another bill to help the corporations.

The PRESIDENT. There is objection to House Bill 806 going over in its order.

MOTION THAT BILL GO OVER

Mr. BARR. Mr. President, I move that House Bill No. 806, on second reading, go over in its order.

Mr. COLEMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. BARR and were as follows, viz:

YEAS—17

Barr,	Gourley,	Klein,	Rosenfeld,
Coleman,	Haluska,	Margie,	Ruth,
Cox,	Holland,	McCreesh,	Stiefel,
Dent.	Jaspan,	McGinnis,	Woodring,
DiSilvestro,			

NAYS—31

Becker,	Ealy,	Letzler,	Troutman,
Berger,	Farrell,	Mallery,	Tyler,
Blass,	Geltz,	Scarlett,	Wade,
Bowers,	Heyburn,	Snowden,	Wagner,
Carr,	Homsher,	Stevenson,	Walker,
Chapman,	James,	Tallman,	Wilson,
Crider,	Jones,	Taylor,	Woodward,
Crowe,	Kephart,	Thomas,	

So the question was determined in the negative.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 806, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by clarifying the provisions for the appraisal and valuation of the capital stock of corporations subject to capital stock and franchise taxes and by changing the gross receipts fraction applicable to foreign corporations doing business in this Commonwealth

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 842, entitled:

An Act authorizing cities boroughs towns and townships to establish veterans service centers and to expend money therefor and for the operation and maintenance thereof

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1068, entitled:

An Act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said Board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1175, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-three (Appropriation Acts, page 59) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-three and for the payment of bills incured and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-three" providing for a deficiency in an appropriation made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred forty-five

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1250, entitled:

An Act providing a uniform method for taking samples of food or processed food for the purpose of analysis or examination by duly authorized representatives of any city county township incorporated town or borough

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HEYBURN. Mr. President, I ask unanimous consent that House Bill No. 1258, on second reading, entitled:

An Act to amend section three of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by abolishing the liability of grandchildren and grandparents of indigent persons to care for maintain or financially assist such persons

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING, AMENDMENTS OFFERED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1278, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offetred the following amendment:

Amend Section 1, page 6, line 20 by striking out the figures "3,900.00" and inserting in lieu thereof the figures "5,000.00."

On the question,

Will the Senate agree to the amendment?

Mr. CHAPMAN. I object, Mr. President, and ask my colleagues to vote the amendment down, because it would jeopardize the whole hospital bill. They are now getting $5,000 over the allotted amount. Mr. President, there is an increase in the appropriation to the hospital in Senator Berger's district. These hospital appropriations have been gone over very carefully by the Committee on Appropriations, we think we have justified them, and they have been approved by the Governor's office, and any amendments now may jeopardize the whole bill and kill your hospital appropriations.

I therefore ask my colleagues to vote the amendments down.

Mr. BERGER. Mr. President, it appears there is some misapprehension on the part of the offerer of the amendment. I had understood that the original sum was put in by error and should have been as the amendment provides.

AMENDMENT WITHDRAWN

Mr. BERGER. For the time being I will withdraw the amendment and see if it can not be straightened out with the Chairman of the Committee on Appropriations.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FIRST READING

BILL RECOMMITTED

Mr. DENT. Mr. President, I move that Senate Bill No. 552, on first reading, entitled:

An Act relating to the regulation and control of rents rental agreements and certain other landlord-tenant relationships with respect to lands and buildings used for commercial purposes establishing a maximum rent ceiling for such building and lands providing for appeals to the county commissioners in certain cases and imposing penalties

be recommitted to the Committee on Judiciary General.

Mr. JASPAN. Mr. President, I second the motion.

The motion was agreed to.

HOUSE BILL No. 119 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time House Bill No. 119, on page 4 of today's Calendar.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 119, entitled:

An Act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes

providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. TALLMAN. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend page 2, section 1, line 1, by striking out after the word "exceed" and before the word "shall", the word: "[forty]" and inserting in lieu thereof the word: "sixty-seven"; amend page 2, section 2, line 8, by inserting after the word "rests" and before the word "The", the following: "The cost of the planning, acquisition, construction and erection of any one rest shall not exceed twenty-five hundred dollars ($2500)"; amend page 3, section 5, line 7, by inserting after the word "hundred" and before the word "thousand" the word: "fifty"; amend page 3, section 5, line 7, by striking out after the word "dollars" and before the word "are", the figures: "[($100,000)]", and inserting in lieu thereof, the figures: "($150,000)".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

REPORTS FROM COMMITTEES

Mr. SNOWDEN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNOWDEN, from the Committee on Highways, reported as committed, Senate Bill No. 509, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 664, entitled:

An Act providing for the construction of a museum building; and the acquisition and maintenance by the Department of Forests and Waters with the advice of the Bushy Run Battlefield Commission, of lands adjacent to the Bushy Run Battlefield State Park; and making an appropriation.

BILLS ON FIRST READING

Mr. BARR. Mr. President, I move that all Senate Bills reported from committees today be read for the first time. There were ten Senate bills reported from committees today, and I move they be read for the first time. I object to any House bills which were reported from committee today being read for the first time.

Mr. WOODRING. I second the motion.

On the question

Will the Senate agree to the motion?

MOTION THAT SENATE RECESS

Mr. HEYBURN. Mr. President, I move the Senate do now recess for fifteen minutes, in order that a meeting may be held of the Committee on Finance, to be held in the Office of the President Pro Tempore.

POINT OF ORDER

Mr. BARR. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. BARR. Mr. President, I have a motion before the Senate and I press my motion.

(The Senate was at ease.)

The PRESIDENT. The Chair sustains the motion of the gentleman from Delaware, under Rule 9 of the Senate.

Mr. BARR. Mr. President, how did the gentleman from Delaware get the floor, when my motion was before the Senate? He did not rise on a point of inquiry or a point of information or a point of parliamentary procedure.

The PRESIDENT. For the information of the gentleman from Allegheny, it was not necessary for the gentleman from Delaware to rise on any of the points mentioned by the gentleman from Allegheny, according to the rules of the Senate, which you passed—

Mr. BARR. Pardon me, Mr. President, which the majority side passed.

The PRESIDENT. The motion of the gentleman from Delaware takes precedence over the motion of the gentleman from Allegheny.

Mr. DENT. Mr. President, I do not want to get into a parliamentary discussion on the matter—it is not that important—but when a question is before the Senate the only manner in which it can be interrupted is by a call for the previous question for amendment, postponed, to lay on the table, commitment, or adjournment.

Mr. BARR. He did not have the floor.

The PRESIDENT. The gentleman from Allegheny, Senator Barr, had made his motion, which was duly seconded, but before the motion could be put to the Senate by the Chair a higher motion was made, and that higher motion is going to be sustained.

Mr. BARR. Mr. President, I pressed for my motion before the gentleman from Delaware, Mr. Heyburn, got the floor.

The PRESIDENT. The gentleman from Allegheny is correct.

Mr. BARR. If the Chair will look at the Legislative Journal, he will find that I am correct, and I still press my motion.

The PRESIDENT. That is correct, but the gentleman from Delaware, Senator Heyburn, made a motion which is higher than, and supersedes the motion of the gentleman from Allegheny. The motion of the gentleman from Delaware will be considered first.

Mr. DENT. Mr. President, we understand we can not take an appeal from a decision by the Chair, we do not have the necessary votes to overrule the Chair.

We still want the record to show, however, that the question before the Senate was the question on a motion; that question could not be interrupted to make any other motion, except in the following order, which is contained in rule number No. 7, page 8, of the Senate rules; "A question regularly before the Senate (and that motion was regularly before the Senate) can be interrupted only by a call for the previous question, for amendment, postponement, to lay on the table, commitment, or adjournment." At no place does it mention a motion for recess.

However, the Chair has the power, inasmuch as the votes are not on our side.

Mr. BARR. Mr. President, I still press my motion because the Chair can not show me any rule—

The PRESIDENT. The Chair refers the gentleman from Allegheny to rule 9 of the Senate, which reads as follows:

"9. Motions shall take precedence in the following order:

"a. Motion to adjourn.

. Motion for the previous question.

.. Motion to take a recess...." And then, down at the end:

.A main motion."

Mr. DENT. Mr. President, we do not argue the point of order of motions, but we say the question can not be interrupted. A question was before the Senate. Rule 7 of the Senate defines when the question may be interrupted, and at no place does it say a motion to recess may interrupt a motion before the Senate.

The PRESIDENT. The Chair has read rule 7—which the gentleman from Westmoreland has correctly stated; and the Chair has read to the Senate rule 9—which the Chair correctly stated—and the Chair has ruled that the motion of the Senator from Delaware takes precedence over the motion of the gentleman from Allegheny.

Mr. BARR. Mr. President, I submit that the Chair is entirely wrong. I submit that rule 9 applies when there is no other motion before the Senate. There was a motion before the Senate.

The PRESIDENT. The Chair may be wrong—the gentleman may appeal from the ruling by the Chair—it will not hurt the feelings of the Chair.

Mr. BARR. Mr. President, I know what is going on and I am trying to take positive action on these bills, not negative.

Mr. DENT. No one objects to the ruling by the Chair

Mr. HEYBURN. Mr. President, I have no objection to withdrawing my motion and voting down the motion of the gentleman from Allegheny. However, Mr. President, I submit the gentleman from Westmoreland is wrong, even if he reads rule 7—postponement—recess is a postponement, and therefore it postpones the action contemplated by the Senator from Allegheny, Mr. Barr.

The PRESIDENT. Does the gentleman from Delaware withdraw his motion?

Mr. HEYBURN. Gladly.

MOTION TO RECESS WITHDRAWN

Mr. HEYBURN. Mr. President, I withdraw my motion that the Senate do now take a recess for fifteen minutes, for a meeting of the Committee on Finance in the office of the President pro tempore.

The PRESIDENT. The question now before the Senate is a motion by the gentleman from Allegheny, Senator Barr, that all Senate Bills reported from committees today be read for the first time.

On the question.

Will the Senate agree to the motion?

It was agreed to.

Mr. DENT. Now, Mr. President, a motion that the Senate recess is in order.

RECESS

Mr. HEYBURN. Mr. President, I move that the Senate do now take a recess for fifteen minutes, for a meeting of the Committee on Finance.

Mr. SNOWDEN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

PARLIAMENTARY INQUIRY

Mr. BARR. Mr. President, I rise on a parliamentary inquiry.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. BARR. Mr. President, my motion to read all Senate Bills reported from committees today has been agreed to, but as yet the motion has not been fulfilled on the floor; the Senate bills reported from committees today have not yet been read; is that correct.

The PRESIDENT. That is correct.

Mr. BARR. They have not been read, Mr. President?

The PRESIDENT. That is right.

Mr. BARR. Therefore, Mr. President, I submit that the motion to recess just made by the gentleman from Delaware is out of order.

The PRESIDENT. The Chair disagrees. The gentleman from Allegheny, of course, has a right to appeal from the ruling of the Chair.

Mr. DENT. Mr. President, I will not appeal from the decision of the Chair; I will only appeal to the sense of fair play of the members of the Senate.

A motion was made by a member of the Senate that all Senate bills reported from committees today be read for the first time, that motion was agreed to by the Senate—yet the purpose of the motion to recess is to set aside the very effect of the motion made by the gentleman from Allegheny. We are in the ridiculous position of passing a motion to read bills for the first time and then setting aside the effect of that motion.

The PRESIDENT. The gentleman from Westmoreland is not appealing to the fairness of the Chair, as the Chair has nothing to do with it; the Chair did not make a motion that the Senate recess.

POINT OF ORDER

Mr. DENT. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Westmoreland will proceed.

Mr. DENT. Mr. President, I rise to the point of order that the motion to recess is entirely out of order, until the

dictates of the Senate have been carried out and the provisions of the first motion are carried out.

The PRESIDENT. In the opinion of the Chair the point of order of the gentleman from Westmoreland is incorrect. In the opinion of the Chair any proper motion can be made at any time.

Mr. BARR. What is the status of my motion, Mr. President?

The PRESIDENT. As soon as the Senate reconvenes after recess, the motion of the gentleman from Allegheny will be carried out.

POINT OF ORDER

Mr. WALKER. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. WALKER. I understand, Mr. President, there was a point of order raised by the gentleman from Westmoreland, upon which the Chair has ruled?

The PRESIDENT. That is correct.

Mr. WALKER. I raise the point of order, Mr. President, that any argument with the Chair is out of order. The rules of the Senate provide the procedure which the gentleman may follow if he is not satisfied with the ruling by the Chair.

I might state, Mr. President, that this business of arguing back and forth is rather tiring to the rest of the members of the Senate and I suggest to the gentlemen that if they want to insist upon the rules, they have got to follow the proceedure as set forth in the rules.

The PRESIDENT. The Chair has already stated he has no objection.

Mr. DENT. Mr. President. I agree with the gentleman from Allegheny, if the Republican majority will give us the same rights we gave them when we were in the majority. There is no point in appealing from a decision of the Chair, as we are a helpless minority, in face of the rules adopted by the majority.

Mr. WOODWARD. Mr. President, I think it would be very timely to have someone recite that well known poem entitled "Crossing the bar."

And the question recurring,

Will the Senate agree to the motion that the Senate recess?

The motion was agreed to.

AFTER RECESS

The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

Mr. GELTZ. Mr. President, I have been instructed by the Committee on Finance, to report, as amended—

POINT OF ORDER

Mr. BARR. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. BARR. Mr. President, I did not hear unanimous consent requested to report bills from committee.

Mr. GELTZ. There was no objection, Mr. President.

Mr. BARR. I did not hear anyone request unanimous consent to report bills at this time.

Mr. GELTZ. I was outside, Mr. President.

Mr. BARR. Mr. President, I object to bills being reported from committee at this time.

Mr. GELTZ. Mr. President, I ask unanimous consent to report from committee at this time.

The PRESIDENT. The gentleman from Allegheny, Senator Geltz, requests unanimous consent to report bills from committee at this time. Is there objection?

Mr. BARR. I object, Mr. President.

MOTION TO SUSPEND RULE 29

Mr. HEYBURN. Mr. President, I move that the rule requiring unanimous consent to report bills from committee, out of order, be suspended.

Mr. KEPHART. I second the motion, Mr. President.

The PRESIDENT. That is rule 29.

MOTION WITHDRAWN

Mr. HEYBURN. Mr. President, I withdraw my motion to suspend the rule.

Mr. KEPHART. I withdraw my seconding of the motion.

MOTION THAT SENATE RETURN TO ORDER OF BUSINESS OF REPORTS FROM COMMITTEE

Mr. HEYBURN. Mr. President, I move that the Senate do now return to the order of business of reports from committee.

PARLIAMENTARY INQUIRY

Mr. BARR. Mr. President, I rise on a parliamentary inquiry.

(The Senate was at ease.)

Mr. DENT. Mr. President—

Mr. BARR. Mr. President—

The PRESIDENT. The Chair has only normal vision and can not recognize everyone.

MOTION PRESSED

Mr. BARR. Mr. President, I press my motion that was on the floor before recess.

The PRESIDENT. That motion has been carried. The motion was that all bills reported from committee today be read for the first time.

Mr. BARR. Senate bills only, Mr. President.

The PRESIDENT. That is right; Senate bills only.

POINT OF ORDER

Mr. DENT. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Westmoreland will proceed.

Mr. DENT. My point of order, Mr. President, is that there is nothing before the Senate excepting the reading of Senate bills reported from committee today for the first time.

The PRESIDENT. At present that is correct.

POINT OF ORDER

Mr. WADE. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Cumberland will proceed.

Mr. WADE. Mr. President, when the motion was made that Senate bills reported from Committee today be read for the first time, was there any time stipulated in the motion when the bills would be read.

The PRESIDENT. No, but that is the order of business now before the Senate.

Mr. DENT. Read the bills. There is nothing wrong with that. We do not mean to have them read at length. That is the regular order.

The PRESIDENT. That is the order of business on which the Senate is now engaged.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate Bill No. 218, entitled:

An Act to reenact and amend the act approved the twenty-second day of April, one thousand nine hundred forty-three (P. L. 68), entitled "An act authorizing the county commissioners, of each county of the third class to establish and maintian a Registry Survey Bureau; prescribing the powers and duties of such bureau, requiring the registration with such bureau by landowners of certain information relative to the location, ownership and transfer of title of real property located in such county; imposing certain additional duties upon the county surveyor, the sheriff and the recorder of deeds in such county; and providing penalties," extending its provisions to counties of the fourth, fifth, sixth, seventh and eighth class; and conferring powers and imposing duties on county engineers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate Bill No. 509, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate Bill No. 531, entitled:

An Act to further amend section five hundred two and section five hundred four of the act, approved the second day of May, one thousand nine hundrde twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," requiring submission of all plans for public improvements to the County Planning Commission for approval and prohibiting the recording of plans and sales of lots before their approval under penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate Bill No. 533, entitled:

An Act concerning liens of factors on merchandise and defining "factor."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate Bill No. 664, entitled:

An Act providing for the construction of a museum building; and the acquisition and maintenance by the Department of Forests and Waters with the advice of the Bushy Run Battlefield Commision, of lands adjacent to the Bushy Run Battlefield State Park; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 700, entitled:

An Act to encourage the protection and development of forest resources in the Commonwealth in the interest of the owner and general public; providing for the creation of various local advisory committees by the Department of Forests and Waters, and the establishment of minimum standards of forest practice to have the force of law; placing duties upon certain governmental officials and agencies; and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 720, entitled:

An Act providing for the adjustment and settlement by the Department of Public Assistance of certain legal and moral claims against the Commonwealth arising out of contracts with the former State Emergency Relief Board, for the slaughter of drought cattle; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 767, entitled:

An Act to amend the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways, authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways, and making an appropriation to carry out the provisions of said act," as amended by changing route 52043 in Potter County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 768, entitled:

An Act to further amend section six of the act, approved the thirty-first of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the

establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State highways of the Commonwealth; providing for the improvement, maintenance and repair of said State highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same, requiring boroughs and incorporated towns to maintain certain State highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by changing certain routes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 774, entitled:

An Act to add section one thousand three hundred nine to the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of cadidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commisioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," requiring reimbursement of counties and of cities of the first class by the Commonwealth for expenses of voting by official military ballots.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 785, entitled:

An Act to amend clause (h) of section nine hundred and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by fixing the maximum gross weight of truck tractors in combination with semi-trailers having two axles.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 786, entitled:

An Act authorizing departments, boards, commissions and agencies of the State government to make contracts for radio communication service and providing for the payment of service charges therefor.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Mr. BARR. Mr. President, Senate Bill 509—I did not see that on the list of bills reported from committee today.

The PRESIDENT. The Clerk informs the Chair that two Senate bills were reported from commitee after the gentleman from Allegheny looked at the list.

Mr. DENT. To-night, Mr. President? Never mind, Mr. President, they are okay, very much okay.

MOTION THAT BILLS BE PREPARED FOR FIRST READING

Mr. DENT. Mr. President, I move that all other bills reported from committee today be prepared for first reading.

Mr. BARR. I second the motion, Mr. President.

On the question.

Will the Senate agree to the motion.

POINT OF INFORMATION

Mr. GELTZ. Mr. President, I rise on a point of information.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. GELTZ. Mr. President, have House Bills 871, 872, 936 and 1190 been reported from committee?

The PRESIDENT. The Chair will have to consult the desk; just a minute. They have not.

Mr. GELTZ. Mr. President, at this time I report from the Committee on Finance—

POINT OF ORDER

Mr. BARR. Mr. President, I rise on a point of order.

The PRESIDENT. Just a minute; there is a motion before the Senate, which can either be passed or defeated.

Mr. HEYBURN. Mr. President, a motion that bills be prepared for first reading is superfluous, that is ordinary procedure.

MOTION WITHDRAWN

Mr. DENT. All right, I withdraw my motion.

Mr. GELTZ. Mr. President—

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Mr. Geltz.

POINT OF ORDER

Mr. WALKER. Mr. President, I rise on a point of order.

Mr. GELTZ. Mr. President, I am instructed by the Committee on Finance to report—

POINT OF ORDER

Mr. BARR. Mr. President, I rise on a point of order.

The PRESIDENT. The Chair now recognizes the gentleman from Allegheny, Senator Walker.

Mr. WALKER. Mr. President, I heard the gentleman from Westmoreland withdraw his motion but as yet I have not heard the gentleman from Allegheny, Senator Barr, withdraw his seconding of the motion.

Mr. BARR. I withdraw my seconding of the motion, Mr. President.

Mr. WALKER. I mean if we are going to do this according to parliamentary procedure, let us do it that way.

MOTION THAT SENATE RETURN TO ORDER OF BUSINESS OF REPORTS FROM COMMITTEES

Mr. GELTZ. Mr. President, I move that the Senate return to the order of business of reports from committees.

Mr. TAYLOR. I second the motion, Mr. President.

On the question.

Will the Senate agree to the motion?

PARLIAMENTARY INQUIRY

Mr. BARR. I rise on a parliamentary inquiry, Mr. President.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. BARR. Can the Chair tell me under what rule we can return now to reporting bills from committees, other than with unanimous consent.

The PRESIDENT. The Chair can state to the gentleman from Allegheny that it has been done during this whole session, and, during the preceding session, but the Chair will look up the specific rule in Jefferson's Manual, if the gentleman from Allegheny so desires.

Mr. BARR. This is my point, Mr. President—and I want a ruling on it—without unanimous consent it is my thought the Senate can not return to the order of business of reporting bills from committee.

The PRESIDENT. The motion was that the Senate return to the order of business of reports from committee, and that is a proper motion.

And the question recurring.

Will the Senate agree to the motion.

It was agreed to.

PARLIAMENTARY INQUIRY

Mr. BARR. Mr. President, I rise on a parliamentary inquiry.

The PRESIDENT. The gentleman from Allegheny will proceed.

Mr. BARR. Mr. President, under what rule can we return to the order of business of reporting bills from committee, without unanimous consent?

The PRESIDENT. A motion was just passed that the Senate return to the order of business of reports from committees. That was the only thing before the Senate, and that motion was passed.

The Chair now recognizes the gentleman from Allegheny, Senator Geltz, he having made the motion.

Mr. GELTZ. Mr. President, I desire to report from committee.

Mr. BARR. He must ask unanimous consent.

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Geltz.

REPORTS FROM COMMITTEES

Mr. GELTZ, from the Commitee on Finance, reported as amended, House Bill No. 872, entitled:

An Act to provide revenue for State purposes by imposing an excise tax on the net income of co-operative agricultural associations having capital stock, in lieu of all other taxes except tax on real estate; providing for the assessment, collection, settlement and resettlement of tax and reviews and appeal therefrom; conferring powers and imposing duties on certain persons, co-operative agricultural associations having capital stock, State and County officers, boards, and departments; and providing penalties.

He also, from the Committee on Finance, reported as amended, House Bill No. 1190, entitled:

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes for general revenue purposes and for the reduction of taxes on real estate authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced.

He also, from the Committee on Finance, reported as committed, House Bill No. 871, entitled:

An Act to further amend section twenty-seven of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," further limiting the application of the section and making such further limitation retroactive.

He also, from the Committee on Finance, reported as committed, House Bill No. 936, entitled:

An Act to amend section two of the act, approved the twelfth day of May, one thousand nine hundred eleven (P. L. 295), entitled "A supplement to an act, entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one; providing for the levy, collection, and disbursement of taxes and water-rents, or rates and conferring certain powers and duties in reference thereto upon the city treasurer, the board of water assessors, and the collector of delinquent taxes; and repealing certain acts relating to matters herein provided for," by fixing a limit for taxes to be levied on real estate.

Mr. BARR. Mr. President, I object to these bills being put on the first reading calendar because they have not been presented to the Senate under the rules of the Senate and under the rules of the Constitution of the state of Pennsylvania.

I call for a ruling by the Chair.

(The Senate was at ease.)

The PRESIDENT. What is the pleasure of the Senate?

Mr. BARR. Mr. President, I press the point I made, that these bills can not even be put on the Calendar to be read for the first time tomorrow, because they were not reported according to the rules of the Senate and the Constitution of the state of Pennsylvania.

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Heyburn.

Mr. HEYBURN. Are there any announcements by the Secretary.

The PRESIDENT. The next order of business is announcement by the Secretary.

Mr. BARR. Mr. President, I would like to have a ruling—I am very sincere; I would like to have a ruling whether these bills will be allowed to be printed for the first time tomorrow.

The PRESIDENT. The answer is yes. Is what the gentleman has in his mind whether they can be read today? Is that what the gentleman has in mind.

Mr. BARR. No.

Mr. COX. Mr. President, will the Chair be so kind as to explain his rulings; on what rule of the Senate does the Chair base his opinion.

The PRESIDENT. There is no motion before the Chair of which the Chair is aware.

Mr. COX. The gentleman made a motion.

The PRESIDENT. What was it?

Mr. COX. The gentleman from Allegheny raised the parliamentary inquiry that the bill was not properly passed as read.

May I amend my statement by saying the gentleman stated the bills were improperly reported from committee.

The PRESIDENT. They were reported from committee

ADJOURNMENT

Mr. HEYBURN. Mr. President, I move that the Senate do now adjourn until Wednesday, May 2, 1945, at 3:00 o'clock p. m., Eastern War Time.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:59 o'clock p. m., Eastern War Time until Wednesday, May 2, 1945, at 3:00 o'clock p. m., Eastern War Time.

HOUSE OF REPRESENTATIVES

TUESDAY, May 1, 1945

The House met at 1:30 p. m.

The SPEAKER (Ira T. Fiss) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the following prayer:

Our Heavenly Father, we turn to Thee in this day of our great need. There is no other to whom we can go. Thou who art a way-making God, do Thou use the San Francisco conference to make a way of permanent peace, good-will and cooperation amongst all the nations of the world.

Remember our House of Representatives in faithfully discharging their responsibilities to Thee and to those who have entrusted them with the challenging work at hand. May the work done accomplish much good for all our citizenry. We offer our prayer in the name of Him "who went about doing good," Jesus Christ. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, April 30, 1945.

The Clerk proceeded to read the Journal of Monday, April 30, 1945, when, on motion of Mr. POLASKI unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Mr. DENNISON, HOUSE BILL No. 1288.

An Act to amend section eight hundred twenty-five of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by further regulating the penalties to be imposed for shooting at, wounding or killing human beings by mistake.

Referred to the Committee on Game.

COMMITTEE REPORTS

Mr. WATKINS from the Committee on Appropriations reported as amended Senate Bill No. 61, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt.

Mr. COHEN from the Committee on Public Utilities reported as amended Senate Bill No. 393, entitled:

An Act to further amend clauses six, seven, twenty and twenty-three of section two of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associatons, and persons; provding for the regulation of public utilities, including to a limited extent municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the

exercise, surrender of abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossing of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts, of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood.

Mr. TURNER from the Committee on Appropriations reported as amended Senate Bill No. 57, entitled:

An Act providing for the Pennsylvania Register for the publication and distribution of certain orders, regulations, rules, notices, proclamations, and similar instruments; imposing powers and duties on the Legislative Reference Bureau and the Department of Property and Supplies; creating the Pennsylvania Register Board and defining its powers and duties; and making an appropriation for payment of expenses and costs of publication, and distribution of the Pennsylvania Register.

Mr. MOSER from the Committee on Public Utilities reported as committed House Bill No. 583, entitled:

An Act to amend paragraph (d) of Section 409 of the Public Utility Law (Act of May 28, 1937, P. L. 1053), entitled "Relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale methods of regulating rates; providing for the supervision of financial and contractural relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alterations, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulations, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superceded by or inconsistent with this act," by providing further for the manner in which properties appropriated for crossing improvements by the Public Utility Commission authority to assess and allocate costs of such recording on political subdivisions, municipalities, corporations, utilities, persons and governmental agencies, concerned in the said crossing improvement.

Mr. TURNER from the Committee on Appropriations reported as committed Senate Bill No. 3, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum, Philadelphia.

Mr. LYONS from the Committee on Appropriations reported as committed Senate Bill No. 4, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Mr. COOPER from the Committee on Appropriations reported as committed Senate Bill No. 9, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that Department in acting as purchasing agent for the Department of Highways.

Mr. STOCKHAM from the Committee on Appropriations reported as committed Senate Bill No. 10, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of certain moral claims providing for the hearing adjustment and paying of moral claims of persons injured and dependent relatives members of families and personal representatives of persons killed through negligence in the operation of trucks of or under the control of the Pennsylvania National Guard.

Mr. McCLESTER from the Committee on Appropriations reported as committed Senate Bill No. 16, entitled:

An Act making an appropriation from the State Stores Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Stores Fund.

Mr. BAKER from the Committee on Appropriations reported as committed Senate Bill No. 17, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

Mr. LEISEY from the Committee on Appropriations reported as committed Senate Bill No. 22, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-seven and prior sessions and at its regular sessions of one thousand nine hundred and thirty-nine and one thousand nine hundred and forty-one and the Special Sessions of one thousand nine hundred and thirty-eight and one thousand nine hundred and forty.

Mr. McCLESTER from the Committee on Appropriations reported as committed Senate Bill No. 29, entitled:

An Act making an appropriation from the Banking Department Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes Retirement System with respect to State Employes receiving compensation from the Banking Department Fund.

Mr. SERRILL from the Committee on Appropriations reported as committed Senate Bill No. 32, entitled:

An Act making an appropriation to the Department of Property and Supplies for the acquisition of land and buildings by purchase, condemnation or gift, the construction and equipment and furnishing of any buildings, and the alteration, removal, remodeling or replacing of existing buildings, to be used for barracks and training facilities for the Pennsylvania State Police.

Mr. McCLESTER from the Committee on Appropriations reported as committed Senate Bill No. 42, entitled:

An Act making an appropriation from the Game Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Game Fund.

Mr. McCLESTER from the Committee on Appropriations reported as committed Senate Bill No. 43, entitled:

An Act making an appropriation from the Motor License Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Motor License Fund.

Mr. RILEY from the Committee on Appropriations reported as committed Senate Bill No. 49, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Mr. McCLESTER from the Committee on Appropriations reported as committed Senate Bill No. 51, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement system with respect to State employes receiving compensation from the Manufacturing Fund.

Mr. COOPER from the Committee on Appropriations reported as committed Senate Bill No. 54, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university, the purchase of apparatus and equipment therefor, and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university.

Mr. LOVETT from the Committee on Appropriations reported as committed Senate Bill No. 60, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

Mr. COHEN from the Committee on Appropriations reported as committed Senate Bill No. 64, entitled:

An Act making an appropriation to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women at Philadelphia Pennsylvania.

Mr. COHEN from the Committee on Appropriations reported as committed Senate Bill No. 67, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

Mr. LYONS from the Committee on Appropriations reported as committed Senate Bill No. 73, entitled:

An Act making an appropriation to the Department of Military Affairs for construction of armories and the repair and improvement of present armory buildings; for the acquisition by purchase or condemnation of additional lands for the Military Reservation at Indiantown Gap for postwar repairs to monuments in France and Belgium and for construction of new buildings and repairs and improvements to existing buildings at the Indiantown Gap Military Reservation.

Mr. SERRILL from the Committee on Appropriations reported as committed Senate Bill No. 90, entitled:

An Act making an appropriation to the Department of Health for the purpose of conducting cancer research.

Mr. LEONARD from the Committee on Mines and Mining reported as committed Senate Bill No. 101, entitled:

An Act relating to the use of trailing cables on portable electric machinery in coal mines; providing for the health and safety of persons employed therein and for the protection and preservation of property connected therewith and for the inspection of such equipment by the Department of Mines.

Mr. BOIES from the Committee on Appropriations reported as committed Senate Bill No. 111, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries, for the removal of sunken wrecks from the tideway of the Delaware River and its navigable tributaries and providing for reimbursement to the Commonwealth.

Mr. COOPER from the Committee on Appropriations reported as committed Senate Bill No. 165, entitled:

An Act making an appropriation to the Medical School of the University of Pittsburgh Pittsburgh Pennsylvania.

Mr. BAKER from the Committee on Appropriations reported as committed Senate Bill No. 166, entitled:

An Act making an appropriation to the Nursing School of the University of Pittsburgh Pittsburgh Pennsylvania.

Mr. COHEN from the Committee on Appropriations reported as committed Senate Bill No. 180, entitled:

An Act making an appropriation to the Pennsylvania School for the Deaf at Philadelphia Pennsylvania for the purpose of replacing and renewing certain equipment and machinery

Mr. STOCKHAM from the Committee on Appropriations reported as committed Senate Bill No. 219, entitled:

An Act authorizing the Department of Military Affairs to collect and to preserve the selective service and war records of the Commonwealth of Pennsylvania authorizing the storage of such records is available buildings or the construction of a new building to accommodate them if necessary and making an appropriation therefor

Mr. TURNER from the Committee on Appropriations ported as committed Senate Bill No. 294, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of industrial workers and other civilians.

Mr. BOIES from the Committee on Appropriations reported as committed Senate Bill No. 448, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of California State Teachers' College, to acquire a tract of land for the use of California State Teachers' College; and making an appropriation therefor.

Mr. STOCKHAM from the Committee on Appropriations reported as committed Senate Bill No. 468, entitled:

An Act authorizing the alteration, improvement and construction of buildings, equipment and facilities for the Pennsylvania Maritime Academy by the Navigation Commission for the Delaware River, and making an appropriation

Mr. COOPER from the Committee on Appropriations reported as committed Senate Bill No. 473, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of land for the preparation of a comprehensive plan for the Capitol Park Extension for the construction of new buildings including a memorial building to honor the memory of William Penn and other necessary buildings for the State archives libraries and museum for the repair demolition and improvement of existing buildings in Capitol Park and Capitol Park Extension for the razing of buildings the relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation and for grading paving and otherwise developing Capitol Park and the Capitol Park Extension

Mr. STOCKHAM from the Committee on Appropriations reported as committed Senate Bill No. 480, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the furnishing of "Pennsbury Memorial."

Mr. RILEY from the Committee on Appropriations reported as committed Senate Bill No. 536, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to acquire certain tracts of land for the use of said department and making an appropriation therefor.

Mr. COOPER from the Committee on Appropriations reported as committed Senate Bill No. 642, entitled:

An Act making an appropriation to the Pennsylvania Post-War Planning Commission for the purpose of making a survey of the Port of Pittsburgh and providing for the same as a post-war project.

Mr. McKINNEY from the Committee on Appropriations reported as committed Senate Bill No. 646, entitled:

An Act re-appropriating for additional purposes moneys heretofore appropriated to the Department of Military Affairs for the purpose of erecting construction and equipping an auditorium at Indiantown Gap.

Mr. ROOT from the Committee on Judiciary General reported as committed Senate Bill No. 649, entitled:

An Act providing for the disposition of fines, penalties and forfeitures collected in summary proceedings; and imposing penalties.

Miss BRANCATO from the Committee on Military Affairs reported as committed Senate Bill No. 652, entitled:

An Act to amend the title and further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 662) entitled, "An act relating to retirement from the Pennsylvania National Guard"; extending the provisions thereof to the Pennsylvania State Guard; and making changes with respect to advance in grade of retiring officers and enlisted men.

Mr. KOLANKIEWICZ from the Committee on Military Affairs reported as committed Senate Bill No. 653, entitled:

An Act to amend the act, approved the sixteenth day of March, one thousand nine hundred thirty-seven (P. L. 100), entitled "An act directing the Department of Military Affairs to select, procure, furnish, and award certain decorations, medals, and badges," providing for additional decorations, medals, and badges; and changing the procedure for awarding the same.

Mrs. DYE from the Committee on Military Affairs reported as committed Senate Bill No. 666, entitled:

An Act to further amend the title, and sections one to twelve both inclusive, of the act, approved the nineteenth day of March, one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization, government, discipline, maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania or any part thereof, shall be in active service of the United States," by changing the name of the Pennsylvania State Guard to Pennsylvania Guard, and increasing the amount of allowances permitted for officers' uniforms and equipment.

Mr. SERRILL from the Committee on Highways reported as committed Senate Bill No. 680, entitled:

An Act to further amend section one of the act, approved the twentieth day of April, one thousand nine hundred and twenty-seven (P. L. 321), entitled "An act authorizing the Secretary of Highways to designate by letter, or to name, number, or combine State highways, or any part or parts thereof, in such manner as in his discretion will best accommodate and inform the travel-

ing public using the highways of the Commonwealth, and facilitate the keeping of maps and records of the Department of Highways, and to include, in any route designated for the convenience of the traveling public, any township road or roads," as amended, by eliminating the requirement that designations assigned by the Secretary of Highways shall be the official designations for all purposes.

Mr. REAGAN from the Committee on Highways reported as committed Senate Bill No. 687, entitled:

An Act to amend sections eleven hundred and five and eleven hundred and fifteen of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto" by creating a conclusive presumption that roads not used for public travel or maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years have been vacated and by providing a procedure for the vacation of roads not used for public travel and not maintained or kept in repair for a period of ten years.

Mr. ROSE from the Committee on Judiciary General reported as committed Senate Bill No. 701, entitled:

An Act to amend section three of the act approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 214), entitled "An act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien; providing for the payment of the cost of such acquisitions; and making an appropriation," by authorizing the Department of Justice to execute and deliver a deed for property formerly owned by a recipient of public assistance upon payment of debt, interest and costs due the Commonwealth.

Mr. NORMAN WOOD from the Committee on Appropriations reported as committed Senate Bill No. 726, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor.

Mr. BAKER from the Committee on Appropriations reported as committed Senate Bill No. 745, entitled:

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County providing for the control and management thereof authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations and making an appropriation.

Mr. COOPER from the Committee on Appropriations reported as committed Senate Bill No. 746, entitled:

An Act making an appropriation for the preparation of the Eightieth Division History and creating a commission for such purposes.

Mr. NORMAN WOOD from the Committee on Appropriations reported as amended Senate Bill No. 31, entitled:

An Act making an appropriation to the Department of Property and Supplies for the acquisition by purchase or condemnation of land and for the construction of a Governor's Mansion.

Mr. LYONS from the Committee on Appropriations reported as amended Senate Bill No. 65, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education.

Mr. HUNTLEY from the Committee on Appropriations reported as amended Senate Bill No. 66, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia.

Mr. LYONS from the Committee on Appropriations reported as amended Senate Bill No. 349, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment to Somerset County Institution District to reimburse said district on account of certain property damages, under agreement between the Commonwealth and the institution district.

Mr. McKINNEY from the Committee on Ways and Means re-reported as committed Senate Bill No. 102, entitled:

An Act authorizing the Commonwealth to negotiate temporary emergency loans to defray the current and other expenses of the State government during the two fiscal years beginning the first day of June one thousand nine hundred forty-five evidenced by tax anticipation notes secured by and payable from current revenues levied assessed collectible and accruing during such two fiscal years defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto providing for the payment of interest on and the repayment of such loans and making an appropriation.

Mr. COOPER from the Committee on State Government re-reported as committed Senate Bill No. 197, entitled:

An Act authorizing the Department of Property and Supplies to acquire all property of The General State Authority and to purchase its outstanding bonds and obligations; authorizing and directing said authority to cancel its bonds, discharge its obligations and to transfer all its property to the Commonwealth of Pennsylvania; authorizing and directing the Department of Property and Supplies to transfer to any land grant college any properties acquired by it from The General State Authority which are being used by such land grant college; and making an appropriation.

Mr. YEAKEL from the Committee on Rules reported as committed Senate Concurrent Resolution Serial No. 115.

Mr. SOLLENBERGER from the Committee on Rules reported as committed House Resolution No. 60.

Mr. LLOYD H. WOOD from the Committee on Rules reported as committed Senate Concurrent Resolution Serial No. 127.

BILLS ON FIRST READING

Mr. LICHTENWALTER asked and obtained unanimous consent to have all bills reported from committees as committed read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 3, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 4, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 9, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by the Department in acting as purchasing agent for the Department of Highways

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 10, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of certain moral claims; providing for the hearing, adjustment, and paying of moral claims of person injured, and the dependent relatives, members of families, and personal representatives of persons killed through negligence in the operation of trucks of or under the control of the Pennsylvania National Guard.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 16, entitled:

An Act making an appropriation from the State Stores Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Stores Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 17, entitled:

An Act making appropriations to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 22, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-seven and prior sessions and at its regular sessions of one thousand nine hundred and thirty-nine and one thousand nine hundred and forty-one and the Special Sessions of one thousand nine hundred and thirty-eight and one thousand nine hundred and forty

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 29, entitled:

An Act making an appropriation from the Banking Department Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes Retirement System with respect to State Employes receiving compensation from the Banking Department Fund.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 32, entitled:

An Act making an appropriation to the Department of Property and Supplies for the acquisition of land and buildings by purchase, condemnation or gift, the construction and equipment and furnishing of any buildings, and the alteration, removal, remodeling or replacing of existing buildings, to be used for barracks and training facilities for the Pennsylvania State Police.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 42, entitled:

An Act making an appropriation from the Game Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Game Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 43, entitled:

An Act making an appropriation from the Motor License Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Emlpoyes' Retirement System with respect to State employes receiving compensation from the Motor License Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 49, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 51, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Manufacturing Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 54, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university the purchase of apparatus and equipment therefor and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 60, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 64, entitled:

An Act making an appropriation to the Moore Institute of Art Science and Industry formerly Philadelphia School of Design for Women at Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 67, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 73, entitled:

An Act making an appropriation to the Department of Military Affairs for construction of armories and the repair and improvement of present armory buildings for the acquisition by purchase or condemnation o fadditional lands for the Military Reservation at Indiantown Gap for postwar repairs to monuments in France and Belgium and for construction of new buildings and repairs and improvements to existing buildings at the Indiantown Gap Military Reservation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 90, entitled:

An Act making an appropriation to the Department of Health for the purpose of conducting cancer research.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 101, entitled:

An Act relating to the use of trailing cables on portable electric machinery in coal mines providing for the health and safety of persons employed therein and for the protection and preservation of property connected therewith and for the inspection of such equipment by the Department of Mines

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 111, entitled:

An Act making an appropriation to the Department of Forests and Waters to be used by the Navigation Commission of the Delaware River and its Navigable Tributaries, for the removal of sunken wrecks from the tideway of the Delaware River and its navigable tributaries and providing for reimbursement to the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 165, entitled:

An Act making an appropriation to the Medical School of the University of Pittsburgh Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 166, entitled:

An Act making an appropriation to the Nursing School of the University of Pittsburgh Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 180, entitled:

An Act making an appropriation to the Pennsylvania School for the Deaf at Philadelphia, Pennsylvania for the purpose of replacing and renewing certain equipment and machinery.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 219, entitled:

An Act authorizing the Department of Military Affairs to collect and to preserve the selective service and war

records of the Commonwealth of Pennsylvania, authorizing the storage of such records in available buildings or the construction of a new building to accommodate them if necessary, and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 294, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of industrial workers and other civilians

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 448, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of California State Teachers' College to acquire a tract of land for the use of California State Teachers' College and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 468, entitled:

An Act authorizing the alteration, improvement and construction of buildings, equipment and facilities for the Pennsylvania Maritime Academy by the Navigation Commission for the Delaware River, and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 473, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of land for the preparation of a comprehensive plan for the Capital Park Extension for the construction of new buildings including a memorial building to honor the memory of William Penn and other necessary buildings for the State archives libraries and museum for the repair demolition and improvement of existing buildings in Capital Park Extension for the razing of buildings and relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation and for grading paving and otherwise developing Capitol Park and the Capitol Park Extension.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 480, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the furnishing of "Pennsbury Memorial."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 583, entitled:

An Act to amend Paragraph (d) of Section 409 of the Public Utility Law (Act of May 28, 1937, P. L. 1053) entitled, "Relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractural relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commissions the exclusive power to regulate or order the construction, alterations, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulations, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by providing further for the manner in which properties appropriated for crossing improvements by the Public Utility Commission shall be recorded and giving the Public Utility Commission authority to assess and allocate costs of such recording on political subdivisions, municipalities, corporations, utilities, persons and governmental agencies, concerned in the said crossing improvement.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 536, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to acquire certain tracts of land for the use of said department and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 642, entitled:

An Act making an appropriation to the Pennsylvania Post-War Planning Commission for the purpose of making a survey of the Port of Pittsburgh and providing for the same as a post-war project.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 646, entitled:

An Act re-appropriating for additional purposes moneys heretofore appropriated to the Department of Military Affairs for the purpose of erecting construction and equipping an auditorium at Indiantown Gap.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 649, entitled:

An Act providing for the disposition of fines, penalties and forfeitures collected in summary proceedings; and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 652, entitled:

An Act to amend the title and further amend section one of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 662) entitled "An act relating to retirement from the Pennsylvania National Guard" extending the provisions thereof to the Pennsylvania State Guard and making changes with respect to advance in grade of retiring officers and enlisted men

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 653, entitled:

An Act to amend the act approved the sixteenth day of March one thousand nine hundred thirty-seven (P. L. 100) entitled "An act directing the Department of Military Affairs to select procure furnish and award certain decorations medals and badges" providing for additional decorations medals and badges and changing the procedure for awarding the same

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 666, entitled:

An Act to further amend the title and sections one to twelve both inclusive of the act approved the nineteenth day of March one thousand nine hundred forty-one (P. L. 3) entitled as amended "An act providing for the organization government discipline maintenance and regulation of an additional land force to be known as the Pennsylvania State Guard for the defense of the Commonwealth during any period of time in which the National Guard of Pennsylvania or any part thereof shall be in active service of the United States" by changing the name of the Pennsylvania State Guard to Pennsylvania Guard and increasing the amount of allowances permitted for officers' uniforms and equipment

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 680, entitled:

An Act to further amend section one of the act, approved the twentieth day of April, one thousand nine hundred and twenty-seven (P. L. 321), entitled "An act authorizing the Secretary of Highways to designate by letter, or to name, number, or combine State highways, or any part or parts thereof, in such manner as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth, and facilitate the keeping of maps and records of the Department of Highways; and to include, in any route designated for the convenience of the traveling public, any township road or roads," as amended, by eliminating the requirement that designations assigned by the Secretary of Highways shall be the official designations for all purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 687, entitled:

An Act to amend sections eleven hundred and five and eleven hundred and fifteen of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by creating a conclusive presumption that roads not used for public travel or maintained and kept in repair by the expenditure of township funds for a period of at least twenty-one years have been vacated and by providing a procedure for the vacation of roads not used for public travel and not maintained or kept in repair for a period of ten years

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 701, entitled:

An Act to amend section three of the act approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 214), entitled "An act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien; providing for the payment of the cost of such acquisitions; and making an appropriation," by authorizing the Department of Justice to execute and deliver a deed for property formerly owned by a recipient of public assistance upon payment of debt, interest and costs due the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 726, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Millersville State Teachers College to acquire a tract of land for the use of Millersville State Teachers College and making an appropriation therefor

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 745, entitled:

An Act authorizing the Pennsylvania Historical Commission to erect and maintain a memorial park upon the land upon which is located the site of Fort Pitt in Allegheny County providing for the control and management thereof authorizing the Pennsylvania Historical Commission to cooperate with other certain organizations and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 746, entitled:

An Act making an appropriation for the preparation of the Eightieth Division History and creating a commission for such purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

SENATE MESSAGES

The Clerk of the Senate, Mr. Steinfeld, being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 103, 175, 296, 410, 528, 623.

House Bills concurred in by Senate 29, 122, 763, 1036, 1172, 668, 674, 702, 723, 724, 725, 740, 750.

Amended House Bills returned for concurrence 78, 135, 211, 805, 1017.

Senate Bills to be signed 360, 59, 284, 341, 342, 425, 488, 493, 526, 631, 663, 693.

Conference Report on H. B 527 adopted.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 501:

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," by further defining real estate brokers and real estate salesmen; and providing for the licensing, regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business

HOUSE BILL No. 522:

An Act to further amend the title and sections one three eight eleven sixteen eighteen and nineteen of and to add section ten point one to the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 587) entitled as amended "An act to protect the public health by regulating the manufacture preparation handling storage sale transportation and possession of meat and meat-food products prescribing the powers and duties of the Department of Agriculutre incidental thereto" including poultry within the provisions of the act providing for the licensing of establishments making possession of unwholesome meat or meat-food products prima facie evidence of intention to sell and prescribing additional penalties

HOUSE BILL No. 1010:

An Act to add clause (k) to section one thousand three hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for further regulation of secondary education and placing additional duties upon the Department of Public Instruction and secondary schools

Whereupon,
The SPEAKER, in the presence of the House, signed the same.

MESSAGE AND BILL TAKEN FROM TABLE

Mr. ROOT. Mr. Speaker, I move that the message from the Senate together with House Bill No. 660, which was laid on the table April 30, 1945, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 660.

An Act to add section thirty-one point one to repeal in part section thirty-two and to amend section thirty-three of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for

the procedure on tax and municipal claims filed under other and prior acts of assembly" further regulating the sale of real property for the nonpayment of tax and municipal claims where a city of the first class is the claimant providing for the discharge of all liens mortgages ground rents estates and claims against such property by such sale and eliminating the right of redemption after such sales

With the information that the Senate has passed the same with an amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend Section 1, page 3, line 22, by inserting after the word "claims" the following: "and that contemporaneously with the service of the rule on the parties respondent notice of the rule has been published by the city in at least one newspaper of general circulation in the city of Philadelphia and in the Legal Intelligencer"

On the question,

Will the House concur in the amendment made by the Senate?

Mr. ROOT. Mr. Speaker, I move that the House do nonconcur in the amendment made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILL No. 696 TAKEN FROM TABLE

Mr. BONEY. Mr. Speaker, I move that the message from the Senate together with House Bill No. 696, which was laid on the table Thursday, April 26, 1945, be taken from the table.

The motion was agreed to.

The message was read by the Clerk as follows:

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 696.

An Act to further amend sections one two three and four of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 787) entitled as amended, "An act authorizing subject to approval of the court of common pleas the compromise or reduction of tax and municipal claims on real property purchased by any county city borough town school district or poor district at any sale for the nonpayment of taxes or municipal claims and the reconveyance or private sale of such property" requiring such reconveyance and private sale to have the approval of the municipality or municipalities having a majority interest therein

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 12, by striking out after the word "of" the words "the municipality or municipalities having a majority" and inserting in lieu thereof the words "the court of common pleas after notice to all municipalities having an".

Amend Section 1, page 2, line 22, by striking out after the word "of" the following: "the municipality or municipalities which either singly or combined have a majority interest in such property and of"; also on page 3, line 4, by striking out at the beginning of said line the words "a majority" and inserting in lieu thereof the word "an".

Amend Section 1, page 3, line 13, by striking out after the syllable "tion" the words "of municipality or municipalities having a majority interest therein and".

Amend Section 1, page 3, line 17, by striking out after the word "an" the word "the" and inserting in lieu thereof the word "any"; also in line 18, by striking out after the word "having" the words "a majority" and inserting in lieu thereof the word "an".

Amend Section 2, page 4, line 6, by striking out after the word "that" the following: "the municipality or municipalities having a majority interest therein has agreed to" and inserting in lieu thereof the word "[to]"; also in line 8, by striking out after the word "sale" the words "and that it"

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boles,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed	Lopez,	Reidenbach,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. KOLANKIEWICZ. Mr. Speaker, I move that the communication from the Governor together with House Bill No. 374, which was laid on the table April 17, 1945, be taken from the table.

The motion was agreed to.

The communication was read by the Clerk as follows:

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 374

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 374, Printer's No. 446, for the purpose of further consideration.

Accordingly, the original bill is herewith returned.

EDWARD MARTIN.

RECONSIDERATION OF VOTE

Mr. KOLANKIEWICZ. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. ANDREWS. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Kolankiewicz, vote on the final passage of this bill?

Mr. KOLANKIEWICZ. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Cambria, Mr. Andrews, vote on the final passage of this bill?

Mr. ANDREWS. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. KOLANKIEWICZ. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. KOLANKIEWICZ. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, last line of the title, by adding at the end thereof the following: "in certain cases".

Amend page 2, section 1, line 16, by striking out with bold face brackets, after the word "county", the following: "[in which a decreased service per-]".

Amend page 2, section 1, line 17, by striking out with bold face brackets, before the word "upon," the following: "[son is buried]".

Amend page 2, section 1, line 18, by striking out with bold face brackets, after the word "of" and before the word "any", the symbol: "[[ ]".

Amend page 2, section 1, line 18, by striking out with bold face brackets, after the word "any" and before the word "deceased", the following: "[ ] such]".

Amend page 2, section 1, line 18, by striking out after the word "person" and before the word "who", the symbol: "[[ ]".

Amend page 2, section 1, line 20, by striking out, with bold face brackets, after the word "county" and before the word "on", the symbol: "[ ]]".

Amend page 3, section 1, line 14, by striking out with bold face brackets, after the word "person", the following: "[is buried without regard to the county in which]."

Amend page 3, section 1, line 15, by striking out with bold face brackets, before the word "had", the following: "[he or she]".

Amend page 3, section 1, line 16, by striking out with bold face brackets, after the word "death" and before the word "whether", the word: "[or]".

Amend page 3, section 1, line 17, by striking out with bold face brackets, after the word "county" and before the word "and", the symbol: "[[ ]".

Amend page 3, section 1, line 18, by striking out with bold face brackets, after the word "county" and before the word "Provided", the symbol: "[ ]]".

Amend page 3, section 1, line 26, by inserting after the word "tablet" and before the word "No", the following: "Provided, however, That in cases of dispute concerning the legal residence of a deceased service person the county in which a deceased service person is buried shall perform the duties hereinbefore set forth."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. CHARLES H. BRUNNER, Jr. asked and obtained permission for the Committee on Professional Licensure to meet during the session of the House.

ROSEMONT COLLEGE STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the House this afternoon, a group of Political Science Students from Rosemont College and their teacher Miss Melanie Stark.

We are pleased to have you as our guests, and hope you will come back again.

HOUSE BILLS MADE SPECIAL ORDER

Mr. LICHTENWALTER. Mr. Speaker, I move that all House Bills on today's calendar be made a special order of business in their order on the calendar.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 503, entitled:

An Act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 573, entitled:

An Act to further amend section one of the act, approved the fourth day of June, one thousand nine hundred fifteen (P. L. 828), entitled "An act to provide revenue by imposing a State tax upon sales or agreements to sell or memoranda of sales of stock, and upon deliveries or transfers of shares or certificates of stock in domestic and foreign corporations, co-partnership associations, and joint-stock associations; providing the manner of collecting such tax, and prescribing penalties," by modifying the rates of tax imposed by the said act.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 496, entitled:

An Act making an appropriation to the State Council for the Blind for use in improving the condition of the blind by supplying to adult blind vocational training which will lead to remunerative employment with seeing workers to provide for their employment and placement in industry business and the professions to obtain required medical service for such training and placement to meet expenses necessary for their program and to take any action necessary to accept any grants from the Federal Government or any agency thereof to further these objectives

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 751, entitled:

An Act to amend section two hundred thirty-three of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing for the appointment of additional deputy registers of wills

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 875, entitled

An Act to further amend sections nine and seventeen of the act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated land and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" further clarifying the provisions thereof as to the discharge of liens against property by a tax sale and providing for the discharge of all tax liens and tax claims by the resale of lands purchased at such sales by the county commissioners

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1120, entitled:

An Act providing for the health and safety of persons employed in and about coal mines in the Commonwealth of Pennsylvania the protection and preservation of property connected therewith the appointment of first aid and mine rescue instructors by the Secretary of Mines with the approval of the Governor fixing their salaries and qualifications providing for the purchase of trucks and necessary equipment to carry on the work and making an appropriation therefor

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1140, entitled:

An Act regulating horse racing with wagering on the results thereof providing for the licensing of race tracks race horse owners riders trainers stewards and officials for such racing imposing license fees creating a departmental administrative commission within the Department of Agriculture for the administration of this act requiring the revenues accruing under this act to be deposited in a special fund in the State Treasury and appropriating the moneys in such funds imposing penalties and repealing inconsistent legislation

The first second and third articles were separately read and agreed to.

The fourth article was read.

On the question,

Will the House agree to the article?

Mr. COSTA offered the following amendment:

Amend sec. 402, page 9, line 27, by striking out the figure "(3%)" and inserting in lieu thereof "(4%)".

On the question,

Will the House agree to the amendments?

Mr. LEVY. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Costa.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. COSTA. I will, Mr. Speaker.

Mr. LEVY. Mr. Speaker, I desire to inquire of the

gentleman from Philadelphia as to what the purpose of these amendments is and what they mean to this very noble piece of legislation.

Mr. COSTA. On page 9, Mr. Speaker, line 27, we have stricken out the figure three percent and inserted four percent so that the state may have an additional one percent.

Mr. LEVY. I would like to inquire of the gentlemen, Mr. Speaker, the increase of one percent on page 9, will the gentleman from Philadelphia tell the Members of the House what net revenue that would yield?

Mr. COSTA. That would yield about twenty-five million dollars to the State, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

The article was agreed to as amended.

The fifth article was read.

On the question,

Will the House agree to the article?

Mr. COSTA offered the following amendments:

Amend sec. 502, page 12, line 1, by striking out the word "eight" and inserting in lieu thereof "six".

Amend sec. 502, page 12, line 1, by striking out the figure "(8%)" and inserting in lieu thereof "(6%)".

Amend sec. 502, page 12, lines 2 to 7, both inclusive, by striking out all of said lines.

On the question,

Will the House agree to the amendments?

Mr. LEVY. Mr. Speaker, will the gentleman explain the amendments to Section 502 on page 12 then.

POINT OF ORDER

Mr. TURNER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Delaware will state it.

Mr. TURNER. The gentleman from Philadelphia, Mr. Levy, is apparently wearing his spurs.

The SPEAKER. The point of order is well taken. The spurs are on.

Mr. COSTA. Section 502, page 12, line 1, by striking out the word eight and inserting six so that track gets only two percent. You can have the peanut concession. You can start a hock shop just outside the track.

Mr. LEVY. Now that the shooting is over, Mr. Speaker, I thank the gentleman.

The SPEAKER. Who won the race?

Mr. LEVY. It was a dead heat.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The article as amended was agreed to.

The sixth, seventh and eighth articles and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 717, Printer's No. 500,

was passed over at the request of the SPEAKER.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. DALRYMPLE asked and obtained permission for the Committee on Elections to meet during the session of the House.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 649, as follows:

An Act to amend section seven of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" by increasing the salaries of judges of the Municipal Court of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" is hereby amended to read as follows

Section 7 The annual salary of the President Judge of the Municipal Court of Philadelphia shall be [ten thousand five hundred dollars ($10,500)] thirteen thousand dollars ($13,000) and the annual salary of each of the other judges of said court shall be [ten thousand dollars ($10,000)] twelve thousand five hundred dollars ($12,500)

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally

Mr. LEVY. Mr. Speaker, I desire to interrogate one of the many sponsors of this bill.

The SPEAKER. Will one of the many sponsors of the bill permit himself to be interrogated?

Mr. ROSE. I shall, Mr. Speaker.

Mr. LEVY. Mr. Speaker, I desire to inquire of the gentleman from Philadelphia, Mr. Rose, what the present salary is of the Judges of the Municipal Court in Philadelphia.

Mr. ROSE. Mr. Speaker, they are presently inadequately paid at the rate of ten thousand dollars per annum.

Mr. LEVY. Mr. Speaker, I desire to inquire of the gentleman by what amount of money there will be an increase in the salaries of these judges by the passage of this particular piece of legislation.

Mr. ROSE. I am sorry I cannot hear the gentleman. Will he please repeat?

Mr. LEVY. I desire to know from the gentleman from Philadelphia what amount of increase will be accorded these judges after the passage of this bill.

Mr. ROSE. They will receive salaries of twelve thousand dollars per annum.

Mr. LEVY. I desire to further interrogate the gentleman as to what reason may be offered at the present time for increasing the salaries of the judges of this court.

Mr. ROSE. Mr. Speaker, most of the present members of the Municipal Court of Philadelphia have been appointed or elected to those posts at a time when the Federal Income Tax Law did not apply to them. They represent the best legal brains and talent in Philadelphia. Many of the men went on the bench at a great sacrifice, and at that time they realized—they felt at least that they would have enough income of the ten thousand dollars per year. Since then of course the tax rate being what it is and the substantial payments that they must make to the pension fund, their salaries have been reduced to a point well below that which men of their standing should have. Now, it has been my contention, as the gentleman from Delaware, Mr. Turner, pointed out a week or so ago, when there was another bill being discussed on the floor of this House, that you cannot obtain proper men to serve as members of the judiciary unless you compensate them adequately and if we want to appeal to the better type men to serve in the judicial branch of our government we ought to see that they are properly compensated for their efforts.

Mr. LEVY. I desire to inquire of the gentleman from Philadelphia as to whether or not he was a Member of the Legislature in the 1937 Session?

Mr. ROSE. I was not, Mr. Speaker.

Mr. LEVY. I might inquire of the gentleman from Philadelphia, Mr. Speaker, if any one of the co-sponsors of the bill were Members of the Legislature in the 1937 session?

Mr. ROSE. I do not know, sir.

Mr. LEVY. Mr. Speaker, the gentleman from Philadelphia probably has a lapse of memory, but I might remind him that the gentleman from Philadelphia, Mr. Skale, was a Member of the Legislature in that session. Is he in the hall of the House?

Mr. ROSE. He is not at the present moment, Mr. Speaker.

Mr. LEVY. Is the gentleman from Philadelphia, Mr. Skale in the hall of the House?

The SPEAKER. The gentleman is not in the hall of the House.

Mr. LEVY. Mr. Speaker, I would then inquire of the gentleman from Philadelphia further, as to whether or not the same high type of legal talent is not on the Common Pleas Court of Philadelphia?

Mr. ROSE. Mr. Speaker, I am happy to report that the men who serve on the bench in the Common Pleas Courts in Philadelphia are well regarded by all the members of the bar as well as the general public. I believe that those who have been appointed, some of whom have been appointed by his present Excellency, Governor Martin, and others represent the finest of the legal talent available.

Mr. LEVY. I might ask the gentleman from Philadelphia, Mr. Speaker, as to what increase in salary is offered to these honorable persons in House Bill 648?

Mr. ROSE. They too will receive an increase of two thousand dollars per annum.

Mr. LEVY. Making a total then of fourteen thousand dollars per year?

Mr. ROSE. That is not so. I think the gentleman has not correctly read the bill, Mr. Speaker.

Mr. LEVY. Mr. Speaker, what is the present salary then, may I ask the gentleman, of the Judges of the Court of Common Pleas in Philadelphia?

Mr. ROSE. The present Judges of the Courts of Common Pleas of Philadelphia receive a salary of fourteen thousand dollars a year now.

Mr. LEVY. Then their increase is up to sixteen thousand dollars a year?

Mr. ROSE. That is correct, Mr. Speaker.

Mr. LEVY. And that of course is granted to them in this bill because of their high legal standing in Philadelphia?

Mr. ROSE. For one thing. I have enumerated other reasons that the gentleman probably heard.

Mr. LEVY. I want to thank the gentleman from Philadelphia.

Mr. Speaker, I hesitate to say this, but it comes with bad taste for Democratic Members of the Assembly, who at least were present in the 1937 Session of the Legislature when this same Municipal Court in Philadelphia was under legislative attack, and it was decided then in the best judgment of the party in power that this court should then become dissolved and a new system of court procedure handling these matters be taken over by the creation of a new court entirely. I say to you, Mr. Speaker, that I am one of the Democratic Members of the House who was also a Member in 1937 and up until this point I have not changed my mind concerning the Municipal Court in Philadelphia. If in 1937 the Municipal Court in Philadelphia was not performing a duty for the people of Philadelphia becoming its high office, then I say to you it comes with bad grace that they should now be having sponsored for them an increase in salary for the same individual judges with a few minor exceptions.

I say to you further, Mr. Speaker, that this is a bad time for legislators to come to the defense of jurists who now plead that their income tax is beyond the capacity of their salaries when there are other hard workers and professional leaders in Philadelphia and throughout the Commonwealth for whom we do not legislate in this capacity. I appeal to you, and I urge every Republican Member and every Democratic Member to vote down these two bills.

Mr. ROSE. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Levy.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. LEVY. I shall.

Mr. ROSE. Mr. Speaker, perhaps I derived the wrong innuendo from the gentleman's words, but I would like to ask the gentleman if in his opinion the present members o fthe Municipal Court in Philadelphia are incompetent and are improperly performing their duties?

Mr. LEVY. Mr. Speaker, I have answered that question, I think, very satisfactorily when I said that ever since 1937 when I voted with the majority to dissolve the said court I have not as yet changed my opinion.

Mr. ROSE. I thank the gentleman.

Mr. Speaker, I listened with considerable interest to the gentleman from Philadelphia, and I am somewhat amazed at his assertions made here today. It seems to me that the problem that this bill attempts to solve is not one of a partisan nature.

The gentleman has indicated that he is surprised at the fact that three Democratic sponsors are attempting to raise the salaries of the judges in Philadelphia. Most of the judges, I believe, as you well know, are and have been elected upon the Republican ticket. Regardless of that fact, I think that they have served ably and well, and most of them, when they donned the role and went on the bench have forgotten partisan politics and have accepted the role of judges. I feel that they have done an excellent job in that capacity, and there is no need for criticism, there is no cause for criticism because we happen to be Democrats.

I think that the problem was ably presented to this House, as I have intimated before, by the gentleman from Delaware, Mr. Turner, a few weeks ago. It is not a question of whether or not these gentlemen are to be given a raise whereas possibly other men are neglected. The main point we must stress here is this, are we going to get on our bench men who are competent and able, men who are decent and men who perform their duties properly.

The position of the judges in Philadelphia is somewhat different from that of the judges in other counties. In Philadelphia they must maintain, when they are members of the bench, certain high standards of living, and the gentleman from Philadelphia, Mr. Levy, well knows that there are many attorneys in Philadelphia, many attorneys not anywhere nearly as competent as men who are now sitting on the bench who are paid salaries well in excess of what the judges get. He well knows that many of these judges have assumed the bench and assumed the robes given to them at a great personal sacrifice to themselves. I think we here in the House, under our form of government, look toward having an independent and competent judiciary, and we should adequately reward them. I say that the men who are at all familiar with the problems faced by our judges cannot hesitate to go ahead and give the much needed increase provided for in this bill.

Mr. SALUS. Mr. Speaker, the argument that the judges in Philadelphia have to live on a scale different than other people does not appeal to me in the slightest degree, because all people must live within their means. The argument that the judges in Philadelphia have to pay an income tax does not appeal to me at all. The argument that they have to pay into the pension fund does not appeal to me at all, because that is money saving and money in their pockets. As far as the income tax is concerned, it is the patriotic duty of a man whether he wields a pick and shovel or whether he is in high office, to do his share toward paying that income tax in order that eventually victory and peace may come to this country of ours.

But I am in favor of this bill because of the institution and because of the men that man it. It comes with ill grace for anyone to question the fairness of this bill, because in 1937 a Democratic organization tried to set up judges of their own to displace those who were elected regularly by the people, and put their own people in power. They tried it but they failed, and these men down in the Municipal Court of Philadelphia are still working. The Municipal Court of Philadelphia is the model court of its kind in the world. I am not saying for a city, but for the world. It takes care of dependent widows, it takes care of juveniles, it takes care of the morality of the city, it takes care of any number of civil and criminal cases and does more work than any court of its kind in the country.

In 1943 they handled a total of 51,854 cases. Those cases were handled on juvenile delinquency, custody of children, adoption of children, family discord, unmarried mothers in addition to various forms of litigation that come to the small courts and other courts in which the plain people's interest must be taken care of.

Personally, Mr. Speaker, I hope what I am about to say, that it will not come true. We are now at the apex of income in the state of Pennsylvania. What the future has in store for us no one knows. I think it is high time that we stop, look and listen to the various expenditures in this state. When the boys come home will there be lack of employment—all the money that we might be able to save in Pennsylvania will not be sufficient for the time to come to meet the emergency.

That is the picture I see, and I hope I am one hundred per cent wrong and that those things will not happen, but if they do happen and we have that money in the treasury we can take care of those emergencies at the proper time and the proper place. If we do not have it there will be depression and hardship and all the things that lead to human misery. I hope I am wrong, but we have been very extravagant in this session and I hope that we will wise up in the near future and come to the conclusion that a treasury that has money to spend is far more important to this Commonwealth than an empty treasury that will not be able to help out those we want to take care of. I say to you men and to all the men in this Commonwealth, stop, look and listen. You have plenty of time now; it may be too late three or four years from now.

Mr. REAGAN. Mr. Speaker, after spending four sessions here in Harrisburg I find myself for the first time in accord with Mr. Levy. I hope that before the session ends I may have the pleasure of being in accord with him again.

This is the second in a series of judicial relief bills. I learned in the debate the other week that we should call them equalization or readjustment bills, and nothing so crude as salary raisers. Now, I have to take a position antagonistic to the three eminent legal gentlemen from Philadelphia. They should know the impecunious position of the judiciary there—and I have a heart. If they really are in such difficulties I am willing to bring in an amendment raising their salaries five dollars a month or even ten dollars a month, the same as we raised the salaries of the various employes here in the House. But gentlemen, despite the argument of these three learned gentlemen, Chief Justice Maxey has said that these judicial raises are altogether wrong, and certainly he should be an authority.

I want to read you a piece of poetry, and I want to say that I am not the author of it. I am not like that eminent critic from Delaware County who can at a glance tell a jingle from a jangle. This poem is not from the pen of the Poet Laureate of the Poconos, Mr. Wayne, of Dix—or Mr. Dix of Wayne—I never could get that straight. This poem is a product of one of the

gentlemen who represents the Philadelphia press, and of course therefore it must be good, and if you will bear with me I will read it. The title is "Let's Beware". I think it is a paraphrase on the immortal saying of the Democratic Whip on the other side, "Let's Be Fair":

We may someday face the jurist
In the Court of Common Pleas;
We may tremble there before him,
Palsied hands and shaking knees;
Vainly will we lift our voices
And deny the taint of guilt;
He won't ask us how we voted
On the school bill or the silt;
He will say "You cut my wages
By the way you voted there."
Heed the Judge, who loudly rages,—
Let's Beware, Let's Beware!

Mr. TAHL. Mr. Speaker, I would like to call the attention of the House to the fact that a schedule of compensation was passed in this House in 1929. In 1929 the compensation for the municipal judges as well as the common pleas court judges was fixed. That is a period of almost sixteen years. In those days it is common knowledge that the cost of living was at least thirty to forty per cent less. In addition to that, since that time, and I do not know for how many years, the judges have been obliged or required to pay an income tax. These men must maintain a certain standard of living. They carry great responsibility. We expect them to maintain their position in life with dignity. These men have to rear families just like you and I. It is only fair that we give these men a good compensation. If you do not it will mean that a man must be a rich man in order to occupy the position of judge, and many a man who is able and capable and of fine integrity could not afford to take that position to serve the people unless they were properly compensated. Our judges in Philadelphia are men of learning and ability; they render very good service. The municipal court, as was well said, is one of the best courts of its kind in the world. I want to urge the members of the House to vote for this bill.

Mr. CULLEN. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Rose.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. ROSE. I shall, Mr. Speaker.

Mr. CULLEN. Did I understand the gentleman from Philadelphia during the interrogation by Mr. Levy to say that the increase in compensation in this bill was $2,000?

Mr. ROSE. I believe I did, Mr. Speaker, but I was in error. It is twenty-five hundred dollars.

Mr. CULLEN. It is twenty-five hundred dollars instead of two thousand dollars?

Mr. ROSE. The Municipal Court judges, yes, Mr. Speaker.

Mr. CULLEN. I thank the gentleman.

Mr. Speaker, I just want to call to the attention of the Members of the House that the increase is twenty-five hundred dollars instead of two thousand dollars of a raise. My heart bleeds for these poor judges, no question about that. As one judge said to me, or wrote me in a letter, "Is there no pity for the judges?" He also intimated in his letter, the effect on the quality it would have on the judges. I think that would be a very good idea in Philadelphia if the quality was changed. Ten thousand dollars a year is a lot of dough, even in Philadelphia. There are a good many of us who get along very well on much less than that, and no one pities us, nor do we ask for pity. Those gentlemen who sit on the bench and find such a tough time getting along on ten thousand dollars a year, they can go and do like I do. They only work three or four hours a day—they can go into a defense plant and make up the difference and they will be doing a very patriotic duty for the country. The fact of the matter is, in my opinion, in Philadelphia we have entirely too many judges and they are paid entirely too much now. It seems that poetry is the order of the day, so one of my colleagues on this side has composed a little piece of poetry and I will ask your indulgence while I read it. It is entitled "Our Poor Judges:"

Over the hill to the Poor House they trudge their weary way,
At the age of seventy and only a trifle gray.
They who are smart and chipper for all the year there told,
As many another man that's only half as old.

Over the Hill to the poorhouse they make it quite clear,
Over the Hill to the Poor House is why this horrid fear
Many a step they have taken giving judgment high and low,
But this sort of Journey they never thought they'd go.

What's the use of heapin' on them a pauper's shame?
They are not lazy or crazy nor blind or lame,
True they're still quite supple and not so awfully stout,
But why give them charity if they can live without?

Is this Legislature willing and ready
To parcel out the dough, ample and steady
For our underpaid Judges whom some taxpayers condemn
Are we to increase their salaries this Poor House ride to stem?

Mr. DIX. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Rose.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. ROSE. I shall, Mr. Speaker.

Mr. DIX. Mr. Speaker, the gentleman from Philadelphia I understand stated that the purpose of this bill to increase the judges' salaries was so that they could pay their additional Federal income tax.

Mr. ROSE. No, Mr. Speaker, I did not so state. I pointed out to the gentleman that at the time many of the members of the judiciary went on the bench in Philadelphia the Federal income tax law exempted them from payment of the tax, but under a decision of the United States Supreme Court the members of the judiciary are not so exempted any longer, and that those men who went on the bench at that time probably considered that they were getting a nice net income, consequently made whatever sacrifices were necessary and they went on the bench knowing that they could live within the income limits.

Mr. DIX. Mr. Speaker, didn't the gentleman give away

a little secret about that fact? I had it on pretty good authority that the only reason these judges want this increase is to pay this Federal income tax.

Mr. ROSE. In reply to that, may I interrogate the gentleman from Wayne, Mr. Dix, Mr. Speaker?

The SPEAKER. Will the gentleman from Wayne permit himself to be interrogated?

Mr. DIX. I shall, Mr. Speaker.

Mr. ROSE. Did I understand the gentleman to say he has it on good authority that the only reason they were taking this increase was because they wanted to be able to pay this Federal income tax?

Mr. DIX. Yes, Mr. Speaker.

Mr. ROSE. I would like to have the authority upon which the gentleman makes that stateement.

Mr. DIX. Mr. Speaker, I wouldn't want to give the name away, only it was a judge that told me.

Mr. ROSE. A judge from Philadelphia?

Mr. DIX. And I also say that a Democratic judge from Pittsburgh that was here a few weeks ago said that he was not in favor of this increase—a former Member of the House.

Mr. ROSE. That may be so, Mr. Speaker. I wish to point out to the gentleman in reply to his interrogation that insofar as I know, no judges have indicated to me that the reason they wanted the increase was that they wanted to pay Federal income tax. As a matter of fact I have not been approached by any of the judges on this matter. I just felt that due to the fact that conditions have changed considerably and due to the standing of the members of the bench, that this was a feasible time when the Legislature should increase their salaries.

Mr. DIX. Mr. Speaker, didn't I understand the gentleman from Philadelphia to say that the reason for increasing this salary was on account of having a higher standard of the Judiciary?

Mr. ROSE. That is right, Mr. Speaker.

Mr. DIX. Mr. Speaker, may I ask the gentleman from Philadelphia how much the Secretary of the Commonwealth gets, and how much the Secretary of Agriculture gets?

Mr. ROSE. Mr. Speaker, I am not certain, but I think about ten thousand dollars per annum.

Mr. DIX. And how much salary does the Attorney General get?

Mr. ROSE. Mr. Speaker, he too gets ten thousand dollars.

Mr. DIX. And may I ask how much all the members of the Cabinet get?

Mr. ROSE. Mr. Speaker, I believe they get ten thousand dollars, but I might point out to the gentleman that the Attorney General is permitted to practice law in addition to that, and I dare say that a man of his high standing at the bar earns considerably more than his salary by his practice, where as a Member of the Bench gives up the practice of law.

Mr. DIX. Mr. Speaker, it seems to me that when the members of the Governor's Cabinet receive only ten thousand dollars a year and they do not come into the House and aks the taxpayers of Pennsylvania to pay their Federal income and surtax, there is no reason for the Judges of Philadelphia to come into the House and ask the House to assist them in paying their income and surtax, and I understand that that is the only reason that they ask this increase.

Mr. ROSE. Mr. Speaker, I think the gentleman has the wrong impression. The reason is not to get an increase to pay the Federal tax. The Federal tax, of course, is something that will increase or decrease. We are hoping that after this war is over the Federal tax will be decreased, but they are not seeking that, as I indicated before. The reason for the increase is that we want decent, competent and capable men to go on the bench. I might also point out to the gentlemen that judges in other States are paid immeasurably higher amounts than our judges in Pennsylvania, men not of as good standing nor of as good qualifications as our Pennsylvania judges are.

Mr. DIX. May I now inquire also whether the judiciary in a great many other States are not paid considerably less?

Mr. ROSE. There may be some backward States, Mr. Speaker.

Mr. DIX. Not some backward states, but there are many States.

Mr. ROSE. Mr. Speaker, I do know that in New York State the judges of what are known as the Supreme Court there, which is a Court of lower jurisdiction, that have jurisdiction some where between a Magistrate and Justice of the Peace and our Municipal Court have salaries of twenty-five thousand dollars per annum.

Mr. DIX. Just one other question, Mr. Speaker. How did it happen that three Democrats sponsored this bill from Philadelphia?

Mr. ROSE. How did it happen? My reply to the interrogation of the gentleman from Philadelphia, Mr. Levy, indicated that I did not consider this a purely political measure. It so happens that my co-sponsors and I discussed this problem, and it was approved by the co-sponsors and I asked if there was any objection to my coming along, because I thought it was one of the things that should be met and for that reason I was one of the co-sponsors.

Mr. DIX. Is it not true, Mr. Speaker, that there was some horse trading between the Democrats and some of the Republicans?

Mr. ROSE. Mr. Speaker, I don't know of any such horse trading. I would like to point out that most of the judges of Philadelphia are members of the Republican Party. They were so elected, but that is not a criterion, because when they go on the bench they forget politics.

Mr. DIX. That is all I have, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, I find myself in somewhat of a peculiar position again. During the last Session of the Legislature I had a dear old uncle down in Philadelphia whom they were trying to deprive of the vote, and I promptly came to the rescue of that dear old fellow. Now I find we have another bill that applies to Philadelphia, and this dear old uncle of mine has a son that might be a judge someday, and I am going to be fair and work for his interests today.

On the question recurring,

Shall the bill pass finally?

The roll was called.

Mr. ROSE. Mr. Speaker, I ask for a verification of the roll.

The SPEAKER. The Chair hears no seconds. Does the gentleman insist upon a verification of the roll?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—77

Andrews,	Finnerty,	Lane,	Root,
Bentley,	Fleming,	Lee,	Rose,
Boies,	Gaffney,	Longo,	Salus,
Boney,	Gallagher,	Lovett,	Scanlon,
Brancato,	Gore,	McCormack,	Schuster,
Brothers,	Grant,	Mihm,	Shaffer,
Brown,	Green,	Milliken,	Skale,
Brunner, C. H.,	Haberlen,	Mills,	Smith,
Burns,	Hall,	Modell,	Snider,
Chudoff,	Haudenshield,	O'Brien,	Stuart,
Cohen,	Heatherington,	O'Dare,	Tahl,
Cooper,	Hennihan,	Petrosky,	Tate,
Corrigan,	Hoggard,	Pettigrew,	Trachtman,
Costa,	Huntley,	Polaski,	Turner,
Coyle,	James,	Polen,	Weiss,
Depuy,	Jones,	Powers,	Welsh,
Duffy,	Kirley,	Propert,	White,
Elish,	Kolankiewicz,	Readinger,	Wood, L. H.
Ewing,	Komorofski,	Reese, D. P.	Yester.

NAYS—116

Baker,	Getchey,	Matthews,	Reese, R. E.,
Barrett,	Gibson,	McAtee,	Reilly,
Barton,	Goodling,	McClester,	Reynolds,
Baumunk,	Greenwood,	McDowell,	Riley,
Bentzel,	Greer,	McKinney,	Robertson,
Bonawitz,	Guthrie,	McLanahan,	Royer,
Boorse,	Gyger,	McMillen,	Rudisill,
Boory,	Hamilton,	McNair,	Serrill,
Bower,	Hare,	McNally,	Shoemaker,
Brice,	Helm,	Mikula,	Sloan,
Brunner, P. A.,	Hering,	Miller,	Snyder,
Cadwalader,	Hersch,	Mooney,	Sollenberger,
Coleman,	Hewitt,	Moore, C. E.,	Sorg,
Cook,	Hoffman,	Moore, W. J.,	Stank,
Coulson,	Hoopes,	Moran,	Stockham,
Cullen,	Howells,	Moser,	Stonier,
Dague,	Hunter,	Munley,	Swope,
Dalrymple,	Kennedy,	Murray, M. L.,	Tittle,
Dillon,	Kline,	Murray, P. G.,	Trout,
Dix,	Krise,	Myhan,	Turbett,
Dye,	Kurtz,	Nagel,	Wachhaus,
Elder,	Leisey,	Nelson,	Waterhouse,
Erb,	Leonard,	O'Connor,	Watkins,
Foor,	Levy,	O'Donnell,	Wescott,
Fox,	Lichtenwalter,	O'Neill,	Wood, N.,
Freed,	Lyons,	Owens,	Worley,
Frost,	Madden,	Pentrack,	Wright,
Fullerton,	Madigan,	Pickens,	Yeakel,
Gardner,	Mahany,	Reagan,	Fiss, Speaker.

NOT VOTING—14

Breisch,	Flack,	Lopez,	Varallo,
Chervenak,	Herman,	Regan,	Verona,
Dennison	Laughner,	Reidenbach,	Wagner,
Dougherty,	Loftus,	Trent,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Mr. ROSE. Mr. Speaker, I asked for a verification of the roll.

The SPEAKER. The Chair did not hear the required number of seconds. The Chair also understood that the gentleman withdrew his request for a verification of the roll.

PARLIAMENTRY INQUIRY

Mr. CHUDOFF. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. CHUDOFF. What happens, Mr. Speaker, when a Member under the Rules of the House asks for a verification of the roll, and he has the necessary seconds, is it not necessary to verify the roll?

The SPEAKER. If three members request a verification the roll will be verified, otherwise it will not be verified.

Mr. CHUDOFF. Mr. Speaker, that was done, and I ask you now to have the gentleman who takes care of the microphones, have them in order so that you can hear what the Members have to say to you.

Mr. LEVY. Mr. Speaker, I don't think the question as to whether there were three seconds is in proper order. I heard the Speaker distinctly ask the maker of the request if he insisted upon it, and he walked away from the microphone without insisting. I think the Chair is in order.

Mr. ROSE. Mr. Speaker, I did insist upon a verification of the roll in spite of the fact that I did not have the punch and the tones that the gentleman from Philadelphia has. I thought the Chair might have heard it.

The SPEAKER. The Chair was definitely under the impression that the gentleman did not insist.

Mr. ROSE. I had insisted. Mr. Speaker, and you probably did not hear it.

Mr. O'BRIEN. Mr. Speaker, after the 1943 session and after this session I thought I never would see the day when the gentleman from Philadelphia, Mr. Levy, would rise in defense of the Chair. It is overwelming.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 648, as follows:

An Act to further amend section four of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" by increasing the salaries of judges of common pleas of the first and fifth judicial districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" as amended by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 317) is hereby further amended to read as follows

Section 4 The annual salary of each of the judges of the courts of common pleas of the first and fifth judicial districts shall be [fourteen thousand dollars ($14,000)] sixteen thousand dollars ($16,000)

The annual salary of each of the judges of the courts of common pleas learned in the law in judicial districts having a population of more than two hundred and fifty thousand and less than one million inhabitants shall be twelve thousand dollars ($12,000) in judicial districts having a population of one hundred thousand and more but less than two hundred and fifty thousand inhabitants shall be twelve thousand dollars ($12,000) in judicial districts having a population of sixty-five thousand or more and less than one hundred thousand inhabitants shall be ten thousand dollars ($10,000) in judicial districts having a population of less than sixty-five thousand inhabitants

shall be nine thousand dollars ($9,000) The amounts of the salaries to be paid under this paragraph in the respective judicial districts shall be determined and fixed according to the population of such districts as ascertained by reference from time to time to the last preceding decennial United States census

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CHUDOFF. Mr. Speaker, I do not desire to take up the time of the House with another long debate on this bill. However, I would like to call to the attention of the House that this judges pay raise bill is not a Philadelphia bill only, but also takes in the judges of the Court of Common Pleas of Allegheny County. On April 16, 1945 the Allegheny County Bar Association unanimously endorsed House Bill 648 for their judges.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Messrs. Rose, Skale and Herman asked for a verification of the roll.

The roll was verified and was as follows:

YEAS—80

Andrews,	Finnerty,	Komorofski,	Rose,
Barrett,	Fleming,	Lane,	Salus,
Bentley,	Gaffney,	Laughner,	Scanlon,
Bentzel,	Gallagher,	Lee,	Schuster,
Boney,	Gore,	Longo,	Shaffer,
Brancato,	Grant,	Lovett,	Skale,
Brothers,	Green,	Mihm,	Smith,
Brown,	Haberlen,	Milliken,	Snider,
Brunner, C. H.,	Hall,	Mills,	Stuart,
Burns,	Haudenshield,	Modell,	Tahl,
Chudoff,	Heatherington,	O'Brien,	Tate,
Cohen,	Hennihan,	O'Dare,	Trachtman,
Cooper,	Herman,	Petrosky,	Trent,
Corrigan,	Hersch,	Polaski,	Turner,
Costa,	Hoggard,	Polen,	Verona,
Coyle,	Huntley,	Powers,	Weiss,
Dougherty,	James,	Propert,	Welsh,
Duffy,	Jones,	Readinger,	White,
Elish,	Kirley,	Reynolds,	Wood L H.,
Ewing,	Kolankiewicz,	Root,	Yester

NAYS—105

Baker,	Gibson,	McAtee,	Robertson,
Barton,	Goodling,	McClester,	Royer,
Baumunk,	Greenwood,	McKinney,	Rudisill,
Bonawitz,	Greer,	McMillen,	Serrill,
Boorse,	Guthrie,	McNair,	Shoemaker,
Boory,	Gyger,	McNally,	Sloan,
Brice,	Hamilton,	Mikula,	Snyder,
Brunner, P. A.,	Hare,	Miller,	Sollenberger,
Cadwalader,	Helm,	Mooney,	Sorg,
Chervenak,	Hering,	Moore, C. E.,	Stank,
Coleman,	Hewitt,	Moore, W. J.,	Stockham,
Cook,	Hoffman,	Moran,	Stonier,
Coulson,	Hoopes,	Moser,	Swope,
Cullen,	Howells,	Murray, P. G.,	Tittle,
Dalrymple,	Hunter,	Myhan,	Trout,
Depuy,	Kennedy,	Nagel,	Turbett,
Dillon,	Krise,	Nelson,	Wachhaus,
Dix,	Kurtz,	O'Connor,	Waterhouse,
Dye,	Leisey,	O'Donnell,	Watkins,
Erb,	Leonard,	Owens,	Wescott,
Foor,	Levy,	Pickens,	Wood, N.,
Fox,	Lichtenwalter,	Reagan,	Worley,
Freed,	Lyons,	Reese, D. P.,	Wright,
Frost,	Madden,	Reese, R. E.,	Yeakel,
Fullerton,	Madigan,	Reilly,	Fiss,
Gardner,	Mahany,	Riley,	Speaker
Getchey,	Matthews,		

NOT VOTING—22

Boies,	Flack,	McLanahan,	Pettigrew,
Bower,	Kline,	Munley,	Regan,
Breisch,	Loftus,	Murray, M. L.,	Reidenbach,
Dague,	Lopez,	O'Neill,	Varallo,
Dennison,	McCormack,	Pentrack,	Wagner,
Elder,	McDowell,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. TROUT asked and obtained permission for the Committee on Motor Vehicles to meet during the session of the House.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1235, as follows:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain claims against the Commonwealth and that department arising out of professional services rendered by physicians in workmen's compensation cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand three hundred fifty-one dollars ($1,351.00) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Labor and Industry for the payment of any claims against the Commonwealth and that department arising from professional services rendered including physical examinations expert testimony at hearings and expenses incurred attending such hearings by physicians in workmen's compensation cases

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,

Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER. The Chair requests the gentleman from Philadelphia, Mr. Scanlon to preside.

MR. SCANLON IN THE CHAIR

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 94, as follows:

An Act making an appropriation to the Department of Forests and Waters for the use of the Pennsylvania State Park and Harbor Commission of Erie

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred thousand dollars ($300,000.00) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the use of the Pennsylvania State Park and Harbor Commission of Erie for completing the system of jetties and bulkheads for the protection and preservation of the State Park and State Highway on Presque Isle Peninsula at Erie by construction of bulkheads new jetties repair of or extension of present jetties with such material and design as determined or approved by engineers under the jurisdiction of the Department of Forests and Waters of the Commonwealth of Pennsylvania and the Corps of Engineers of the United States War Department

Section 2 The sum of three hundred thousand dollars ($300,000.00) appropriated in section one hereof shall be expended for purposes outlined in said section in amounts to conform to a systematic progressive program of protection and improvement as permitted by war and post war regulations authorizing the use of construction material

Section 3 The sum of three hundred thousand dollars ($300,000.00) appropriated herein or as much thereof as may be necessary to complete the jetty system of shore protection shall be made available in amounts and at such times as war and post war regulations permit the proposed construction

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 138, as follows:

An Act authorizing the establishment construction and

maintenance of limited access highways and local service highways and providing for closing certain highways providing for the taking of private property and for the payment of damages therefor providing for sharing the costs involved and for the control of traffic thereover providing penalties and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purposes of this act a limited access highway is defined as a public highway to which owners or occupants of abutting property or the traveling public have no right of ingress or egress to from or across such highway except as may be provided by the authorities responsible therefor A local service highway is defined as a public highway either existing or new or combination thereof parallel or approximately parallel to the limited access highway which will provide ingress or egress to or from highways or areas which would otherwise be isolated by the construction or establishment of a limited access highway

Section 2 (a) The Secretary of Highways with the approval of the Governor is hereby authorized to declare any State highway route or part thereof now or hereafter established to be a limited access highway

(b) Whenever the establishment of a limited access highway will facilitate the movement of traffic the Secretary of Highways with the approval of the Governor is hereby authorized to lay out new highways take over existing highways or parts thereof and declare the same to be a limited access highway to be constructed and maintained as a State highway

(c) The authorities of any political subdivision of the Commonwealth are hereby authorized to declare any existing or new highway or part thereof now or hereafter under their jurisdiction and control to be a limited access highway and to construct and maintain the same

(d) The designation of a limited access highway in a city by either the Secretary of Highways or by the commissioners of the county in which the city is located shall be subject to the approval of the city as evidenced by an ordinance duly passed in accordance with the law

Section 3 The Secretary of Highways with the approval of the Governor or local authorities in connection with the designation or construction of a limited access highway may lay out or construct local service highways

Section 4 In the establishment or construction of limited access highways the authorities responsible therefor shall have the power to eliminate intersections at grade with other highways by the construction of grade separation structures by the closing of such intersecting highways at the right of way lines of the limited access highway or by relocating such intersecting highways as in their discretion will best serve the public interest

Section 5 Where the Secretary of Highways proceeds under the authority of this act he shall have authority to construct and maintain any tunnel bridge culvert drainage structure or other structure or appurtenances incidental thereto other than sanitary sewers as may be necessary in the construction of the limited access highway Provided however that the Secretary of Highways shall have authority to replace reconstruct or restore existing sanitary sewers

Section 6 The establishment of limited access highway or a local service highway by the Secretary of Highways as herein provided shall be by a plan approved by the Governor and filed in the office of the recorder of deeds of the proper county at the expense of the county The establishment of a limited access highway or a local service highway by the authorities of any political subdivision of the Commonwealth as herein provided shall be in the same manner as now or hereafter provided by law for the opening widening or relocating of highways by such political subdivision

Section 7 After the establishment of a limited access highway it shall be unlawful to establish or lay out any new highway intersecting the limited access highway except by and with the consent of the authorities responsible for the limited access highway

Section 8 The taking of private property and the payment of damages therefor in the construction or designation of a limited access highway or local service highway by the Secretary of Highways shall be in the same manner as now or hereafter provided by law for the relocation or widening of State highways provided however that the Secretary of Highways shall have authority to enter into agreements for the sharing of the cost of property damages with the officials of any political subdivision of the Commonwealth which assumes such responsibility by proper resolution or ordinance In no case shall the obligation of the Department of Highways under such agreement exceed one third of the total amount of the damages The taking of private property and the payment of damages therefor by the authorities of any political subdivision of the Commonwealth shall be in the same manner as now or hereafter provided by law for the relocation or widening of highways by the political subdivision in which such highway is located

Section 9 The authorities responsible for the maintenance of limited access highways shall have exclusive jurisdiction over the control of the use of such highways and by the erection of appropriate signs may control the ingress and egress of vehicles thereto therefrom and across and the parking and speed of vehicles thereon or may exclude any class or kind of traffic therefrom and by the erection of signs or the construction of curbs painted lines or other physical separations provide separate traffic lanes for any class of traffic or type of vehicle Provided however that nothing herein contained shall restrict the authority or jurisdiction of any peace officer as defined in The Vehicle Code from enforcing such control over traffic or parking as have been or may be established for limited access highways and provided further that the provisions of The Vehicle Code not superseded by the provisions of this act shall be and remain in full force and effect for the use and operation of motor vehicles on limited access highways It shall be unlawful for any person to violate any parking or speed restriction or traffic control established for a limited access highway as provided herein and any person violating such restriction or control shall in a summary proceeding be subject to a fine of not less than five ($5) dollars nor more than twenty-five ($25) dollars and costs of prosecution or imprisonment for one day for each dollar of fine and costs remaining unpaid

Section 10 Maintenance of a limited access highway shall include the removal of snow the maintenance of curbs shoulders ditches and slope areas and may include the planting and trimming of trees grasses shrubs and vines on the right of way or slope areas

Section 11 It shall be lawful for any political subdivision of the Commonwealth to make a contribution to the Department of Highways toward the cost of the establishment or improvement of a limited access highway or local service highway by the Department of Highways or toward the cost of maintenance of a limited access highway by the Department of Highways It shall be lawful for any county and any of its political subdivisions to enter into agreements for the sharing of any or all costs of the establishment or improvement of limited access highways and local service highways

Section 12 Local service highways constructed under authority of this act shall upon completion of construction be maintained by and at the expense of the political subdivision in which they are located

Section 13 Except as herein provided the powers granted under the provisions of this act shall not change alter or diminish any authority or right now or hereafter vested by law in the Secretary of Highways or the officials of any political subdivision of the Commonwealth relating to highways

Section 14 So much of the money in the Motor License Fund as may be necessary from time to time is hereby specifically appropriated to the Department of Highways

for carrying out the provisions of this act The political subdivisions of the Commonwealth are authorized to provide funds for the establishment construction or maintenance of limited access highways or local service highways in the same manner as now or hereafter provided by law for the improvement or maintenance of highways

Section 15 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional by any court of competent jurisdiction the decision of the court shall not affect or impair any of the remaining provisions of this act

Section 16 This act shall become effective upon its final approval

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 260, as follows:

An Act to amend section one of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 403) entitled "An act fixing the salary of county commissioners in counties of the third fourth fifth and sixth classes" by increasing the salary of county commissioners in counties of the sixth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 403) entitled "An act fixing the salary of county commissioners in counties of the third fourth fifth and sixth classes" is hereby amended to read as follows

Section 1 Be it enacted &c That the salary of each of the county commissioners in counties of the third class shall be six thousand dollars per annum of the fourth class shall be five thousand dollars per annum of the fifth class shall be four thousand dollars per annum and of the sixth class shall be three thousand seven hundred and fifty dollars per annum payable by the county treasury in the usual manner

Section 2 Section one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 570) entitled "An act fixing the salaries and providing for the expenses of county commissioners in the counties of this Commonwealth" as amended is hereby repealed in so far as it applies to counties of the sixth class

Section 3 All other acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hoffman,	Munley,	Tahl,
Cooper,	Hoggard,	Murray, M. L.,	Tate,
Corrigan,	Hoopes,	Murray, P. G.,	Tittle,
Costa,	Howells,	Myhan,	Trachtman,
Coulson,	Hunter,	Nagel,	Trent,

Coyle,	Huntley,	Nelson,	Trout,
Cullen,	James,	O'Brien,	Turbett,
Dague,	Jones,	O'Connor,	Turner,
Dalrymple,	Kennedy,	O'Dare,	Varallo,
Dennison,	Kirley,	O'Donnell,	Verona,
Depuy,	Kline,	O'Neill,	Wachhaus,
Dillon,	Kolankiewicz,	Owens,	Wagner,
Dix,	Komorofski,	Pentrack,	Waterhouse,
Dougherty,	Krise,	Petrosky,	Watkins,
Duffy,	Kurtz,	Pettigrew,	Weiss,
Dye,	Lane,	Pickens,	Welsh,
Elder,	Laughner,	Polaski,	Wescott,
Elish,	Lee,	Polen,	White,
Erb,	Leisey,	Powers,	Wood, L. H.,
Ewing,	Leonard,	Propert,	Wood, N.,
Finnerty,	Levy,	Readinger,	Worley,
Flack,	Lichtenwalter,	Reagan,	Wright,
Fleming,	Loftus,	Reese, D. P.,	Yeakel,
Foor,	Longo,	Reese, R. E.,	Yester,
Fox,	Lopez,	Regan,	Fiss,
Freed,		Reidenbach,	Speaker.

NAYS—1

Hewitt,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HOFFMAN asked and obtained permission for the Committee on Boroughs to meet during the session of the House.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1011, as follows:

An Act to amend the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2687) entitled "An act authorizing the Secretary of Property and Supplies with the approval of the Governor to enter into contract with persons firms or corporations to erect office buildings and to lease such office buildings for the use of the Commonwealth the same to become the property of the Commonwealth upon termination of said lease" removing the authorization to contract for the erection of buildings

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2687) entitled "An act authorizing the Secretary of Property and Supplies with the approval of the Governor to enter into contract with persons firms or corporations to erect office buildings and to lease such office buildings for the use of the Commonwealth the same to become the property of the Commonwealth upon termination of said lease" is hereby amended to read as follows

Section 1 Be it enacted &c That the Secretary of Property and Supplies with the approval of the Governor shall have power to enter into contract with any person firm or corporation which shall agree to [erect] lease within the city of Pittsburgh or the county of Allegheny or within the city of Philadelphia or county of Philadelphia at a location suitable to the Governor and the Secretary of Property and Supplies a suitable office building in each of the respective counties above mentioned for the use of agencies of the Commonwealth and to agree on behalf of the Commonwealth of Pennsylvania to lease said building for a period of not more than thirty years [from the time of the completion thereof] at such rental and subject to such terms and conditions as may be agreed upon [No] and any such contract shall [be entered into until the plans and specifications for such proposed building shall have been approved by the Department of Property and Supplies Any such contract shall] provide that upon the termination of said thirty year lease the building so [constructed] leased and the ground [upon] on which the [same] property is situated shall become the property of the Commonwealth and any such lease shall provide that at any time during the period of said lease the Commonwealth is empowered to accept title in fee simple to any such land and building under said lease provided that no additional moneys are paid in consideration for the said deed

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1045, as follows:

An Act to reenact and amend the act approved the fourth day of May one thousand nine hundred thirty-three (P. L. 276) entitled "An act fixing the compensation and mileage of jury commissioners in counties of the sixth class" extending the provisions thereof to counties of the fifth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and sections one and two of the act approved the fourth day of May one thousand nine hundred thirty-three (P. L. 276) entitled "An act fixing the compensation and mileage of jury commissioners in counties of the sixth class" are hereby amended to read as follows

An Act fixing the compensation and mileage of jury commissioners in counties of the fifth and sixth class

Section 1 Be it enacted &c That hereafter the compensation of the jury commissioners in counties of the fifth and sixth class shall be six dollars per diem for each and every day not exceeding sixty-five days in any year necessarily employed in the discharge of their duties together with six cents per mile circular from and to their homes once each and every week so employed.

Section 2 The act approved the eighth day of May one thousand nine hundred and twenty-nine (P. L. 1634) entitled "An act fixing the compensation and mileage of auditors and jury commissioners in counties of the sixth class" is hereby repealed in so far as it fixes the compensation of jury commissioners in counties of the sixth class.

The act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 1054) entitled "An act relating to certain county officers in counties of the fifth class providing for their salaries and the compensation of deputies and clerks in the respective county offices establishing a salary board and defining its powers and duties placing certain duties on the county commissioners county controllers and county auditors requiring the payment into the respective county treasury of the fees of such county officers and providing penalties for violation of this act" is hereby repealed in so far as it fixes the compensation of jury commissioners

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose, J.
Bentzel,	Gibson,	McAtee,	Royer,
Boles,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1117, as follows:

An Act to further amend clause six and nine of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further defining State employes and original members so as to extend the benefits of the act to employes of institutions of counties cities wards boroughs townships institution districts and other political subdivisions acquired by the Commonwealth for actual use as State mental hospitals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses six and nine of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing States employes defining

the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 202) and by the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 683) respectively are hereby further amended to read as follows

Section 1 Be it enacted &c That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings

* * * * *

6 "State employe" shall mean any person holding a State office or position under the Commonwealth of Pennsylvania employed and paid on a yearly or monthly basis by the State Government of the Commonwealth of Pennsylvania in any capacity whatsoever and shall include also any attorney solicitor investigator appraiser and clerk employed by the year or by the month in the office of any register of wills howsoever appointed whose compensation is actually paid from Commonwealth moneys and shall also include all judges of the several courts of this Commonwealth whose salaries are paid by the Commonwealth and also all clerks and secretaries employed by judges and paid on a yearly or monthly basis by such judges from moneys appropriated by the Commonwealth for such purposes and also all officers and employes of the Pennsylvania State College paid on a yearly or monthly basis other than those paid wholly from Federal funds and also all officers and employes of the Delaware River Joint Commission and of the Delaware River Joint Toll Bridge Commission paid on a yearly or monthly basis if the Delaware River Joint Commission and the Delaware River Joint Toll Bridge Commission shall agree to contribute and contributes to the State Employes' Retirement Fund from time to time the moneys required to build up the reserves necessary for the payment of the State annuities of such officers and employes without any liability on the part of the Commonwealth to make appropriations for such purposes and also but only for the purposes of this act all officers and employes of any separate independent public corporation created by act of Assembly (not including however any municipal or quasi-municipal corporation) who immediately prior to their employment by such public corporation were employes of the Commonwealth so long as they remain officers or employes of such public corporation if such public corporation shall agree to contribute and contributes to the State Employes' Retirement Fund from time to time the money required to build up the reserve necessary for the payment of the State annuities of such officers and employes without any liability on the part of the Commonwealth to make appropriations for such purposes But the term "State employe" shall not include those persons defined as employes in section one paragraph seven of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by section one paragraph seven of the act approved the twenty-first day of April one thousand nine hundred and twenty-one (P. L. 245) excepting such officers and employes of the Department of Public Instruction as are not members of or who may withdraw from the public school employes' retirement association provided by said act and no member shall be deprived of credit for prior service as a State employe because of the fact that such service was rendered while he or she was a member of the public school employes' retirement association

The term "State employes" shall also include all State officers and employes regularly employed by the year or by the month at a fixed annual or monthly compensation when the General Assembly is not in session but who during a legislative session instead of a fixed annual or monthly salary or compensation are paid upon a per diem basis or by a fixed salary or compensation from the legislative session

Employes of the respective institutions acquired by the Commonwealth from counties cities wards boroughs townships institution districts and other political subdivisions that are actually used as State mental hospitals under the provisions of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) or its amendments shall for the purposes of this act be deemed to have been "State employes" from the time they first entered the employ of such institution even though the same may have been prior to the acquisition of the institution by the Commonwealth if such employe shall pay to the retirement association a sum equal to all the back payments which such employe would have made had he or she become a member of the retirement association at the time he or she was first employed by such institution Such back payments may be spread over a period of years by having the regular payroll deduction of such employe increased by not less than one-third of the amount thereof which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full unless such member is retired under the provisions of this act before such back payments have been completed Any such deduction increase may be anticipated in full by the member at any time and shall be anticipated in full at the time of retirement before a retirement allowance is granted If not so anticipated then the member's annuity shall be calculated on the total accumulated deductions standing to his credit and his State annuity shall be reduced by an amount equivalent to the reduction which occurs in the member's annuity due to the amount of the back payments not so anticipated

In all cases of doubt the retirement board shall determine whether any person is a State employe as defined in this paragraph and its decision shall be final

* * * * *

9 "Original member" of the retirement association shall mean a State employe who was at any time a State employe prior to January first one thousand nine hundred twenty-five whether or not such employment has been continuous and who shall have become a member of the retirement association on or before December thirty-first one thousand nine hundred thirty-five or any State employe who is an employe of any of the respective institutions acquired by the Commonwealth from any county city ward borough township institution district or other political subdivision for actual use as a State mental hospital under the provisions of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) or its amendments who was at any time an employe of such institution prior to January first one thousand nine hundred twenty-five whether or not such employment has been continuous and who shall have become a member of the retirement association on or before December thirty-first one thousand nine hundred forty-five

Any such State employe who shall become an original member of the association after the approval of this amendment including those who have heretofore become a new member thereof shall become an original member under the provisions hereof shall pay to the retirement association a sum equal to all the back payments which such person would have made had he or she become a member of the retirement association when the retirement

system was established Such back payments may be spread over a period of years by having such regular payroll deduction of such person increased by not less than one-third of the amount thereof which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full unless such member is retired under the provisions of this act before such back payments have been completed Any such deduction increase may be anticipated in full by the member at any time and shall be anticipated in full at the time of retirement before a retirement allowance is granted and if not so anticipated then the member's annuity shall be calculated on the total accumulated deductions standing to his credit and his State annuity shall be reduced by an amount equivalent to the reduction which occurs in the member's annuity due to the amount of the back payments not so anticipated

Original member of the retirement asociation shall also mean any judge in service on the second Monday of January one thousand nine hundred thirty who shall elect to become a member of the retirement association at any time during the term for which he was then elected or appointed and any person hereafter elected or appointed a judge who at the time of his election or appointment is an original member of the retirement association or who was retired voluntarily or involuntarily as an original member and is at the time of his election or appointment as a judge receiving a retirement allowance as an orginal member

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boles,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter	Reese D P	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1138, as follows:

An Act to preserve the purity of the waters of the Commonwealth and to regulate the sealing of coal mines providing for the sealing of coal mines by the Sanitary Water Board and the payment of the costs thereof by the Commonwealth in certain cases conferring powers and imposing duties on the Sanitary Water Board and the Department of Mines imposing duties on the owners operators and lessees of coal mines and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be unlawful for any owner operator or lessee of any coal mine to abandon the same or any worked out portion thereof without first notifying the Sanitary Water Board thirty (30) days prior to such abandonment

It shall be the duty of every owner operator or lessee of any abandoned coal mine to seal or cause to be sealed the entries shafts surface breaks and such portions of the outcrop as will admit air to said mine such sealing to be done in accordance with the directions of the Sanitary Water Board after consultation with the Department of Mines

It shall be the duty of every owner operator or lessee of any worked out portion of any coal mine to seal or cause to be sealed the entries shafts surface breaks and such portions of the outcrop as will admit air to such worked out portion when in the opinion of the Sanitary Water Board after consultation with the Department of Mines it has been found practical so to do such sealing to be done in accordance with the directions of the Sanitary Water Board after consultation with the Department of Mines

Section 2 If any owner operator or lessee of any abandoned coal mine or of any worked out portion of a coal mine not yet abandoned shall fail neglect or refuse to seal or cause to be sealed the openings of said mine or worked out portion of a mine within sixty (60) days after the abandonment thereof it shall be the duty of the Sanitary Water Board to enter upon the premises where the entries shafts surface breaks and portions of outcrop are located and to seal the same The cost of such sealing by the Sanitary Water Board shall be collected by the board from the owner operator or lessee of the mine so sealed in the manner provided by law

Where any coal mine has been abandoned before the effective date of this act it shall be the duty of the owner operator or lessee thereof to seal or cause to be sealed the entries shafts surface breaks and such portions of the outcrop as will admit air to said mine within sixty (60) days after notice so to do by the Sanitary

Water Board such sealing to be done in accordance with the directions of the Sanitary Water Board after consultation with the Department of Mines

Section 3 When the owner operator or lessee of any abandoned coal mine or their whereabouts are unknown the Sanitary Water Board is authorized to enter upon the premises where the entries shafts surface breaks and portions of outcrop are located and to seal the same

Section 4 The cost of the sealing done by the Sanitary Water Board under the provisions of section three of this act shall be paid by the Commonwealth from appropriations made to the Department of Health for such purpose or from other moneys made available for such purpose by the Commonwealth or the United States of America

Section 5 Any owner operator or lessee of any coal mine who violates any of the provisions of this act shall upon conviction thereof be guilty of a misdemeanor and shall be fined not less than five hundred dollars ($500) nor more than five thousand dollars ($5000) and shall be sentenced to undergo imprisonment for a period not exceeding one (1) year or both

Section 6 The act approved the seventh day of May one thousand nine hundred thirty-five (P. L. 141) entitled "An act to preserve the purity of the waters of the Commonwealth and to avoid the danger of fire by requiring the owners operators and lessees of abandoned bituminous coal mines and workings to seal the entries and air shafts thereof and conferring powers upon the Department of Mines to carry into effect the provisions of this act" is hereby repealed together with all other acts or parts of acts inconsistent herewith

Section 7 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I would like to know just what the effect of this bill is, what the costs are, who pays what and why.

The SPEAKER pro tempore. Will the sponsor of the bill permit himself to be interrogated?

Mr. ANDREWS. Mr. Speaker, I not only want to interrogate him. I want him to explain the bill, as I said who pays what and why.

Mr. COOK. Mr. Speaker, I would like to ask the gentleman from Cambria what part of the bill he wants explained.

Mr. ANDREWS. The whole bill. Under what conditions do you seal, who pays the costs of the seal, what are the provisions of the act and what is the bill intended to do?

Mr. COOK. Mr. Speaker, I would like to ask the gentleman from Cambria if he wants to know the ceiling price also.

Mr. ANDREWS. Mr. Speaker, I am not rising in a spirit of levity. I have read this bill and I do not understand it. I think every Member of this House has a right to know what the bill does, what its purpose is, what its costs are, whom it helps and why it helps them.

Mr. COOK. Mr. Speaker, this is an administration bill, written by the Department of Justice. As I understand, the Department of Mines and Mining, under the supervision of the Sanitary Water Board, pays the costs of the supervision, pay the costs of the sealing of mines that have been abandoned and the location of the parties who opened the mines and abandoned them and are not available to pay the costs, or cannot be located to be made to pay the costs for the sealing of abandoned mines.

Mr. ANDREWS. Does the owner or the operator pay the costs of sealing the abandoned mines, or does the State pay them?

Mr. COOK. The owner and operator, as I understand, pay the costs of sealing the mines which are abandoned, wherever available.

Mr. ANDREWS. Do I understand that under this bill in an abandoned mine the cost of sealing that mine rests upon the owner, whereas under House Bill 1 if you want to pollute the stream the State pays it?

I would suggest, Mr. Speaker, that we temporarily pass over this bill until the sponsor finds out what the purpose of the bill is and what the effects are.

Mr. COOK. I am satisfied, Mr. Speaker, to let it go over for a day.

Mr. LICHTENWALTER. Mr. Speaker, I just wanted to reply to the gentleman from Cambria. I understand that this bill would obligate the operator or the owner to pay the costs of sealing the abandoned mines. If there is no work done in this particular mine and the Sanitary Water Board would be required to go in and seal the abandoned coal mine, such costs would be borne by the Commonwealth out of funds provided to the Department of Health, the appropriation to the Department of Health.

Mr. ANDREWS. Mr. Speaker, I would like to ask the gentleman from Lehigh whether the sealing must be done irrespective of whether the mine drainage goes into a polluted or non-polluted stream? Is there any distinction?

Mr. LICHTENWALTER. No, Mr. Speaker, there is not. As I just described the abandoned mine, it says that the abandoned mine shall be sealed by the operator, and when the operator is not known the Sanitary Water Board has the right to enter the premises and seal the mine. In such event the cost is then borne by the Commonwealth out of the appropriation to the Department of Health.

Mr. ANDREWS. Mr. Speaker, would this apply to a portion of the work that has been abandoned while the main mine was still in operation?

Mr. LICHTENWALTER. I believe the bill could be interperted that way, yes, Mr. Speaker.

Mr. ANDREWS. That, Mr. Speaker, is the point I urge against this bill. As I interpert this bill, if an operator had an extensive operation and a portion of his operation was abandoned, he would have to seal regardless of whether the drainage of the acid mine water was in a polluted or a non-polluted stream, a very extensive expense upon the operator for no good purpose, particularly at a time when the State would be paying the cost of taking the acid mine water from his operation free of cost, while from that portion of the mine which he had abandoned he would be penalized.

Mr. LICHTENWALTER. I would say in reply to the gentleman, Mr. Speaker, that the bill provides in Section 1 that shafts or mines that are abandoned are to be sealed by the owner or the operator,

> ——surface breaks and such portions of the outcrop as will admit air to said mine such sealing to be done in accordance with the directions of the Sanitary Water Board after consultation with the Department of Mines.

I believe there are provisions there that will not mandatorily say to the owner or operator that they have to seal that portion of the mine which could not be worked along with some of its main operation, because it would be up to the discretion of the Department of Mines in consultation with the Sanitary Water Board whether it is practicable and feasible that that be done, and whether the amount of air in the shaft or the outcrop might possibly cause some danger.

Mr. ANDREWS. Mr. Speaker, if the gentleman from Lehigh will read on page two from line eight to line seventeen he will find that under that paragraph a mine operator could be burdened with a greater expense than he would have to bear if he had to provide out of his own pocket for the disposition of the acid mine water.

Mr. LICHTENWALTER. I disagree with the gentleman, Mr. Speaker, because it says when that is practicable and feasible after consultation with the Department of Mines and under the direction of the Sanitary Water Board. It is not a mandatory provision that this or that must be done, but it says what is practical and feasible after this consultation.

Mr. ANDREWS. Mr. Speaker, I would like to further inquire what business has the Sanitary Water Board with the sealing of the shaft? You don't drink anything from the shaft.

Mr. LICHTENWALTER. I agree with the gentleman from Cambria that you do not drink anything from the shaft, but I think it is probably necessary to put that language in the bill so far as the sealing of abandoned coal mines or shafts allowing a certain amount of air is concerned, after consultation with the Department of Mines. The Sanitary Water Board would certainly have an interest in the overall problem of the abandoned mines and sealing these mines.

Mr. ANDREWS. I thank the gentleman.

Mr. Speaker, this is a loosely drawn bill because the provisions are without proper legal construction, and because it places a wholly unnecessary burden upon mine owners. I shall have to oppose this bill, and I hope that some other people will oppose it. It is a bad bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—117

Barton,	Gardner,	Madigan,	Salus,
Baumunk,	Gibson,	Mahany,	Serrill.
Bonawitz,	Goodling,	McAtee,	Shoemaker,
Boorse,	Greenwood,	McClester,	Sloan,
Bower,	Greer,	McCormack,	Smith,
Breisch,	Guthrie,	McDowell,	Snyder,
Brice,	Gyger,	McKinney,	Sollenberger,
Brunner, C. H.,	Hall,	McMillen,	Sorg,
Cadwalader,	Hare,	Mikula,	Stockham,
Cohen,	Haudenshield,	Miller,	Stonier,
Cook,	Helm,	Milliken,	Stuart,
Cooper,	Hewitt,	Moore, C. E.,	Tahl,
Costa,	Hoffman,	Moser,	Tittle,
Coulson,	Hoopes,	Murray, P. G.,	Trout,
Cullen,	Howells,	Nelson,	Turbett,
Dague,	Huntley,	O'Dare,	Turner,
Dalrymple,	James,	Petrosky,	Wachhaus,
Depuy,	Kennedy,	Pickens,	Wagner,
Dix,	Kline,	Polaski,	Waterhouse,
Dye,	Krise,	Propert,	Watkins,
Elder,	Kurtz,	Reagan,	Weiss,
Erb,	Lane,	Reese, D. P.,	Wescott,
Ewing,	Laughner,	Reese, R. E.,	Wood, L. H.,
Flack,	Lee,	Reilly,	Wood, N.,
Fleming,	Leisey,	Riley,	Worley,
Foor,	Lichtenwalter,	Robertson,	Yeakel,
Fox,	Loftus,	Root,	Yester,
Freed,	Lovett,	Royer,	Fiss,
Frost,	Lyons,	Rudisill,	Speaker.
Fullerton,	Madden,		

NAYS—71

Andrews,	Elish,	Leonard,	Pentrack,
Baker,	Finnerty,	Levy,	Pettigrew,
Barrett,	Gaffney,	Longo,	Powers,
Bentzel,	Gallagher,	Matthews,	Reidenbach,
Boies,	Getchey,	McNair,	Reynolds,
Boory,	Gore,	McNally,	Rose,
Brothers,	Grant,	Mihm,	Scanlon,
Brown,	Green,	Mills,	Schuster,
Brunner, P. A.,	Haberlen,	Modell,	Shaffer,
Burns,	Hamilton,	Mooney,	Skale,
Chervenak,	Heatherington,	Moore, W. J.,	Snider,
Chudoff,	Hennihan,	Moran,	Swope,
Coleman,	Herman,	Murray, M. L.,	Tate,
Corrigan,	Hersch,	Nagel,	Trent,
Coyle,	Hunter,	O'Brien,	Welsh,
Dillon,	Jones,	O'Connor,	White,
Dougherty,	Kolankiewicz,	O'Donnell,	Wright,
Duffy,	Komorofski,	Owens,	

NOT VOTING—19

Bentley,	Hoggard,	Myhan,	Stank,
Boney,	Kirley,	O'Neill,	Trachtman,
Brancato,	Lopez,	Polen,	Varallo,
Dennison,	McLanahan,	Readinger,	Verona,
Hering,	Munley,	Regan,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1225, as follows:

An Act making an appropriation to the Pennsylvania Historical Commission for the improvement development and maintenance of the plot of ground in the city of Erie Pennsylvania acquired for the location of the Flagship Niagara

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 An appropriation of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical Commission for the improvement planting and development of the plot of ground acquired in the city of Erie Pennsylvania for the permanent location and resting place of the Flagship Niagara The moneys herein appropriated shall be expended for the purchase of materials wages and professional fees and all other costs and expenses incident to the improvement and development of said plot of ground including grading planting laying concrete and the building of driveways and retaining walls

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,

Barton,	Gallagher,	Madigan,	Rose,
Baumunk,	Gardner,	Mahany,	Robertson,
Bentley,	Getchey,	Matthews,	Root,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1246, as follows:

An Act to further amend subsections (a) and (b) of section four hundred eleven and section five hundred six of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further providing for the transfer of motor vehicles trailers and semi-trailers from a husband to his wife and from a wife to her husband

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of section four hundred eleven of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of April one thousand nine hundred forty-three (P. L. 74) are hereby further amended to read as follows

Section 411 Transfer of Registration Temporary Registration Cards (a) Upon transfer of ownership [or] except a transfer from a husband to his wife or from a wife to her husband and upon the destruction of any motor vehicle trailer or semi-trailer the registration shall expire

(b) When transfer of registration plates is made from one motor vehicle to another owned by the same person or from a husband to his wife or from a wife to her husband application shall be made immediately to the department upon a form furnished by the department accompanied by the transfer fee provided in this act when the motor vehicle trailer or semi-trailer is of equal or less horsepower or classification than that originally registered or accompanied by the transfer fee provided in this act and the difference between the fee originally paid and that due if the motor vehicle trailer or semi-trailer to which the registration plates are transferred be properly registered in a higher class Such application shall also be accompanied by the owner's registration card or the registration card of the husband or wife making such transfer

Section 2 Section five hundred six of said act is hereby amended to read as follows

Section 506 Transfer of Registration Plates (a) Upon the transfer of ownership except a transfer from a husband to his wife or from a wife to her husband or upon the destruction of any motor vehicle trailer or semi-trailer the owner shall remove the registration plate or plates therefrom immediately

(b) In the event of the transfer of registration plate or plates to a vehicle of the same vehicle classification as that originially registered the owner shall be assigned the registration plate or plates previously issued to him unless such registration plate or plates have been lost or destroyed

(c) If transfer of registration plate or plates is from one vehicle classification to another vehicle classification new registration plate or plates shall be issued to the

owner Upon receipt of new registration plate or plates the registration plate or plates previously issued shall be returned to the department immediately for cancellation unless such registration plate or plates have been lost or destroyed

(d) Upon the transfer of ownership from a husband to his wife or from a wife to her husband the new owner shall be assigned the registration plate or plates which are then on the vehicle being transferred and such plate or plates need not be removed pending the receipt of the new registration card

Penalty Any person violating any of the provisions of subsection (a) of this ection shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 41, as follows:

An Act to amend clause four of section one of article eight of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by authorizing the city controller to approve warrants drawn on transferred surplus and unused funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause four of section one of article eight of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" is hereby amended to read as follows

Section 1 * * * *

The city controller shall

* * * *

IV He shall not suffer any appropriation to be overdrawn or the appropriation for one item of expense to be drawn upon for any other purpose or by any department other than that for which the appropriation was specifically made execpt on transfers made by ordinance or resolution of councils or unless sufficient funds out of which said warrant is payable shall actually be in the treasury at the time

Such transfers may include any unused and surplus funds existing in the appropriation to one department which are transferred in the same department or to another department for the same or for a different purpose to the extent that the total of such transfer shall not exceed the total appropriations to all departments for such year

And said bill having been read a length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,

Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 280, as follows:

An Act requiring the recorder of deeds of every county to report transfers of property to the commissioners of townships of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be the duty of the recorder of deeds of every county to furnish the township commissioners of each township of the first class within the county a record of all transfers of property located within the township Such record shall show the name of the grantor and grantee and a description of the property as mentioned in the deed Such record shall be sent to the township commissioners on or before the second Monday of each month

And said bill having been read a length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Andrews,	Frost,	Lopez,	Reidenbach,
Baker,	Fullerton,	Lovett,	Reilly,
Barrett,	Gaffney,	Lyons,	Reynolds,
Barton,	Gallagher,	Madden,	Riley,
Baumunk,	Gardner,	Madigan,	Robertson,
Bentley,	Getchey,	Mahany,	Root,
Bentzel,	Gibson,	Matthews,	Royer,
Boies,	Goodling,	McAtee,	Rudisill,
Bonawitz,	Gore,	McClester,	Salus,
Boney,	Grant,	McCormack,	Scanlon,
Boorse,	Green,	McDowell,	Schuster,
Boory,	Greenwood,	McKinney,	Serrill,
Bower,	Greer,	McLanahan,	Shoemaker,
Brancato,	Guthrie,	McMillen,	Skale,
Breisch,	Gyger,	McNair,	Sloan,
Brice,	Haberlen,	McNally,	Smith,
Brothers,	Hall,	Mihm,	Snider,
Brown,	Hamilton,	Mikula,	Snyder,
Brunner, C. H.,	Hare,	Miller,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Milliken,	Sorg,
Burns,	Heatherington,	Mills,	Stank,
Cadwalader,	Helm,	Modell,	Stockham,
Chervenak,	Hennihan,	Mooney,	Stonier,
Chudoff,	Hering,	Moore, C. E.,	Stuart,
Cohen,	Herman,	Moore, W. J.,	Swope,
Coleman,	Hersch,	Moran,	Tate,
Cook,	Hewitt,	Moser,	Tahl,
Cooper,	Hoffman,	Munley,	Tittle,
Corrigan,	Hoggard,	Murray, M. L.,	Trachtman,
Costa,	Hoopes,	Murray, P. G.,	Trent,
Coulson,	Howells,	Myhan,	Trout,
Coyle,	Hunter,	Nelson,	Turbett,
Cullen,	Huntley,	O'Brien,	Turner,
Dague,	James,	O'Connor,	Varallo,
Dalrymple,	Jones,	O'Dare,	Verona,
Dennison,	Kennedy,	O'Donnell,	Wachhaus,
Depuy,	Kirley,	O'Neill,	Wagner,
Dillon,	Kline,	Owens,	Waterhouse,
Dix,	Kolankiewicz,	Pentrack,	Watkins,
Dougherty,	Komorofski,	Petrosky,	Weiss,
Duffy,	Krise,	Pettigrew,	Welsh,
Dye,	Kurtz,	Pickens,	Wescott,
Elder,	Lane,	Pettit,	White,
Elish,	Laughner,	Polaski,	Wood, L. H.,
Erb,	Lee,	Polen,	Wood, N.,
Ewing,	Leisey,	Propert,	Worley,
Finnerty,	Leonard,	Readinger,	Wright,
Flack,	Levy,	Reagan,	Yeakel,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yester,
Foor,	Loftus,	Reese, R. E.,	Fiss,
Fox,	Longo,	Regan,	Speaker.
Freed,			

NAYS—3

Nagel,	Rose,	Shaffer,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 516, as follows:

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 976) entitled "An act fixing the salary of the jury commissioners of the counties of the third class" by increasing such salary

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 976) entitled "An act fixing the salary of the jury commissioners of the counties of the third class" is hereby amended to read as follows

Section 1 Be it enacted &c That the salary of each jury commissioner of the counties of the third class shall be [nine hundred dollars] one thousand two hundred dollars per annum

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, is the gentleman from Wayne, Mr. Dix, in the House?

The SPEAKER pro tempore. The gentleman is in the House.

Mr. ANDREWS. I would like to ask permission of the

House to ask the gentleman whether he approves of this particular salary raiser.

The SPEAKER pro tempore. Does the gentleman desire to interrogate the gentleman from Wayne?

Mr. ANDREWS. All I want to know, so my conscience will be clear, is whether the gentleman from Wayne approves of this particular salary raiser.

Mr. DIX. Mr. Speaker, will the gentleman from Cambria Mr. Andrews tell me how much is the increase of this salary and for how many people it provides for an increase.

Mr. ANDREWS. Mr. Speaker, I will not because I have been laboring under the impression these many weeks, Mr. Speaker, that the gentleman from Wayne, Mr. Dix, has voted on a great many measures without having the faintest idea as to the amount of raise or salary increase.

Mr. DIX. Mr. Speaker, I think the gentleman from Cambria is mistaken. Is not the increase of this salary three hundred dollars?

Mr. Cohen of Philadelphia says that is correct, therefore, I think the gentleman from Cambria is in error. I would like to have you know that I would like to be recorded as voting "no" on this particular bill.

Mr. CHUDOFF. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER pro tempore. Will the gentleman from Luzerne permit himself to be interrogated?

Mr. WHITE. I shall, Mr. Speaker.

Mr. CHUDOFF. I should like to know from the gentleman from Luzerne, Mr. White whether this three hundred dollar increase is for the purpose of allowing the jury commissioners in counties of the third class to pay their income tax?

Mr. WHITE. It would come in mighty handy, I think, Mr. Speaker.

Mr. CHUDOFF. I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Andrews,	Fullerton,	Lyons,	Reilly,
Baker,	Gaffney,	Madden,	Reynolds,
Barrett,	Gallagher,	Madigan,	Riley,
Barton,	Gardner,	Mahany,	Robertson,
Baumunk,	Getchey,	Matthews,	Root,
Bentley,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Chervenak,	Hering,	Moore, W. J.,	Stockham,
Chudoff,	Herman,	Moran,	Stonier,
Cohen,	Hersch,	Moser,	Stuart,
Coleman,	Hewitt,	Munley,	Swope,
Cook,	Hoffman,	Murray, M. L.,	Tahl,
Cooper,	Hoggard,	Murray, P. G.,	Tate,
Corrigan,	Hoopes,	Myhan,	Tittle,
Costa,	Howells,	Nagel,	Trachtman,
Coulson,	Hunter,	Nelson,	Trent,
Coyle,	Huntley,	O'Brien,	Trout,
Cullen,	James,	O'Connor,	Turbett,
Dague,	Jones,	O'Dare,	Turner,
Dalrymple,	Kennedy,	O'Donnell,	Varallo,
Dennison,	Kirley,	O'Neill,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	Pentrack,	Wagner,
Dougherty,	Komorofski,	Petrosky,	Waterhouse,
Duffy,	Krise,	Pettigrew,	Watkins,
Dye,	Kurtz,	Pickens,	Weiss,
Elder,	Lane,	Polaski,	Welsh,
Elish,	Laughner,	Polen,	Wescott,
Erb,	Lee,	Powers,	White,
Ewing,	Leisey,	Propert,	Wood, L. H.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.
Frost,	Lovett,		

NAYS—2

Dix,	Wood, N.,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 559, as follows:

An Act to add section four hundred sixty-three to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing the county commissioners to appropriate and spend money for the repair and maintenance of certain dams

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding thereto after section four hundred sixty-two a new section to read as follows

Section 463 Repair and Maintenance of Dams The board of county commissioners may from time to time appropriate and expend out of the moneys of the county so much as may be necessary to reconstruct repair and maintain dams on the various streams in the county which are privately owned are not maintained and kept in proper repair by the owner and which in the opinion of the commissioners are essential for flood control agricultural uses preservation of wild life or the use and enjoyment of the public

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. COHEN. Mr. Speaker, I would like to interrogate the sponsor of this bill, the gentleman from Montgomery, Mr. Brunner.

The SPEAKER pro tempore. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. CHARLES H. BRUNNER, Jr. I shall, Mr. Speaker.

Mr. COHEN. I should like to ask the gentleman from Montgomery whose dam bill this is.

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, I will say this "dam" bill is mine.

Mr. COHEN. Now, Mr. Speaker, may I ask the gentleman where the dam is located.

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, will the gentleman please repeat his question.

Mr. COHEN. I now ask the gentleman where the dams are located.

Mr. CHARLES H. BRUNNER, Jr. If the gentleman will read the measure, unless they have been moved since the bill was introduced, the dams are located on the several streams of the Commonwealth of Pennsylvania.

Mr. COHEN. And the bill does not contemplate the improvement of dams or maintaining of dams on other than public property?

Mr. CHARLES H. BRUNNER, Jr. These dams may be privately owned, but the benefit will inure to the public.

The SPEAKER pro tempore. Will the gentlemen please confine themselves to parliamentary language.

Mr. COHEN. It's all a question of where the Parliament is. It all depends on what book you are going by. I agree with you, if you are going by the Good Book you are all right but if you are going by Poor Richards Almanac it could not be repeated.

The SPEAKER pro tempore. Will the gentleman from Philadelphia agree that there is no end on the dams?

Mr. COHEN. It certainly is a dam and there is no end to the dams.

May I ask the gentleman whether or not this bill will permit repair of dams that are owned wholly or in part by the XYZ railroad for instance, assuming there might be some public good and public benefit by damming the water?

Mr. CHARLES H. BRUNNER, Jr. I believe so, yes.

Mr. COHEN. And also for water companies.

Mr. CHARLES H. BRUNNER, Jr. I believe so, yes.

Mr. COHEN. Power companies?

Mr. CHARLES H. BRUNNER, Jr. I believe so, yes. If the government knows they are there the county commissioners may at their discretion repair those dams where it is essential for flood control or for the preservation of wild life or generally for the impounding of water. Where the benefit may, as I said, inure to the benefit of the private dam owners to some small extent, or the public may receive a great benefit, in those cases county commissioners, in my opinion, are justified in spending public funds.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Brunner.

The SPEAKER pro tempore. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. CHARLES H. BRUNNER, Jr. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, various officials in the courthouse in my county are interested in a little recreation project that has a dam and they hold social functions there frequently late in the night, and this dam needs fixing. I am asking whether under this bill we can fix up that dam and have a nice recreation park at the expense of the county.

Mr. CHARLES H. BRUNNER, Jr. I should think that the gentleman if he goes to that particular dam site every once in a while, with the prestige he has in Cambria County, he can accomplish that purpose with his own County Commissioners.

Mr. FREED. Mr. Speaker, I desire to interrogate the gentleman from Montgomery County, Mr. Brunner.

The SPEAKER pro tempore. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. CHARLES H. BRUNNER, Jr. I shall.

Mr. FREED. Mr. Speaker, in reading this bill I assume that it means private streams and posted streams that are not allowed for the general public to fish in, that the County will pay for the damming of those streams.

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, this bill specifically says that the County Commissioners shall reconstruct or repair any dams on the various streams in the county. That would include any streams.

Mr. FREED. And that would include streams that the general public are not allowed to fish in?

Mr. CHARLES H. BRUNNER, Jr. I believe so, Mr. Speaker. But I believe as a matter of policy, that no County Commissioners would go in to repair dams for the exclusive benefit of the owner of the dam where the public would not receive some benefit, either through flood control or as the measure says for certain agriculture uses or the preservation of wild life or the use and benefit of the public.

Mr. FREED. Mr. Speaker, the beneficiaries would be the ones that own the dams. I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Andrews,	Gardner,	Matthews,	Riley,
Baker,	Getchey,	McAtee,	Robertson,
Barrett,	Gibson,	McClester,	Root,
Barton,	Goodling,	McCormack,	Rose,
Baumunk,	Gore,	McDowell,	Royer,
Bentley,	Grant,	McKinney,	Salus,
Bentzel,	Green,	McLanahan,	Scanlon,
Boies,	Greenwood,	McMillen,	Schuster,
Bonawitz,	Greer,	McNair,	Serrill,
Boorse,	Guthrie,	McNally,	Shoemaker,
Boory,	Gyger,	Mihm,	Skale,
Bower,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hering,	Moore, C. E.,	Stank,
Chervenak,	Hersch,	Moore, W. J.,	Stockham,
Cohen,	Hewitt,	Moran,	Stonier,
Cook,	Hoffman,	Moser,	Stuart,
Cooper,	Hoopes,	Munley,	Tahl,
Costa,	Howells,	Murray, M. L.,	Tate,
Coyle,	Huntley,	Murray, P. G.,	Tittle,
Cullen,	James,	Nelson,	Trachtman,
Dague,	Jones,	O'Brien,	Trent,
Dalrymple,	Kennedy,	O'Connor,	Trout,
Dennison,	Kirley,	O'Dare,	Turbett,
Depuy,	Kline,	O'Donnell,	Turner,
Dillon,	Kolankiewicz,	O'Neill,	Varallo,
Dix,	Komorofski,	Owens,	Verona,
Dougherty,	Krise,	Pentrack,	Wachhaus,
Duffy,	Kurtz,	Petrosky,	Wagner,
Dye,	Lane,	Pettigrew,	Waterhouse,
Elder,	Laughner,	Pickens,	Watkins,
Elish,	Lee,	Polaski,	Weiss,
Ewing,	Leisey,	Polen,	Welsh,
Finnerty,	Leonard,	Powers,	Wescott,

Flack,	Levy,	Propert,	White,
Fleming,	Lichtenwalter,	Readinger,	Wood, L. H.,
Foor,	Loftus,	Reagan,	Wood, N.,
Fox,	Longo,	Reese, D P.,	Worley,
Freed,	Lovett,	Reese, R E.,	Wright,
Frost,	Lyons,	Regan,	Yeakel,
Fullerton,	Madden,	Reidenbach,	Yester,
Gaffney,	Madigan,	Reilly,	Fiss,
Gallagher,	Mahany,	Reynolds,	Speaker

NAYS—8

Coleman,	Hamilton,	Nagel,	Shaffer,
Erb,	Hunter,	Rudisill,	Swope,

NOT VOTING—10

Boney,	Brice,	Coulson	Hoggard,
Brancato,	Chudoff,	Hennihan,	Lopez,
Breisch,	Corrigan,	Herman,	Myhan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 956, as follows:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" and its amendments are hereby deleted as indicated or amended to read as follows

Shippingport Borough

[Route 04068 Extending Route 04068 Beginning at a point on the Shippingport Borough-Racoon Township line thence in a northwesterly direction on an unnamed street to an intersection with Route 483 in the borough of Shippingport Beaver County a distance of about .02 of a mile]

Eastvale Borough

[Route 04076 Extending Route 04076 Beginning at a point on the Eastvale-Borough-Daugherty Township line thence in a westerly direction on Fourth Street to application 122 in the borough of Eastvale Beaver County a distance of about .13 of a mile]

Alba Borough

[Route 08038 Extending Route 08038 Beginning at a point on the Alba Borough-Canton Township line thence in a southeasterly direction on Fall Brook Road to an intersection with Route 20 at Fall Brook Road and Main Street in the borough of Alba Bradford County a distance of about .50 of a mile]

Atglen Borough

[Route 15206 Extending Route 15206 Beginning at a point on the West line of Atglen Borough about 0.1 of a mile north of the West Fallowfield Township line thence easterly over a borough street to a point on Route 215 about 0.1 of a mile north of the West Fallowfield Township line in the borough of Atglen Chester County a distance of about 0.4 of a mile]

Clearfield Borough

[Route 17084 Extending Route 17084 Beginning at a point on the Lawrence Township-Clearfield Borough line thence in an easterly direction on Martin Street to a point on Route 17041 at the intersection of Martin Street and Turnpike Avenue in the Borough of Clearfield Clearfield County a distance of about 0.3 of a mile]

Driftwood Borough

[Route 12001 Extending Route 12001 Beginning at a point on Route 12001 at the Driftwood Borough-Gibson Township line Cameron County thence in a northwesterly direction via public road along Bennet Branch of the Sinnemahoning Creek to an intersection with a continuation of Route 12001 at the Driftwood Borough-Gibson Township line a distance of about .30 of a mile]

Williamstown Borough

[Traffic Route 326] Route 22032 Extending Route 22032 Beginning at a point on the Williamstown Borough-Williams Township line [thence in an easterly direction on Broad Street to an intersection with Broad and Grant Streets] thence in a [southerly] northerly direction on [Grant] Railroad Street to an intersection with State Highway Route 199 at [Grant] Railroad and Market Streets in the borough of Williamstown Dauphin County a distance of about [.29] 0.1 of a mile

Swarthmore Borough

[Route 23092 Extending Route 23092 Beginning at a point on the Swarthmore Borough-Ridley Township line thence in a southwesterly direction on Michigan Avenue to an intersection with the continuation of Rural Route 23071 at Michigan Avenue and Leiperville Road in the Borough of Swarthmore Delaware County a distance of about .61 of a mile]

Trainer Borough

[Route 23012 Spur Beginning at a point on Route 23012 at the intersection of Boyds Lane and Langley Street thence over Langley Street to a point on Application 1249 at Langley and Ninth Streets in the borough of Trainer Delaware County a distance of about 0.4 of a mile]

Upland Borough

Route 23014 Extending Route 23014 Beginning at a point on the Chester Township-Upland Borough line thence in a southerly direction on Main Street to [a point on the Upland Borough-Chester City line] an intersection with Route 23013 in the borough of Upland Delaware County a distance of about [1.19 miles] 0.45 of a mile

Ridley Park Borough

[Route 23102 Extending Route 23102 Beginning at a point on the line between Ridley Township and Ridley Park Borough thence over Haverford Road to a second point on the above boundary in the borough of Ridley Park Delaware County a distance of about 0.26 of a mile]

Girard Borough

[Route 25094 Extending Route 25094 Beginning at the Girard Borough-Girard Township line and extending over Haggerty Street to Hathaway Street thence over Hathaway Street to Church Street and over Church Street to Route 86 at the intersection of Church and Main Streets in the Borough of Girard Erie County a distance of about 0.8 of a mile]

Chambersburg Borough

Route [28007] 28006 Extending Route [28007] 28006 Beginning at a point on the Chambersburg Borough-Hamilton Township line thence in a southerly direction on Commerce and Hood Streets to an intersection with Route 37 at Hood Street and Lincoln Way west in the borough of Chambersburg Franklin County a distance of about .84 of a mile

Stroudsburg Borough

Route 45054 Extending Route 45054 Beginning at a point on the Stroud Township-Stroudsburg Borough line thence over Cherry Lane [to a point on Route 498 at Cherry Lane and Foxtown Road] and Broad Street to a point on Route 166 at Main Street in the borough of Stroudsburg Monroe County a distance of about [0.21 of a mile] 1.2 miles

Somerset Borough

Route 55043 Extending Route 55043 Beginning at a point on the Somerset Borough-Somerset Township line thence in a northerly direction on South Edgewood Avenue to an intersection with Route [50] 136 at South Edgewood Avenue and West [patriot] Main Street in the borough of Somerset Somerset County a distance of about [.94 of a mile] 1.08 miles

Montrose Borough

Route 944 Extending Route 944 Beginning at a point on the Bridgewater Township and [western] southern Montrose Borough line thence [easterly on Owego Street to an intersection with Route 57078 and Owego Street thence from a point on Route 57025 southeasterly] northwesterly on Bank Street to Route [944] 57025 [at the southern borough line] in the borough of Montrose Susquehanna County a distance of about [0.28] 0.2 of a mile

[Route 57132 Extending Route 57132 Beginning at a point on the Bridgewater Township-Montrose Borough line thence westerly to a point on Route 57024 in the borough of Montrose Susquehanna County a distance of about 0.1 of a mile]

Derry Borough

Route [64071] 64263 Extending Route [64071] 64263 Beginning at a point on the Derry Borough-Derry Township line thence in a northwesterly direction on Chestnut Street to an intersection with First Avenue thence in a northeasterly direction on First Avenue to the end of an overhead bridge thence in a northwesterly direction on the overhead bridge to an intersection with Second Street thence in a southwesterly direction on Second Street to an intersection with Chestnut Street thence in a northwesterly direction on Chestnut Street to an intersection with State Highway Route 975 on the Derry Borough-Derry Township line in the borough of Derry Westmoreland County a distance of about .65 of a mile

Section 2 Said act is hereby further amended by adding thereto the following new routes

Beaver County

Fallston and Bridgewater Boroughs

Route 04120 Extending Route 04120 Beginning at a point the Patterson Township Fallston Borough line thence over Beaver Darlington Road to a point on Route 204 in the Boroughs of Fallston and Bridgewater Beaver County a distance of about 1.27 miles

Bradford County

Athens Borough

Route 08188 Extending Route 08188 Beginning at a point on the Athens Borough Athens Township line thence over Pine Street to Route 287 at Pine and Main Streets in the Borough of Athens Bradford County a distance of about .3 of a mile

Canton Borough

Route 08189 Extending Route 08189 Beginning at a point on the Canton Borough Canton Township line thence easterly over South Main Street to Route 08005 at South Main Street and Lake Road in the Borough of Canton Bradford County a distance of about 0.6 of a mile

Butler County

Prospect Borough

Route 10120 Extending Route 10120 Beginning at a point on the east line of Prospect Borough thence westerly on a Borough Street to an intersection with Route 10043 in the Borough of Prospect Butler County a distance of about .95 of a mile

Cameron County

Emporium Borough

Route 12009 Extending Route 12009 Beginning at a point on the Emporium Borough-Shippen Township line thence over Oak and Portage Streets to Route 105 in the Borough of Emporium Camerson County a distance of about .42 of a mile

Carbon County

Parryville Borough

Route 13046 Extending Route 13046 Beginning at a point on the Lower Towamensing Township line thence northeasterly over a borough street to the Franklin Township line thence from a second point on the Franklin Township line northwesterly over a borough street to a point on Route 163 Spur in the Borough of Parryville Carbon County a distance of about 1.4 miles

Centre County

Bellefonte Borough

Route 14057 Extending Route 14057 Beginning at a point on the south line of Bellefonte Borough near Route 27 thence northwesterly to a point on Route 346 in the Borough of Bellefonte a distance of about 0.07 of a mile

Route 346 Spur Beginning at a point on Route 346 at High and Spring Streets thence over Spring Street to a point on Route 107 at Spring and Linn Streets in the Borough of Bellefonte a distance of about 0.43 of a mile

Clearfield County

Clearfield Borough

Route 17119 Extending Route 17119 Beginning at a point on the Clearfield Borough Lawrence Township line thence southerly to Market Street and westerly on Market Street to an intersection with Routes 57 and 59 at Market and Second Streets in the Borough of Clearfield Clearfield County a distance of about 0.5 of a mile

Route 17120 Extending Route 17120 Beginning at a point on the Clearfield Borough Lawrence Township line thence northerly on Clark Street to Route 17119 at Clark and Market Streets in the Borough of Clearfield in Clearfield County a distance of about 0.3 of a mile

Wallaceton Borough

Route 17121 Extending Route 17121 Beginning at a point on the western line between Wallaceton Borough and Boggs Township just south of Laurel Run thence easterly and southerly on a borough street to the southern borough line in the Borough of Wallaceton Clearfield County a distance of about 0.51 of a mile

Columbia County

Centralia Borough

Route 19116 Extending Route 19116 Beginning at a point on the south Conyngham Township Centralia Borough line thence northerly to a point on Route 19082 in the borough of Centralia Columbia County a distance of about 0.03 of a mile

Cumberland County

Camp Hill Borough

Route 21092 Extending Route 21092 Beginning at a point on the East Pennsboro Township line at Seventeenth Street thence southerly over Seventeenth Street to a point on Route 123 at Front Street in the Borough of Camp Hill Cumberland County a distance of about one mile

Dauphin County

Williamstown Borough

Route 22031 Extending Route 22031 Beginning at a point on the west line of Williamstown Borough thence easterly

on Market Street to the eastern Borough line in the Borough of Williamstown Dauphin County a distance of about 0.88 of a mile

Erie County

North Girard Borough

Route 25119 Extending Route 25119 Beginning at a point on the Girard Borough line thence over Lake Street to an intersection with Routes 25019 and 25020 at Lake and Depot Streets in the Borough of North Girard Erie County a distance of about 0.5 of a mile

Edinboro Borough

Route 709 Spur Beginning at a point on Route 258 at the intersection of Meadville and Normal Streets thence over Normal and Ontario Streets to a point on Route 709 in the Borough of Edinboro Erie County a distance of about 0.4 of a mile

Union City Borough

Route 304 Spur Beginning at the intersection of North Main Street and Market Street in the Borough of Union City Erie County thence over Market Street in an easterly and northeasterly direction to the intersection of Market Street with East High Street a distance of about 0.3 of a mile

Fayette County

Fayette City Borough

Route 26174 Extending Route 26174 Beginning at a point on the Fayette City Borough-Washington Township line thence southwesterly on a borough street to Route 247 in the Borough of Fayette City Fayette County a distance of about 0.5 of a mile

Lawrence County

Ellwood City Borough

Route 37011 Spur Beginning at a point on Route 37011 at Fifth Street thence northerly over Fifth Street to an intersection with Route 315 at Fountain Avenue in the Borough of Ellwood City Lawrence County a distance of about 0.25 of a mile

Bessemer Borough

Route 37081 Extending Route 37081 Beginning at a point on the North Beaver Township line at South Main Street thence over South Main Street to a point on Application 4918 in the Borough of Bessemer Lawrence County a distance of about 0.8 of a mile

Luzerne County

Nuangola Borough

Route 40025 Extending Route 40025 Beginning at a point on the south borough line thence northerly on a borough street to a point on Route 40026 approximately 0.4 of a mile southeast of Lake Avenue in Nuangola Borough Luzerne County a distance of about 1.0 mile

Lycoming County

Muncy Borough

Route 41139 Extending Route 41139 Beginning at a point on Route 18 at the intersection of Penn and Main Streets thence easterly over Penn Street to the Muncy Creek Township line in the Borough of Muncy Lycoming County a distance of about 0.5 of a mile

Mercer County

Mercer Borough

Route 43107 Extending Route 43107 Beginning at a point on the south line of Mercer Borough thence northerly to a point on Route 43017 in the Borough of Mercer Mercer County a distance of about 0.1 of a mile

Monroe County

Stroudsburg Borough

Route 45065 Extending Route 45065 Beginning at a point on the Stroud Township line at Third Street thence over Third Street to Route 166 at Third and Main Streets in the Borough of Stroudsburg a distance of about 0.5 of a mile

East Stroudsburg Borough

Route 45084 Extending Route 45084 Beginning at a point on the Stroud Township line at King Street thence southerly on King Street to Route 167 at King and Courtland Streets in the Borough of East Stroudsburg a distance of about .9 of a mile

Route 166 Spur Beginning at a point on Route 166 at Smith and Brown Streets thence northerly over Smith Street and westerly over Analomink Street to a point on Route 167 at Analomink and Courtland Streets in the Borough of East Stroudsburg a distance of about one (1) mile

Northampton County

Wind Gap Borough

Route 165 Spur Beginning at a point on Route 165 at Alpha Road and Lehigh Avenue thence over Alpha Road to Route 165 at Alpha Road and Broadway in the Borough of Wind Gap a distance of about 0.43 of a mile

Northumberland County

Riverside Borough

Route 49117 Extending Route 49117 Beginning at a point on the Riverside Borough-Gearhart Township at D and H Avenue thence westerly to First Street thence over First Street to the Cherokee Ordnance Works in Riverside Borough Northumberland County a distance of about 0.5 of a mile

Somerset County

Stoyestown Borough

Route 55156 Extending Route 55156 Beginning at the Quemahoning Township line thence southeasterly easterly and southeasterly over a street to Route 52849 and 55077 at Somerset Street in Stoyestown Borough Somerset County a distance of about 0.41 of a mile

Addison Borough

Route 55157 Extending Route 55157 Beginning on the Addison Township line thence southeasterly over a street to Route 50 about 0.18 of a mile northwest of Route 55001 in Addison Borough Somerset County a distance of about 1.0 mile

Meyersdale Borough

Route 51 Spur Beginning at a point on Application 281 at Cherry Street and Meyers Avenue thence over Meyers Avenue and Market Square to Route 51 in the Borough of Meyersdale Somerset County a distance of about 0.2 of a mile

Sullivan County

Forksville Borough

Route 56007 Spur Beginning at a point on Route 56007 thence southerly on Main Street to Bridge Street thence easterly on Bridge Street to a point on Route 291 in the Borough of Forksville a distance of about .5 of a mile

Section 3 This act shall become effective on the first day of January one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,

Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

MAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 957, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain sturctures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" and its amendments are hereby deleted as indicated or amended to read as follows

Route 04043 Beginning at [the head of Poorhouse Run near the Johnson Farm and extending] a point on Route 115 thence in a southerly direction along Poorhouse Run to a point on Route 76 about .25 of a mile south of Schaffers School house thence in a southerly direction across Racoon Creek to a point on the county Aliquippa-Green Garden Road near Merrimans Bridge thence in a general southerly direction along Racoon Creek to an intersection with Route 04070 near Independence in Beaver County a distance of about [4.0] 6 miles

Route 04051 Beginning at a point on Route 640 near the John Young farm thence northerly in Chippewa Township [to a point on Route 204 near the Lincoln Gardens and continuing northerly through Chippewa Township to a point on the Chippewa-Big Beaver Township line about .25 a mile north of McKinley Schoolhouse] and Big Beaver Township to a point on Route 04044 in Beaver County a distance of about [2.0] 2.5 miles

Route 04068 Beginning at a point on Route [483 near the Shippingport Borough line and extending in an easterly direction across Route 115 to a point near Holt] 115 about one-half mile south of the Potter Township line thence in an easterly direction across Racoon Creek [to a point near the Engel farm thence] to an intersection with Route 04043 about .25 of a mile west of Route 76 in Beaver County a distance of about [4.5] 3.5 miles

Route 04076 Beginning at a point on [the Eastvale Borough line near] the North Sewickley-Daugherty Township line [and extending in an easterly direction across] on Route 482 thence easterly to an intersection with Route 04062 near the Marion-New Sewickley Township line in Beaver County a distance of about [3.5] 3 miles

[Route 04083 Beginning at a point on Route 04068 near Holt in Racoon Township and extending northerly to an intersection with Route 04064 about 1.0 mile east of the Racoon-Potter Township line in Potter Township in Beaver County a distance of about 1.63 miles]

[Route 04094 Beginning at a point on Route 538 about 1.0 mile northwest of its intersection with Route 04048 thence in a northeasterly direction through Greene Township to a point on Route 04040 about 1.0 mile southwest of its intersection with Route 483 in Beaver County a distance of about 1.2 miles]

[Route 04098 Beginning at a point on Route 04070 about 1.3 miles northeast of the Racoon-Independence Township line thence in a general southeasterly direction through Racoon and Independence Townships to a point on Route 04075 about 1.0 mile southwest of its intersection with Route 04070 in Beaver County a distance of about 1.8 miles]

[Route 04106 Beginning at a point on State-aid Application 892 approximately 0.25 of a mile west of the intersection of State-aid Application 892 and Route 04092 thence northerly through Brighton Township to a point on Route 04004 near the Brighton Township-Patterson Township line beginning again on Route 04004 in Patterson Township near the Patterson Township-Brighton Township line at a point approximately 0.2 of a mile northerly from the intersection of the proposed Route 04106 and Route 04004 thence extending in a northerly and easterly direction to a point on Route 204 at the intersection of Route 204 and Fifth Street in Beaver County a distance of about 2.3 miles]

[Route 04112 Beginning at a point on Route 115 Spur near Murdocksville thence northerly through Hanover and Independence Township to a point on Route 538 near

its intersection with Route 04054 in Beaver County a distance of about 2.7 miles]

[Route 04115 Beginning at a point on Route 04026 about 0.7 of a mile northwest of Barrisville thence northerly through Sewickley Township to a point on Route 04078 about 0.5 of a mile south of Route 04087 in Beaver County a distance of about 1.3 miles]

Route 08009 Beginning at a point on the eastern boundary of the borough of New Albany thence northeasterly through Albany Township to the village of Evergreen thence easterly through Albany and Terry Township [to] via the village of New Era thence [northeasterly] easterly and northerly through Terry Township to the intersection with [State Highway] Route [13 at Terrytown] 08021 at Rienze in Bradford County a distance of about [11.0] 7.5 miles

[Route 08037 Beginning at a point on the Bradford-Tioga County line about 6.0 miles east of Fall Brook thence easterly through Armonia Township to the intersection with Route 08036 about 4.0 miles north of the Canton Borough line in Bradford County a distance of about 1.0 miles]

[Route 08038 Beginning at a point on Route 08036 about 4.25 miles northwest of the Canton Borough line thence northeasterly through Armenia Township about 1.25 miles thence southeasterly through Armenia Troy and Canton Townships to the northwest corner of Alba Borough in Bradford County a distance of about 2.5 miles]

Route 08056 Beginning at [a point on State Highway Route 212 in West Burlington Township about 0.5 of a mile west of the County Home] the eastern terminus of Route 08057 thence northwesterly through West Burlington and Springfield Townships to Wetona thence northerly through Springfield Township to the intersection of Route 08054 at Harkness thence northwesterly through Springfield Township to the intersection with Route 08064 about 0.4 of a mile northeast of its intersection with Route 08054 in Bradford County a distance of about [9.4] 6.2 miles

Route 08073 Beginning at a point on Route 08054 at East Smithfield thence southeasterly through Smithfield Township to Riggs thence easterly through Smithfield and Ulster Townships to the intersection with State Highway Route 287 at Ulster thence easterly to the Ulster-Sheshequin Bridge in Bradford County a distance of about [8.2] 8.3 miles

Route 08079 Beginning at [a point on Route 08077 opposite] the eastern end of the bridge across the Susquehanna River at Ulster thence northeasterly through Sheshequin Township to Ghent thence northeasterly through Sheshequin and Rome Townships to the intersection with Route 08078 at North Rome thence southeasterly through Rome Township to [the end of State-aid Application 5756 thence over State-aid Application 5756 in Rome Township to] the Rome Borough line [at the end of State-aid Application 5755] in Bradford County a distance of about [8.1] 8.15 miles

Route 08090 Beginning at a point on State Highway Route 15 about 3.0 miles south of North Orwell thence easterly through Orwell Township to Orwell thence easterly through Orwell Township to the intersection with Route 08089 at Potterville thence northeasterly through Orwell and Warren Townships to a point on Route 08143 about 2 miles south of Route 699 in Bradford County a distance of about [4.7] 7.6 miles

Route 08174 Beginning at a point on Route 08032 about 1.0 mile north of the Wyoming County line hence in a northeasterly and easterly direction through Tuscorora Township to a road intersection near Fargo Creek thence northerly to a point on Route 08031 about 0.8 of a mile west of Silvara in Bradford County a distance of about [2.7] 3.4 miles

Route 12001 Beginning at a point on Route [411 near Driftwood] 105 near Route 597 thence in a southeasterly direction in Grove Township about 0.7 of a mile to a Forest Road and from a point on the Forest Road near the head of Wykoff Run thence in a [southwesterly] southeasterly course in Gibson Township in the direction of Karthaus to the Cameron-Clearfield County line in Cameron County a distance of about [9.75] 2.7 miles

[Route 12002 Beginning at Route 105 at a point about 0.25 of a mile east of Firstfork Bridge thence northerly and northwesterly in Grove Township to township road running along east side of the Firstfork of Sinnemahoning Creek in Cameron County a distance of about 0.25 of a mile]

Route 14050 Beginning at a point on Route [56 about 0.3 of a mile north of] 14019 in Lemont thence in a northeasterly and northwesterly direction through College Township to a point on Route 14039 about 0.5 of a mile southeast of Houserville in Centre County a distance of about [0.8 of a mile] 1.5 miles

Route 15010 Beginning at a point on [the Pennsylvania-Maryland State Line and near Barrett's property in Elk Township and about 3.3 miles west of Lewisville thence northwesterly through Elk and East Nottingham Townships] Route 15162 [via] near the Media School thence to a point on the southern boundary line of Oxford Borough in Chester County a distance of [4.8] 2.66 miles

Route 15026 [Beginning at a point on Route 131 near Station 1745 in Lower Oxford Township thence northwesterly through Lower Oxford Township to a point on Route 274 near Station 2356 in Hayesville in Chester County a distance of about 1.5 miles]

Route 15033 Beginning at a point of intersection of the Penn-Londonderry Township line with the northern terminus of State-aid application 150 [near station 0+00] thence northerly through Londonderry Township to a point [of road intersection northeast of Daleville] on Route 15053 about 0.1 of a mile south of Doe Run Friends Meeting House in Chester County a distance of about [1.4] 2.7 miles

Route 15036 Beginning at a point of road intersection about 1.5 miles northeast of Landenburg in New Garden Township thence northerly through New Garden and West Marlboro Townships via New Garden crossing Route 215 and Route 131 at Toughkenamon thence via London Grove [and] to Upland thence from a point on Route 15056 about 1.5 miles west of Upland northerly to a point on Route 360 [near Station 375] at Doe Run in Chester County a distance of about [8.7] 9.3 miles

Route 15053 Beginning at a point of road intersection [about .8 of a mile east of Faggs Manor in Londonderry Township thence northeasterly through Londonderry Township crossing Route 215 to a point of road intersection] about .1 of a mile south of Doe Run Friends Meeting House thence northwesterly through Londonderry Township about .3 of a mile to a point of road intersection thence northeasterly and northwesterly through Londonderry and Highland Townships to a point on Route 541 [near Station 245] about 1.75 miles northeast of Cochranville in Chester County a distance of about [4.4] 1.91 miles

Route 15058 Beginning at a point [of road intersection in] on the Lancaster County line at Steelville in West Fallowfield Township thence easterly and southeasterly through West Fallowfield Township to a point on Route 215 [near Station 1163 and] about .6 of a mile northwest of Cochranville in Chester County a distance of about [4.2] 4.14 miles

[Route 15069 Beginning at a point on Route 360 near Station 325 in West Marlboro Township thence easterly through West Marlboro and Newlin Townships to a point of road intersection about .25 of a mile northeast of the intersection of the West Marlboro East Marlboro and Newlin Township lines in Chester County a distance of about 1.9 miles]

Route 15128 Beginning at a point of road intersection [about .25 of a mile west of Route 147 and about 1.5 mile south of] at Cedarville in North Coventry Township thence northerly through North Coventry Township [via Cedarville] to a point on Route 147 [near Station 1250] in Chester County a distance of about [1.5 miles] 0.27 of a mile

[Route 15140 Beginning at a point on Route 143 near Station 634 in Tredyffrin Township at about .5 of a mile

due west of the New Centerville Station thence northwesterly through Tredyffrin Township to a point of road intersection about .2 of a mile southwest of a bridge over Valley Creek near the Chester-Montgomery County line in Chester County a distance of about 1.5 miles]

[Route 15150 Beginning at a point on Route 328 near Station 680 at Glenmore in Wallace Township thence northwesterly through Wallace Township to a point of road intersection about .2 of a mile east of Glenmore in Chester County a distance of about .2 of a mile]

Route 15162 Beginning at a point on Route [15010 about .06 of a mile northwest of the East Nottingham-Elk Township line] 360 at Chrome thence in a northeasterly southeasterly and northeasterly direction through East Nottingham and Elk Townships to a point on Route 605 near the intersection of Route 605 and 15014 at Hickory Hill in Chester County a distance of about [2.1] 4.1 miles

Route 15172 Beginning at a point on Route [15073 about 0.3 of a mile northeast of an intersection with Route] 215 about one half mile west of Route 15073 thence in a general northerly direction through Londonderry and Highland Townships to a point on Route 15053 about 0.25 of a mile southeast of an intersection with Route 541 in Chester County a distance of about [1.4] 1.7 miles

[Route 15173 Beginning at a point on Route 15032 about 0.1 of a mile west of the West Marlboro-London Grove Londonderry Township line thence in a general northeasterly direction through Londonderry and West Marlboro Townships to a point on Route 15045 at or near the intersection of Routes 15045 and 15056 in Chester County a distance of about 1.3 miles]

[Route 15177 Beginning at a point on Route 15060 about 0.7 of a mile north of the intersection of Routes 15060 and 15058 thence in a general southwesterly direction through West Fallowfield Township to a point on Route 15058 at or near its western terminus thence continuing to the Octoraro Creek at Steelville in Chester County a distance of about 1.7 miles]

[Route 15182 Beginning at a point on State-aid Application 4691 about 0.05 of a mile southwest of an intersection with Route 133 and extending in an easterly southerly and northeasterly direction through East Goshen Township to a point on Route 133 at or near the East Goshen-Westtown Township line in Chester County a distance of about 0.9 of a mile]

Route 15184 Beginning at a point [on Route 15097 at Kirkland Station and extending in a northerly direction through West Whiteland Township to a point] on Route 15095 near its intersection with Route 15230 thence [again from a point on Route 15095] in a general northwesterly direction through West Whiteland Township to a point on Route 142 about 0.65 of a mile north of Ship Road Station of the Pennsylvania Railroad thence continuing in a northwesterly direction through West Whiteland and Uwchlan Townships to a point on Route 147 about 0.5 of a mile north of the Uwchlan-West Whiteland Township line in Chester County a distance of about [4.6] 3.29 miles

[Route 15193 Beginning at a point on Route 270 about 0.7 of a mile north of the East Pikeland-West Vincent Township line thence in a northwesterly direction through West Vincent Township to a point on Route 15079 about 1.15 miles southwest of an intersection with Route 15071 in Chester County a distance of about 0.9 of a mile]

[Route 15202 Beginning at a point on Route 15155 about 0.2 of a mile east of the London Britain-New Garden Township line thence northeasterly through New Garden Township to a point on Route 15201 about 0.3 of a mile south of Route 15017 in Chester County a distance of about 0.7 of a mile]

[Route 152050 Beginning at a point on Route 372 near Elverson Borough thence northerly through West Nantmeal Township to a point on the Berks County line near Route 328 in Chester County a distance of about 0.7 of a mile]

[Route 15206 Beginning at a point on the Lancaster-Chester County line near the West Fallowfield-West Sadsbury Township line thence northeasterly through West Sadsbury Township to a point on the west line of Atglen Borough in Chester County a distance of about 0.4 of a mile]

[Route 15212 Beginning at a point on Route 142 about 0.5 of a mile west of Thorndale thence northerly through Caln Township to a point on Route 15119 about 0.8 of a mile southwest of its intersection with State-aid Application 1431 beginning again on Route 15119 about 0.1 of a mile southwest of the point of last intersection and continuing in a northerly direction through Caln and East Brandywine Townships to a point on Route 15124 and Application 4117 in Chester County a distance of about 2.1 miles]

[Route 15217 Beginning at a point on Route 15093 near Route 15092 thence easterly through East Bradford Township to a point on Route 15183 about 0.2 of a mile west of the West Goshen-East Bradford Township line in Chester County a distance of about 1.0 mile]

Route 16096 Beginning at a point on Route 16014 near Shannondale thence southwesterly through Redbank Township 0.5 of a mile to a road intersection thence northwesterly [1.9 miles to a road intersection] to a point on Route 16012 in Clarion County a distance of about [2.4] 3 miles

[Route 17032 Beginning at a point on Route 234 about .45 of a mile north of the Cambria-Clearfield County line thence southeast through Beccaria Township to a point on the Clearfield-Cambria County line in Clearfield County a distance of about 1 mile]

Route 17080 Beginning at a [point on Route 869 at Clearfield Bridge] road intersection south of Clover Hill School thence in a general northerly [and northwesterly] direction through Lawrence Township by way of Clover Hill School to a point near Clearfield Borough on Route 17038 in Clearfield County a distance of about [3.6] 1.56 miles

[Route 17084 Beginning at a point on Route 862 near the Pine Township line thence in a southerly and easterly direction through Lawrence Township by way of Mount Zion School to the Lawrence Township-Clearfield Borough line at Martin Street in Clearfield County a distance of about 3.8 miles]

Route 17100 Beginning at a point on Route 59 about 1.4 miles north of the Penn-Bloom Township line thence extending in a southwesterly and northwesterly direction by way of Goffe School through Bloom Township to a [point on Route 861] road intersection about [0.2] 0.5 of a mile [southeast] south of [its intersection with] Route 59 in Clearfield County a distance of about [2.45] 1.30 miles

[Route 17105 Beginning at a point on Route 17066 about 0.9 of a mile east of its intersection with Route 219 thence in a northerly and easterly direction through Cooper Township in the village of Grassflat to a road intersection east of the New York Central Railroad tracks in Clearfield County a distance of about 0.8 of a mile]

Route 18001 Beginning at a point on the Garthaus-Keating road about [8.9 miles northeast of the Clearfield-Clinton County line] road intersection south of the New York Central Railroad thence [northeast through West Keating and East Keating Townships to intersect Route 105 near] northwesterly in East Keating Township via Keating to a point on Route 105 in Clinton County a distance of about [5.45 miles] 0.68 of a mile

[Route 18005 Beginning at a point on Route 105 near Hyner thence southeast through Chapman and Grugan Townships to a point near Ritchie in Clinton County a distance of about 3.25 miles]

[Route 18025 Beginning at a point where Route 17068 intersects the Clearfield-Clinton County line thence northeasterly in West Keating Township to Birch Island Run in Clinton County a distance of about 3.5 miles]

Route 18028 Beginning at a point on Route 359 near Carroll thence in a general southwesterly direction through Greene Township [to] via the village of Eastville to a point on Route 18017 in Clinton County a distance of about [1.25] 4.45 miles

[Route 18036 Beginning at a point on Route 359 about

0.3 of a mile north of the Centre-Clinton County line thence in a westerly direction through Beech Creek Township Clinton County a distance of about 1.0 mile]

Route 21013 Beginning at a point in South Middleton Township intersecting Route 21011 about .5 of a mile south of Route 305 thence in a southeasterly direction through South Middleton Monroe and Upper Allen Townships intersecting Routes 507 and 123 to a point in Upper Allen Township intersecting Route 416 at Bowmansdale [thence from a point intersecting Route 416 at the Reading Railroad underpass northerly through Upper Allen Township to a point intersecting Route 123 at Winding Hill] in Cumberland County a distance of about [10.65] 8.3 miles

[Route 21081 Beginning at a point on Route 21004 about 0.7 of a mile south of Route 21001 thence northeasterly through Lower Frankford Township to a point on Route 21001 about 1.0 mile east of Route 21004 in Cumberland County a distance of about 1.2 miles]

[Route 21090 Beginning at a point on Route 21055 about 1.0 miles southeast of Route 21001 thence northeasterly through Upper Frankford Township to a point on Route 21001 about 0.5 of a mile southwest of Bloserville in Cumberland County a distance of about 1.1 miles]

Route 22009 Beginning at a point in Londonderry Township on the boundary line between Dauphin and Lancaster Counties about one and one-half miles west of the Londonderry-Conewago Township line thence northeasterly through Londonderry and Conewago Townships to a point on Route 624 about one-quarter mile west of Deodate thence from a point in Conewago Township intersecting Route 22007 about [one-half] one mile north of Deodate northeastwardly via Bachmanville to a point on the boundary line of Dauphin and Lebanon County about three-quarters of a mile south of the Conewago-Derry Township line in Dauphin County a distance of about [7.39] 6.69 miles

Route 22015 Beginning at a point [in Londonderry Township on Route 407 about two miles south of Royalton Borough thence northeasterly through Londonderry Township to a point on Route 129 at a point in Londonderry Township] on Route 624 about one mile east of the Londonderry-Lower Swatara Township line thence northerly through Londonderry and Derry Townships by way of Waltonville to a point on the southern boundary line of Hummelstown Borough at a point on northern boundary line of Hummelstown Borough northerly through South Hanover and West Hanover Townships to a point in West Hanover Township on Route 140 about one and one-half miles of the West Hanover-Lower Paxton Township line in Dauphin County a distance of about [13.47] 10.9 miles

Route 22026 Beginning at a point in Middle Paxton Township intersecting Route 1 about one-half mile northwest of Speeceville thence easterly through Middle Paxton Township to a point intersecting Route 22004 about two miles north of Dauphin Borough thence from a point intersecting Route 22004 about one mile north of Dauphin Borough easterly through Middle Paxton and Rush Townships [to a point opposite the water company's dam on Clarks Creek] to Route 22041 in Dauphin County a distance of about [13.18] 24.43 miles

Route 22027 Beginning at a point in Reed Township on Route 1 about one-third mile north of Inglenook and leading eastward over Powell's Creek through Halifax Township to Route 22004 in Dauphin County a distance of about [0.75] 2.34 miles

Route 22031 Beginning at a point in Wiconisco Township intersecting Route 199 about [one-half] one mile west of Lykens Borough thence easterly through Wiconsico Township [to a point again intersecting Route 199 about one-half mile north of Lykens Borough] and Williams Township to a point on the western Williamstown Borough line at Market Street again beginning on the eastern Borough line of Williamstown Borough at Market Street thence easterly through Williams Township to the Schuylkill County line in Dauphin County a distance of about [2.21] 7.5 miles

Route 22032 Beginning at a point in Williams Township [intersecting Route 199 about one-quarter mile east of the Williams-Wiconisco Township Line thence easterly through Williams Township to the western boundary line] on the south line of Williamstown Borough at Railroad Street thence southerly to Route 199 in Dauphin County a distance of about [2.15 miles] 0.2 of a mile

Route 22053 Beginning at a point on Application 692 near Grubers School thence in a westerly direction through East Hanover [and West Hanover Townships] Township to a point on Route 140 about [0.5] 0.3 of a mile east of [Sandy Hill Church] the West Hanover Township line in Dauphin County a distance of about [6.1] 2.5 miles

[Route 22059 Beginning at a point on Route 199 at or near the intersection of Routes 199 and 22035 at Loyalton thence in a general southerly direction through Washington Township to Oakdale Station in Dauphin County a distance of about 1.2 miles]

Route 22073 Beginning at a point on Route [22029] 22028 about [0.75] 0.50 of a mile [southeast] south of [the village of Fisherville] Application 6600 thence in a generally easterly direction through Jackson Township via Millers School to a point to Route 22030 in Dauphin County a distance of about [4.4] 2.69 miles

Route 23087 Beginning at a point [of intersection at Creek and Convent Roads at Laschelles Drug Store in the village of Rockdale in Aston Township thence northerly over county bridge through Aston and Middletown Townships to a point] on [road] Route 23020 at Browns Mills thence westerly through Middletown Township to a point on the Lenni Heights Road in the village of Lenni in Middletown Township in Delaware County a distance of about [.35 of a mile] .22 of a mile

[Route 23092 Beginning at a point at the intersection of Michigan Avenue with the southeasterly boundary line of Swarthmore Borough and extending in an easterly direction through Ridley Township to a point on Route 731 near Rutledge Borough in Delaware County a distance of about .33 of a mile]

[Route 23096 Beginning at a point on the northwest boundary line of Marcus Hook Borough thence in a northwesterly direction through Upper and Lower Chichester Townships on Hewes Street crossing Application 2436 to a point of intersection with Application 1136 thence continuing in a northeasterly direction on Johnson's Avenue to a point on Route 418 in Delaware County a distance of about 1.03 miles]

[Route 23097 Beginning at a point of intersection of Route 418 and the boundary line between Upper and Lower Chichester Townships thence in a southwesterly direction through Upper and Lower Chichester Townships on Laughead Avenue to its intersection with Applications 1136 and 1416 in Delaware County a distance of about 0.25 of a mile]

[Route 23100 Beginning at a point on Route 23064 at the northeastern line of East Lansdowne Borough thence in a northeasterly direction through Upper Darby Township to an intersection with Route 23062 in Delaware County a distance of about 1.0 mile]

[Route 23102 Beginning at a point at the intersection of Haverford Road and Routes 729 and 731 and extending in a southwesterly direction on Haverford Road through Ridley Township to a point of intersection with the northwest boundary line of Ridley Park Borough near Hancock Street thence beginning again at a point at the intersection of Haverford Road with the southwestern boundary line of Ridley Park Borough near Chester Avenue and extending southwestwardly on Haverford Road through Ridley Township and along the boundary line between Ridley Township and Ridley Park Borough to a point of intersection with Route 23071 in Ridley Township Delaware County a distance of about 1.0 mile]

[Route 23015 Beginning at the point of intersection of Mills Road and Route 131 Spur "B" thence in a northeasterly direction through Thornbury and Concord Townships on Mills road to its intersection with Route 728 in Delaware County a distance of about 1.4 miles]

Route 23114 Beginning at a point on Route 729 where it intersects [Amosland Road thence over Amosland Road] Holmes Road thence over Holmes Road through Ridley Township to the line dividing the boroughs of Prospect Park and Norwood in Delaware County a distance of about 0.15 of a mile

[Route 23117 Beginning at a point on Route 577 where it intersects Ithan Avenue thence easterly on Ithan Avenue in Radnor Township to a point on Route 142 in Delaware County a distance of about 0.9 of a mile]

Route 24002 Beginning at a bridge across the Clarion River near Millstone thence Northeast and East through Millstone Spring Creek and Ridgway Townships by Hallton to a point [four] 6.32 miles west of the present improvement west of Ridgway Borough beginning again at the end of the improvement west of Ridgway Borough thence in an easterly direction to Ridgway Borough in Elk County a distance of about [17.72] 15.4 miles

Route 24017 [Beginning at a point on Route 24012 at or near Mt Zion Church thence in a general southeasterly direction through Jay Township to a point on Route 411 at or near Caledonia in Elk County a distance of about 2.2 miles] Beginning at a point in Route 24013 about 2.5 miles north of St Marys Borough and extending in a westerly direction in Benzinger Township to a point on Route 556 about 3.5 miles northwest of St Marys Borough in Elk County a distance of about 1.8 miles

Route 24019 Beginning at a point on the southeastern borough line of St Marys Borough about 0.6 of a mile northeast of the point where said borough line intersects Route 99 Spur thence southeasterly and easterly through Benzinger Township Elk County for a distance of about [1.2] 2.75 miles

[Route 25094 Beginning at a point on the Girard Borough-Girard Township Line thence in a northwesterly direction through Girard Township to an intersection with Route 496 at a point approximately 1.25 miles east of Weis Corners in Erie County a distance of about 1.2 miles]

[Route 25111 Beginning at a point on Route 88 at Hammett thence northerly through Greene and Harbor Creek Townships to a point on Route 25067 in Erie County a distance of about 3.9 miles]

[Route 26002 Beginning at the improved township road near Sarah and extending in a general southwesterly direction to the Monongahela River at East Rices Landing in Fayette County a distance of about 2.4 miles]

Route 26021 Beginning at a point on Route 26030 near Keister and extending [in a southeasterly direction by way of Ross School and Jennings Run] easterly to Route [113 about .25 of a mile west of the Fayette County Home] 26032 in Menallen Township Fayette County a distance of about [4.84] 0.74 miles

Route 26030 Beginning at [Route 288 .2 of a mile south of Waltersburg and extending in a southwesterly direction by way of Keister School to] a point on State-aid Application 741 near Searight [on Route 113] thence northeasterly in Menallen Township to Route 26161 at Keisterville in Fayette County a distance of about [2.4] 1.02 miles

[Route 26078 Beginning at a point on Route 26077 about .8 of a mile north of Old Frame thence in a westerly and northwesterly direction to an intersection with Route 26079 about one mile south of Masontown Borough line in Fayette County a distance of about 2.5 miles]

[Route 26094 Beginning at Route 429 about one mile west of Old Frame thence in a southerly and westerly direction to an intersection with Route 26081 about one mile south of New Geneva in Fayette County a distance of about 2 miles]

Route 26095 Beginning at [a point along the Monongahela River about one mile south of East Frederickstown extending in a general] Route 26001 west of Ormond thence easterly [direction] by way of Sarah and Hoisterburg to an intersection with [county road near Rush Run] Route 26072 in Luzerne Township in Fayette County a distance of about [3.4] 3.32 miles

Route 26100 Beginning at the intersection of Route 26102 and Route 26034 at Bute thence extending in a general northeasterly direction by way of Bute School [to] a point of intersection with the western terminus of county road said point being about 1 mile west of Monarch] and Graham's Crossing through North Union and Dunbar Townships to a point on Route 26093 near Opossum Creek in Fayette County a distance of about [2.44] 5.3 miles

[Route 26114 Beginning at a point on Route 116 near Chadville thence in a general westerly direction through Georges Township to a point on Route 26035 about 0.5 of a mile north of Grove Church in Fayette County a distance of about 1.8 miles]

[Route 26134 Beginning at a road intersection about 0.6 of a mile southeast of Haydentown thence extending in a general northwesterly direction through Georges Township to the intersection of Routes 116 and 26010 in Fayette County a distance of about 3.9 miles]

[Route 26146 Beginning at a point on Route 26047 at its intersection with Route 26119 thence in a southeasterly direction through Dunbar Township in Fayette County for a distance of about 0.2 of a mile]

Route 27003 Beginning at a point [approximately 2.8 miles downstream from the junction of Maple Creek and the Clarion River and running in a south and northeasterly direction in Barnett Township along the Clarion River to a point of intersection with proposed] on Route 27011 near Maple Creek thence in a general westerly direction in Barnett Township to a Forestry Road in Forest County a distance of about [2.8] 2.87 miles

Route 27021 Beginning at a point on Route 27013 near Brookston thence southwesterly through Howe Township to [a road] an intersection with Route 27015 about 1.6 miles south of Blue Jay in Forest County a distance of about [4.1] 5.7 miles

Route 28005 Beginning at a point in Saint Thomas Township intersecting Route 400 about .75 of a mile west of the Saint Thomas-Hamilton Township line thence northerly through Saint Thomas Township to a point intersecting Route 37 at Saint Thomas thence from a point again intersecting Route 37 .5 of a mile east of Saint Thomas northerly through Saint Thomas and Hamilton [and Letterkenny] Township to [a point in Letterkenny Township intersecting] Route [28007 .5 of a mile] 28039 north of [Letterkenny-Hamilton Township line] Dennis Creek in Franklin County a distance of about [13.27] 12 miles

Route 28006 Beginning at a point in Saint Thomas Township intersecting Route 37 about one mile east of the Saint Thomas-Peters Township line thence northeasterly through Saint Thomas Township to a point intersecting Route 28005 at Edenville thence from a point intersecting Route 28005 about two miles east of Edenville through Hamilton and Saint Thomas Townships to a point [intersecting Route 28007 about one mile northwest of Jackson Hall] on the north line of Chambersburg Borough at Commerce Street in Franklin County a distance of about [9.67] 11.08 miles

Route 28007 Beginning at a point [in Hamilton Township on the northern boundary line of Chambersburg near the Heinz Plant thence northwesterly to a point intersecting Route 340 about one mile southwest of Jackson Hall thence from a point intersecting] on Route 340 Spur at Upper Strasburg [about .75 of a mile southwest of Jackson Hall northwesterly] thence northeasterly through [Hamilton and] Letterkenny [Townships via Maple Grove and Upper Strasburg] Township to a point intersecting Route 264 about .5 of a mile southwest of Roxbury in Franklin County a distance of about [15.95] 4.0 miles

[Route 28008 Beginning at a point in Hamilton Township intersecting Route 28007 about one-half mile northwest of Jackson Hall thence through Hamilton Green and Letterkenny Townships to a point intersecting Route 28007 about one and one-half miles southwest of Upper Strasburg in Franklin County a distance of about 6.75 miles]

Route 28016 Beginning at a point in Greene Township intersecting Routes 35 and 340 in the village of Green Village thence northwesterly through Green [and Letterkenny Townships] Township via Culbertson [intersecting

Routes 264 and 340] to a point intersecting Route [28008 about three miles south of Upper Strasburg] 264 in Franklin County a distance of about [6.92] 1.17 miles

Route 28017 Beginning at a point in Greene Township intersecting Route 35 about one-half mile northeast of Chambersburg Borough thence northerly through Greene Township to a point intersecting Route 340 at Beautiful thence from a point in Greene Township intersecting Route 340 about one-half mile north of Beautiful in a westerly direction through Greene and Letterkenny Townships [via Rocky Spring] to a point [intersecting Route 28008 about one mile northwest of] in Rocky Spring in Franklin County a distance of about [5.21] 4.3 miles

Route 28032 Beginning at a point in Antrim Township intersecting Route 28033 about two miles northwest of Browns Mills thence southeasterly via Browns Mills and Clay Hill to a point intersecting Route 28003 about one mile west of Greendale thence northeasterly and southeasterly north of Greendale crossing the Western Maryland Railroad in Quincy Township to Five Forks in Franklin County a distance of about [5.63] 8.2 miles

[Route 28044 Beginning at a point on Route 28004 immediately east of crossing of Marsh Run being the dividing line between Washington and Antrim Townships thence in a southeasterly direction through Washington Township to a point on the Pennsylvania-Maryland State line in Franklin County a distance of about 0.7 of a mile]

[Route 28048 Beginning at a point on Route 28004 about 0.8 of a mile southeast of Cranebake School and extending in a northeasterly direction through Antrim Township to a point on Route 224 about 0.7 of a mile west of the intersection of Route 224 and 28003 at or near Shady Grove in Franklin County a distance of about 2.0 miles]

[Route 28057 Beginning at a point on Route 28016 about 1.3 miles northeast of the intersection of Routes 28016 and 340 thence in a northwesterly and northerly direction through Letterkenny Township to a point on Route 340 Spur about 1.25 miles east of Route 28007 in Franklin County a distance of about 4.75 miles]

Route 28066 Beginning at a point on Route 28004 about 1.5 miles southeast of Route 28033 thence northerly through Antrim Township to a point on Route 28033 about 1.0 mile northeast of Route 28004 thence northwesterly through Antrim and St Thomas Townships crossing the Pennsylvania Railroad to a point on Route 400 about 0.25 miles east of Route 28005 in Franklin County a distance of about [1.8] 3.8 miles

[Route 28072 Beginning at a point on Application 228 about 1.2 miles northeast of Chambersburg Borough thence in a northerly direction through Greene Township to a point on Route 35 near Clarks School in Franklin County a distance of about 1.6 miles]

[Route 28073 Beginning at a point on Route 28008 about 0.3 of a mile northeast of the Hamilton-Letterkenny Township line thence in a northeasterly direction through Letterkenny and Green Townships to a point on Route 340 near its intersection with Route 28017 in Franklin County a distance of about 1.6 miles]

[Route 28074 Beginning at a point on Application 263 east of Orrstown Borough thence in a northerly direction through Southampton and Lurgan Townships to a point on Route 28009 near Mongul in Franklin County a distance of about 1.65 miles]

[Route 28075 Beginning at a point on Route 264-B about 1.0 mile southeast of Route 340 thence northeasterly through Lurgan Township to a point on Route 28009 near Donavin School in Franklin County a distance of about 1.2 miles]

Route 30015 Beginning at the West Virginia State Line [on] near Rudolph Run thence northerly along Rudolph Run through Perry and Whiteley Townships [to] via Gump [thence southwest through Wayne Township to the county improved road 1.25 miles north of Spraggs at the Spragg residence] to a point on Route 30014 at the Whiteley-Franklin Township line in Greene County a distance of about [8] 7.25 miles

Route 30038 Beginning [near Stickles Farm near] at a point on Route 30040 about 0.5 of a mile northwest of Time thence northeasterly [via John T Clutter farm] and southeasterly in Morris Township to a point on Route 109 near [the Washington-Greene County line] Beulah Church in Greene County a distance of about [2.5] 3.2 miles

Route 30064 Beginning at a point on Route 451 about .3 of a mile south of Carmichaels Borough in Cumberland Township thence [easterly] southeasterly through Cumberland Township to [the top of Jew Hill at the property of the Buckeye Coal Company] the Nemacolin Ferry in Greene County a distance of about [2.25] 3.75 miles

Route 30085 Beginning at the intersection of Route 30020 and 30021 thence northerly through Dunkard [and Green Township] Township to a [point on Route 616] road intersection in Greene County a distance of about [2.7 miles] 0.45 of a mile

Route 30087 Beginning at a point on Route [30001] 30065 about [0.5 of a] one mile north of the [Weimer] Centennial School thence in a general [northeasterly] northerly direction through Aleppo Jackson and Richhill Townships to an intersection with Route 30039 near Bristonia in Greene County a distance of about [4.0] 4.4 miles

[Route 30094 Beginning at a point on Route 109 about 1.5 miles southeast of Ninevah thence northeasterly in Morris Township a distance of about 1.6 miles to a road intersection thence easterly to a point on Route 30011 about 1.5 miles southeast of Deerlick in Greene County a distance of about 2.7 miles]

Route 30098 Beginning at a point on Route 30016 near Willow Tree thence in a general northerly direction through Greene [and Monongahela Townships] Township to a road intersection [about 0.4 of a mile northeast of] near the Greene-Monongahela Township line thence southeasterly and easterly to a point on Route 451 [near] south of Sigsbee in Greene County a distance of about [2.9] 2.6 miles

[Route 30100 Beginning at a point on Route 30033 about 0.5 of a mile west of Route 30095 thence northwesterly through Washington Township to a point on Route 30024 about 2.0 miles west of Route 30019 in Greene County a distance of about 1.6 miles]

[Route 30106 Beginning at a point on Route 110 about 0.2 of a mile southeast of Mount Morris Borough thence easterly and northerly through Perry Township to a point on Route 30107 about 0.2 of a mile southeast of Route 30099 in Greene County a distance of about 0.41 of a mile].

[Route 30109 Beginning at a point on Route 110 about 1.5 miles southeast of Route 30091 thence southeasterly and northeasterly through Whiteley Township to a point on Route 30026 about 200 miles northwest of Route 30014 in Greene County a distance of about 1.8 miles]

[Route 30113 Beginning at a point on Route 30004 about 0.6 of a mile northwest of Nettie Hill thence northeasterly through Jackson Township to a point on Route 30003 about 1.0 mile north of Route 111 in Greene County a distance of about 1.7 miles]

Route 31033 Beginning at a [road intersection] point on Route 31038 approximately one-half mile north of the Porter-Walker Township line in Porter Township Huntingdon County thence northwesterly through Porter Township to the Valley School thence northwesterly and northerly to a point on [State-aid Application 684 approximately one-quarter mile east of Robinsons Run] Routes 31046 and 31075 in Huntingdon County a distance of about [1.5] 2.85 miles

Route 31084 Beginning at a point on the north Mapleton Borough line at Bridge Street in Brady Township thence in a northeasterly and easterly direction through Brady Township to a point on Route 33 approximately 2.5 miles south of Mill Creek in Huntingdon County a distance of about [0.1] 0.9 of a mile

[Route 31093 Beginning at a point on Route 33 about 1.0 mile southeast of Ardenheim thence northeasterly and northwesterly through Henderson Township to a point on Route 31042 about 0.7 of a mile southwest of Union

Church in Huntingdon County a distance of about 5.7 miles]

[Route 31099 Beginning at a point on Route 31011 near Wood thence easterly through Wood Township to a point on Application 4279 in Huntingdon County a distance of about 1.1 miles]

[Route 34059 Beginning at a point on Route 34010 about 0.2 of a mile north of the Monroe-Greenwood Township line thence easterly and northeasterly through Monroe Township to a point on Route 34009 at Knousetown in Juniata County a distance of about 2.15 miles]

Route 34061 Beginning at a point on Route [34012 about 0.5 of a mile south of Route 34060] 45 near the Spruce Hill-Turbett Township line thence [southeasterly and] southerly through [Susquehanna] Turbett Township to a point on the Juniata-Perry County line in Juniata County a distance of about [1.4] 5.4 miles

Route 36096 Beginning at an intersection with Route 36009 at or near White Plains Schoolhouse and extending in an easterly direction through Colerain Township [to an intersection with Route 507 in] via the village of Union to a point on Route 36022 in Lancaster County a distance of about [1.8] 4.6 miles

Route 36119 Beginning at an intersection with Route 36067 about 0.5 of a mile south of an intersection with Route 36069 and extending in a northeasterly [and easterly] direction through Rapho Township to a road intersection [0.3 of a mile south of Buck Run School] one mile south of Fairview Church in Lancaster County a distance of about [2.1] 3.8 miles

Route 39081 Beginning at a point on Route 152 near the intersection of Route 153 and the Allentown and Coopersburg Turnpike thence northerly through Upper Saucon Township to intersect Route 39002 about 0.8 of a mile west of Friedensville [thence beginning at a point on Route 39002 about 0.1 of a mile west of the point of intersection and running in a general northeasterly direction crossing Route 39076 to a road intersection thence continuing through Upper Saucon Township in a southwesterly and northwesterly direction to a point on the Upper Saucon-Salisbury Township line thence northerly through Salisbury Township to intersect Route 39013 about 1.5 miles east of the intersection of Routes 153 and 39013] in Lehigh County a distance of about [4.9] 1.6 miles

Route 40032 Beginning at a point on Route 40031] in Newport Township [approximately 1.2 miles east of] at Wanamie thence northerly through Newport Township [thence easterly through Newport Township to a point where it intersects Route 40031 approximately .3 of a mile west of Alden in Newport Township] to Newport Centre in Luzerne County a distance of about 1 mile

[Route 41019 Beginning at a point on State Highway Route 23 near the mouth of Steward's Run thence northwesterly along Steward's Run in Piatt Township about 1.5 miles thence easterly through Piatt Township to the intersection with Route 41018 about .25 of a mile west of Larryville in Lycoming County a distance of about 3.6 miles]

Route 41024 Beginning at a point on State Highway Route 106 in Pine Township about [0.5 of a mile] 1.25 miles south of Lorenton [thence southwesterly through Pine Township to the crossing of State Highway Route 106 at Oregon Hill] thence westerly through Pine Township [about 1.5 miles] to [a] the fifth road intersection in Lycoming County a distance of about [2.4] 2.12 miles

Route 41026 Beginning at a point on State Highway Route 23 [near] about 0.5 of a mile west of the mouth of Pine Run in Piatt Township southerly easterly and northerly to another point on Route 23 about 0.25 of a mile east of Pine Run in Woodward Township thence northerly along Pine Run through Woodward [Piatt] and Anthony Townships to the Mifflin Township line thence southeasterly through Mifflin Township to the southeast corner of Salladasburg Borough in Lycoming County a distance of about [7] 9.53 miles

Route 41073 Beginning at a point on State Highway Route 303 at Opp thence northerly through Moreland Township to the intersection with Route 41072 about [1.25] 1.07 miles [south] southwest of its intersection with State Highway Route 239 in Lycoming County a distance of about [2.7] 3.21 miles

[Route 41084 Beginning at a point on State Highway Route 536 about .25 of a mile north of Biggertown thence northerly through Jordan Township to the intersection with State Highway Route 321 at Lungerville in Lycoming County a distance of about 1.7 miles]

Route 41094 Beginning at a point on Route 303 about 0.3 of a mile southeast of the intersection of Routes 19 and 303 thence in a southerly direction through Muncy Creek Township to an intersection with Route [41065] 41064 in Lycoming County a distance of about [0.4 of a mile] 1.7 miles

[Route 41096 Beginning at a point on Route 41076 about 0.3 of a mile west of the intersection of Routes 41076 and 41077 thence in a northwesterly and northeasterly direction through Jordan and Franklin Townships to a point on Route 41080 in Lycoming County a distance of about 1.1 miles]

[Route 41099 Beginning at a point on Route 41064 about 1.0 mile south of the Mill Creek Township line thence in a northeasterly and easterly direction through Muncy Township to a point on Route 41061 near the northeast corner of Muncy Township in Lycoming County a distance of about 2.2 miles]

Route 41101 Beginning at a point on Route 239 about [1.3] 0.25 miles east of the intersection of Route 239 and Route [41067] 41080 thence in a northeasterly [easterly and northwesterly] direction through Franklin Township to a point on Route 321 at or near the village of North Mountain in Lycoming County a distance of about [4.6] 3.97 miles

[Route 41108 Beginning at a point on Route 41021 about 0.5 of a mile west of English Center thence in a general northerly direction through Pine Township to a point on Route 41024 at Oregon Hill in Lycoming County a distance of about 7.3 miles]

[Route 41119 Beginning at a point on the Northumberland Lycoming County line about 0.4 of a mile west of Route 41062 thence in a westerly direction through Muncy Creek Township to a point on the Northumberland-Lycoming County line about 1.2 miles east of Route 240 in Lycoming County a distance of about 1.3 miles]

[Route 41125 Beginning at a point on Route 106 about 0.3 of a mile north of Brookside thence northeasterly though Cogan House Township to a point on Route 353 about 0.2 of a mile southwest of White Pine in Lycoming County a distance of about 2.0 miles]

Route 43071 Beginning at the east line of Sheakleyville and running east through Sandy Creek Township to a point on the dividing line between Sandy Creek and Deer Creek Township thence east through Deer Creek Township via Williams Corners and Condit Corners to a point on the dividing line between Deer Creek and French Creek Townships thence east in French Creek Township [across State] to Route 294 at Jacobs Corners [and continuing east and northeast along Deer Creek to the intersection with State Route 207 at Carlton] in Mercer County a distance of about [11.8] 7.4 miles

Route 43074 Beginning at a point on the east borough line of New Lebanon and running east in Mill Creek Township via Crouser Corners to Gilmore Corners thence north in Mill Creek Township to a point on the dividing line between Mill Creek and French Creek Township thence north past the Blair School to a point [of intersection on the Deer Creek Road about 1.25 miles south of] on Route 207 at Carlton in Mercer County a distance of about [5.3] 6.3 miles

[Route 43093 Beginning at a point on Route 695 about 0.3 of a mile east of the Ohio State line thence northerly through West Salem Township to a point on Route 43058 in Mercer County a distance of about 3.1 miles]

Route 44031 Beginning at a point on the north line

of Lewistown Borough at Walnut Street thence northwesterly through Derry and Granville Townships about .15 of a mile to a road intersection thence southwesterly to a point on the north line of Lewistown Borough near the intersection of Grand and Ridge Avenues in Mifflin County a distance of about [1.6 miles] 0.4 of a mile

Route 45005 Beginning at a point on Route 45004 Ross Township approximately two miles west of Rossland thence in a northwesterly direction through Ross and Chestnut Hill Township to a [where it intersects State Highway Route 164 approximately one mile east of Gilbert] on Route 45049 about 1.3 miles northwest of Broadheadsville in Monroe County a distance of about [3.8] 4.8 miles

Route 45024 Beginning at a point on State Highway Route 168 at Tannersville in Pocono Township thence in a northwesterly direction through Pocono and Tobyhanna Township to a point where it intersects Route [45050 approximately 1.75 miles southwest of village of Pocono Summit] 169 at Naomi Pines a distance of about [6] 8 miles

Route 45055 Beginning at a point on Route 45043-Spur "E" at Merwinsburg thence northeasterly through Chestnut Hill Township to a point [of intersection with Route 54049] on Route 45042 approximately 2.35 miles north of Effort in Monroe County a distance of about [1.6] 2.7 miles

[Route 45072 Beginning at a point on Route 45004 near Kunkletown thence Northerly through Eldred Township to a point on Route 45003 in Monroe County a distance of about 0.1 of a mile]

[Route 45081 Beginning at a point on State Highway Route 220 about 2 miles north of Marshalls Creek thence in a northerly and westerly direction through Middle Smithfield Township over present Township Route 558 to the intersection with Rural Route 45017 about 0.1 of a mile south of the Monroe-Pike County line in Monroe County a distance of about 6.6 miles]

Route 46057 Beginning at a point on the Philadelphia-Montgomery County line at the intersection of City Line Avenue on River Road thence northwesterly through Lower Merion Township along above mentioned River Road to its intersection with [Righter's Ferry Road] Belmont Avenue in Montgomery County a distance of about [0.7 mile] 1.7 miles

Route 46116 Beginning at a point on [the Cheltenham-Springfield Township line said point being the intersection of Willow Grove and Cheltenham Avenues thence northwesterly on Cheltenham Avenue via said township line and through Springfield Township to a point at the intersection of Cheltenham Avenue with Paper Mill Road] a point on Route 151 at the Philadelphia City line thence over Cheltenham Avenue through Cheltenham and Springfield Townships to a point on Route 46114 in Montgomery County a distance of about [1 mile] 3 miles

Route 47004 Beginning at a point on State Highway Route 259 about 1.5 miles east of Northumberland County thence northeasterly through Liberty Township to a point about 2.0 miles from its beginning thence northerly through Liberty Township and Limestone Township crossing Chillisquaque Creek [to the intersection with] and Route 47003 about 1.5 miles northeast of Mexico to a point on Route 585 about 2.23 miles east of the Montour-Northumberland County line in Montour County a distnce of about [3.8] 4.70 miles

Route 47026 Beginning at a point on Route [49057 at or near] 259 about one half mile east of the Montour-Northumberland County line thence in a southeasterly direction through Liberty Township to a point on Route 47002 about [1.5] 2.5 miles east of the Montour-Northumberland County line in Montour County a distance of about [2.6] 2.17 miles

Route 47037 Beginning at a point on Route 585 [at] south of Limestoneville thence northerly and westerly through Limestone Township to the Northumberland County line in Montour County a distance of about [0.7 of a mile] 1.25 miles

Route 48088 Beginning at a point on Route [752 about 2.0 miles northeast of Clearfield] 48044 about one-half mile north of Route 752 thence northeasterly through Bushkill and Plainfield Townships to a point on the west line of Wind Gap Borough at Center Street in Northampton County a distance of about [3.5] 2.9 miles

Route 48090 Beginning at a point on the north line of the city of Bethlehem thence in a northerly and easterly direction through Lower Saucon Township to a road intersection at Redington thence southeasterly and northeasterly to a point on Route 48010 about 2 miles north of Lower Saucon in Northampton County a distance of about [3.0] 4.5 miles

Route 49006 Beginning at a point on State Highway Route 1 about two miles south of Herndon thence northerly through Lower Mahanoy Township and Jackson Township to a point of State Highway Route 1 about .5 of a mile south of Herndon Borough in Northumberland County a distance of about 1.4 miles]

Route 49014 Beginning at a point on Route 49013 about three and one-half miles west of the East Cameron Township line thence northerly through West Cameron Township to the intersection of Route 49013 [about .75 of a mile east of] at Gottshalls in Northumberland County a distance of about [.5] .6 of a mile

Route 49021 Beginning at a point on State Highway Route 336 at Dornsife thence northeasterly through Little Mahanoy Township [about 2.0 miles thence southeasterly through Little Mahanoy Township to the intersection with State Highway Route 36 at Hunters Station] to its intersection with Route 49079 in Northumberland County a distance of about [2.6] 1.2 miles

Route 49025 Beginning at a point on State Highway Route 1 in Upper Augusta Township about one mile south of Shamokin Creek thence southeasterly through Upper Augusta and Lower Augusta Townships to its intersection with [Route 49022 about 1.5 miles west of Augustaville] Route 49026 in Northumberland County a distance of about [2.6] 1.1 miles

Route 49037 Beginning at a point on Route 49036 [about 1.5 miles northeast of] at Weight Scales thence [northwesterly] northerly through Ralphe Township about [.74] .9 of a mile thence easterly crossing Route 49035 about 2.5 miles southeast of Paxinos thence easterly through Ralpho Township to the intersection with State Highway Route 632 about one mile north of Bear Gap in Northumberland County a distance of about [3.5] 4.4 miles

[Route 49044 Beginning at a point on Route 49040 about 0.5 of a mile west of Rushtown thence northerly along Wilson Run through Rush and Gearhart Townships to the intersection with Route 49043 about 0.25 of a mile west of its intersection with Route 49040 in Northumberland County a distance of about 2.0 miles]

Route 49075 Beginning at a point on Route 49008 about [0.2] 0.7 of a mile southwest of its intersection with Route 49009 thence in a general southerly and southeasterly direction through Jordan Township to a point on Route 49007 about [0.7 of a mile] 1.3 miles southwest of Hebe in Northumberland County a distance of about [2.7] 2.8 miles

[Route 49076 Beginning at a point on Route 49013 about 0.75 of a mile east of the intersection of Routes 49014 and 49013 thence in a southwesterly direction through West Cameron and Upper Mahanoy Townships to a point on Route 49010 about 0.4 of a mile east of Greenbrier in Northumberland County a distance of about 3.7 miles]

Route 49081 Beginning at a point on Route [49027 at or near the Shamokin-Zerbe Township line thence in a northeasterly and northwesterly direction through Shamokin and Rockefeller Townships] 49080 about one-half mile south of Seven Points thence northerly in Rockefeller Township to a point on Route 49027 about 0.1 of a mile west of its intersection with Route 49028 in Northumberland County a distance of about [4.3 miles] .7 of a mile

[Route 49014 Beginning at a point on Route 49054 near Chillisquaque Creek thence in a southerly and southwest-

erly direction through East Chillisquaque Township to the bridge over Chillisquaque Creek in Northumberland County a distance of about 1.8 miles]

[Route 49017 Beginning at a point on Route 240 about 0.3 of a mile south of the intersection of Routes 240 and 49063 thence in a northeasterly direction through Delaware Township to a point on the Northumberland-Lycoming County line about 1.5 miles northeast of Route 49063 beginning again on the Northumberland-Lycoming County line about 1.0 mile southwest of the intersection of Route 49062 and the said county line thence in an easterly direction through Delaware Township to a point on Route 49062 in Northumberland County a distance of about 2.1 miles]

Route 49109 Beginning at a point on Route 49010 about 1.0 mile east of the Jackson Township line thence southeasterly and [easterly] westerly through Washington [and Jordan Townships] Township to a point on Route [49069 near its intersection with Route 49008] 49009 north of Urban in Northumberland County a distance of about [3.8] 3.7 miles

Route 49110 Beginning at a point on Route 49027 about 0.6 of a mile south of Augustaville thence easterly and southerly through Rockefeller and Shamokin Townships to a point on Route [49081] 49033 in Northumberland County a distance of about [3.0] 3.3 miles

Route 52043 Beginning at a point on [Route 52024 at Kinney Corners] Application 5379 at Genesee and extending in a general northeasterly direction through Genesee Township to the Pennsylvania-New York State line in Potter County a distance of about [0.6] 0.4 of a mile

Route 53082 Beginning at a point on Route 53019 at or near the intersection of Routes 53019 and 53020 thence in a southwesterly direction through West Penn and East Brunswick Townships for a distance of about 1.7 miles [to a road intersection thence in a northerly direction through East Brunswick and West Penn Townships to an intersection with Route 53019 at or near the intersection of Routes 53019 and] thence in a northwesterly direction through East Brunswick Township to a point on Route 754 about 0.5 mile east of Hecla in Schuylkill County a distance of about [3.4] 3.5 miles

[Route 53085 Beginning at a point on Route 53047 about 0.4 of a mile west of the intersection of Routes 53051 and 53047 at the village of Rough and Ready thence in a northwesterly direction through Upper Mahantongo Township to a point on the Upper Mahantongo Township-Northumberland County Line in Schuylkill County a distance of about 0.5 of a mile]

[Route 54053 Beginning at a point on Route 54036 about 0.7 of a mile north of the intersection of Routes 54035 and 54036 thence in a southwesterly direction through Jackson and Centre Townships to a point on Route 54052 in Snyder County a distance of about 2.4 miles]

[Route 54054 Beginning at a point on Route 455 about 1.0 mile west of Kratzerville thence in a northerly direction through Jackson Township to a point on the Snyder-Union County line about 0.25 of a mile west of the Monroe-Jackson Township line in Snyder County a distance of about 2.1 miles]

Route 55005 Beginning at [a road intersection at a point on the east borough line] Route 808 about 0.4 of a mile north of Wellersburg [about five-eighth of a mile North of the C & P Railroad in Southampton Townships] thence northeasterly through Southampton Township to a road intersection about .5 of a mile east of the village of Gladdens thence northerly to [a point on the Southampton-Fairhope Township line thence northwesterly through Fairhope Township to the village of Fairhope] Comps Cross Roads beginning again at Fairhope thence westerly and northerly via [to a road intersection about .25 of a mile southeast of] Kammers School [thence northerly] to a point on the Fairhope-Allegheny Township line about .75 of a mile north of Emerick School thence northerly through Allegheny Township to [a road intersection at a] Schaeffer Lutheran Church about .75 of a mile southwest of the village of Glen Savage thence northwesterly to a point on Route 49 [about .25 mile west of] at the village of Dividing Ridge in Somerset County a distance of about [19.2] 18.7 miles

Route 55095 Beginning at a point on State-aid Application 2839 about .25 of a mile south of Roaring Fork branch of Shade Creek in Paint Township thence northeasterly through Paint Township to a road intersection about one-eighth of a mile north of the village of Arrow thence northeasterly to a point on the Paint-Ogle Township line thence northerly through Ogle Township to the village of New Ashtola thence [northerly] northeasterly and northwesterly through Ogle and Paint Townships to a point on Route 222 about [.25 of a] 1.0 mile west of [Two Mile Run] Roaring Fork Creek in Somerset County a distance of about [3.8] 5.0 miles

Route 55143 Beginning at a point on Route 55008 [0.1 of a mile] just south of [its intersection with Route 55019] the Summit Township line thence in a southeasterly northeasterly and southeasterly direction through Elk Lick and Summit [Townships] via Shaw Mines to a point on Route 51 about 1.0 mile southwest of Meyersdale in Somerset County a distance of about [3.0] 3.3 miles

[Route 56037 Beginning at a point on Route 321 about 0.1 of a mile north of Route 56003 thence south-easterly through Shrewsbury Township to a point on the Shrewsbury-Davidson Township line in Sullivan County a distance of about 1.2 miles]

Route 56039 Beginning at a point [on Route 472 about 1.5 miles east of the Forks-Cherry Township line thence easterly and southerly through Cherry Township about 1.8 miles to a road intersection] known as Bundles Corner in Cherry Township thence easterly and northerly to a point on Route 56024 about 0.9 of a mile west of Route 17 in Sullivan County a distance of about [4.5] 1.26 miles

Route 57022 Beginning at a point on Route 12 at Dimock [in Dimock Township] thence easterly and northerly through Dimock Township [thence northerly through Dimock Township intersecting Route 57021] thence northwesterly through Bridgewater Township [intersecting Route 57009 thence northwesterly through Bridgewater Township] to [a point where it intersects] Route 12 approximately .5 of a mile south of Montrose Borough line thence westerly to Route 14 at Route 57023 in Susquehanna County a distance of about [8] 9.4 miles

[Route 57121 Beginning at a point on Route 263 about 1.0 miles south of Franklin Forks thence southeasterly through Franklin Township to a point on Route 57120 in Susquehanna County a distance of about 0.6 of a mile]

[Route 57128 Beginning at a point on Route 944 about 1.0 mile northwest of its intersection with Route 57078 thence northeasterly and easterly through Bridgewater Township to a point on Route 57078 about 0.7 of a mile northwest of its intersection with Route 944 in Susquehanna County a distance of about 1.0 miles]

[Route 57132 Beginning at a point on the east line of Montrose Borough thence easterly through Bridgewater Township to the intersection of Route 9 and 263 in Susquehanna County a distance of about 0.2 of a mile]

[Route 58059 Beginning at a point on Route 58057 approximately 1.5 miles northeast of the mouth of Fellows Creek thence easterly through Ward Township to the Bradford County line at a point approximately 2.5 miles northwest of Canton Borough in Tioga County a distance of about 2.4 miles]

Route 58087 Beginning at a point on Route 212 approximately 1.8 miles west of the Tioga-Bradford County line thence in a southeasterly direction through Sullivan Township [crossing] to an intersection with Route 58060 [to a point on the Bradford County line] in Tioga County a distance of [2.4] 1.68 miles

Route 58094 Beginning at a point on Route 58073 about [1.75] 2 miles northwest of its intersection with Route 556 thence in a northerly direction through Jackson Township to a point on [Route 58075 about 0.7 of a mile southeast of] the New York State line in Tioga County a distance of about [1.4] 1.9 miles

[Route 58098 Beginning at a point on Route 58006 about

1.2 miles southeast of its intersection with Route 58006 Spur "E" thence in a northeasterly direction through Brookfield Township to a point on Route 58007 about 0.1 of a mile north of Sylvester in Tioga County a distance of about 2.0 miles]

Route 58103 Beginning at a point on Route 58077 [about 2.2 miles northeast of its intersection with Route 58042] at Benedicts Corners thence in a [northerly and] southeasterly direction through Charleston and Richmond Townships to a point on Route 58044 about 0.7 of a mile southwest of its intersection with Route 58088 in Tioga County a distance of about [2.9] 1.05 miles

[Route 58107 Beginning at a point on Route 58055 near the bridge over French Lick Run thence extending in a northerly and westerly direction through Union Township to another point on Route 58055 about 0.4 of a mile south of its intersection with Route 58053 in Tioga County a distance of about 3.2 miles]

[Route 58108 Beginning at a point on Route 58081 about 2.0 miles southeast of East Point thence extending in an easterly and northeasterly and easterly direction through Liberty and Union Townships to a point on Route 58055 about 2.2 miles south of Route 58053 in Tioga County a distance of 2.4 miles]

[Route 58109 Beginning at a point on Route 58098 about 0.9 of a mile east of Route 58081 thence southerly through Liberty and Union Townships to a point on the Tioga-Lycoming County line about 0.2 of a mile east of the Liberty-Union Township line in Tioga County a distance of about 1.2 miles]

[Route 60068 Beginning at a point on Route 60040 near Sunville thence northeasterly through Plum Township to a point on Route 60042 at Plum Center in Venago County a distance of about 2.0 miles]

Route 62006 Beginning at [the West Virginia State line near Seldom Seen] a point on Route 62023 near Bethel Church thence northeasterly through Jefferson Township [via Bethel Church and Bethel Ridge Road] to a point on Route 974 at Eldersville in Washington County a distance of about [6.25] 3.35 miles

[Route 62086 Beginning at road intersection near Clarke Hathaway's thence northerly in Amwell Township to State Route 113 about 1.3 miles west of Glyde in Washington County a distance of about 0.7 of a mile]

Route 62137 Beginning at [Route 62118 thence southerly along a branch of Robinson Fork to Robinson Fork] a point on Route 62120 at Good Intent thence northeasterly [via Good Intent] through West Finley Township to the county road in East Finley Township in Washington County a distance of about [3.2] 2 miles

Route 62140 Beginning at a point on Route 62082 near Franklin School thence in an easterly direction to the Marianna Borough line and from a point on the Marianna Borough line at Ten Mile Creek easterly to a point on said borough line near Beeson Avenue in Washington County a distance of about [0.9] one mile

[Route 64030 Beginning on Slickville-Perrysville improved road about .5 mile north of Alcorn's Crossroads and extending in a westerly direction to Route 64024 in Westmoreland County a distance of about 1 mile]

Route 64038 Beginning at Route 69 [0.25 mile south of east end of Route 64078] about 0.75 of a mile southeast of Application 4010 thence northerly and [extending in a general] easterly [direction to and across Greensburg-Five Points Road Route 64054 to Route 68 traversing same in a northeasterly direction .5 mile thence extending eastwardly] in Hempfield Township to Route 64147 near Old Crabtree in Westmoreland County a distance of about [6.8] 6.5 miles

Route 64063 Beginning at a point on Route 302 at the east borough line of New Florence and extending in a southeasterly and southwesterly direction [along Baldwin's Run to intersection of road leading from New Florence to Laurel School Number 2] in St Clair Township to a point on Route 64056 about 0.9 of a mile southeast of Route 302 in Westmoreland County a distance of about [.5 mile] 1.3 miles

Route 64090 Beginning at Route 120 at Circleville and extending in a southerly direction crossing Long Run [continuing in a southerly direction] to Crawford Run thence southwesterly [by way of the M M Turner farm to road intersection thence southwesterly] to a point on Route 64102 about one-half mile south of Crawford Run [Robbins Station] in Westmoreland County a distance of about [3.5] 3.2 miles

Route 64097 Beginning at Route 120 between the villages of Stewartsville and Circleville and extending in a northerly direction [through Skelleytown to intersect with the Larimer and Trafford concrete road at the southern end of Route 64088 on the north side of the Pennsylvania Railroad main line tracks at a point about .5 mile northwest of Larimer] in North Huntingdon Township in Westmoreland County a distance of about [1] 0.6 of a mile

Route 64098 Beginning at Route 117 about one-half mile south of the County Home at Willow Grove crossing and extending in a northeasterly and northwesterly direction in Hempfield Township via Swede Hill to Route [64166] 118 in Westmoreland County a distance of about [.9 mile] 1.9 miles

Route 64102 Beginning at the county road in Herminie and extending in a general southwesterly direction to the village of Dick thence in a northwesterly direction [to Shaner beginning again on Route 64102 about .5 mile east of Shaner thence northwesterly] through Guffey to Route [64090] 64203 northeast of Robbins Station beginning again on Route 64106 about 1 mile east of county road in Herminie thence in a southerly direction to and across Route 118 to Route 64180 near Bells Mills in North Huntingdon and Sewickley Townships Westmoreland County a distance of about [8.9] 8.6 miles

Route 64105 Beginning at [or near] the north line of the borough of Arona and extending in a northerly direction in Hempfield Township to Route [64103 near Adamsburg] 64182 in Westmoreland County a distance of about [2.7] 2.3 miles

Route 64113 Beginning at Route 118 about .5 mile northeast of Harrold School and extending in a [general southeasterly] southerly direction in Hempfield Township [across Route 64166 to intersection with Route 117] to a point on Route 64166 in Westmoreland County a distance of about [2.3] 1.2 miles

Route 64115 Beginning on Route [64117] 991 about one mile [northeast] east of Ma beth and extending in a southeasterly direction in East Huntingdon Township to [improved road leading from Smithton to Scottdale thence easterly along same to end of county road about 1.5 miles from] the borough of Scottdale in Westmoreland County a distance of about [2.8] 3.7 miles

Route 64148 Beginning at Route 64123 about .5 of a mile north of the northern end of Route [922] 971 and extending in a northeasterly direction in South Huntingdon Township [along township improved road] to Route 64189 [thence bearing in a southeasterly direction to Route 64120 near Centerville] in Westmoreland County a distance of about [2.2] 1.2 miles

Route 64149 Beginning at [old location of] Route 119 about 500 feet [east] west of Pennsylvania Railroad crossing [and extending northwesterly to new location of Route 119] thence [continuing] northeasterly in Unity Township to county road at St Vincent College in Westmoreland County a distance of about [1] 0.85 of a mile

[Route 64168 Beginning at Route 64116 at Pierce School and extending in a northeasterly direction to intersection with Route 117 at Keystone Brick Yard in Westmoreland County a distance of about 1.4 miles]

Route 64177 Beginning at the northern end of Route 64139 near Alters School and extending in a general northeasterly and northerly direction [via Alters School Carnegie Estate and intersecting Route 69 near Garver's Ferry] in Allegheny Township to McKean in Westmoreland County a distance of about [3.1] 1.7 miles

Route 64187 Beginning at a point on Route [64144 about .6 of a mile west of Youghiogheny River and extending] 288 south of Rostraver thence in a southeasterly

and southerly direction in Rostraver Township via Oliphant School [to] and Van Meter [and thence up river] to Fayette County line in Westmoreland County a distance of about [2] 3.3 miles

Route 64220 Beginning at a point on State-aid Application 143 [Section 2] about 1.0 mile southeast of the city of Monessen-Rostraver Township line and extending in a northeasterly [and northerly] direction through Rostraver Township to [a point on State-aid Application 143 about 0.15 of a mile east of the eastern city line of Monessen] Route 64259 in Westmoreland County a distance of about [2.4] 1.8 miles

Route 64239 Beginning at a point on the county road leading from Harrison City of Export about 0.2 of a mile northeast of its intersection with Route 639 thence in a northwesterly direction through Penn [and Franklin Townships] Township to a point on Route [64089 about 0.3 of a mile north of the Franklin-Penn Township line] 64238 about one mile northeast of Pleasant Valley in Westmoreland County a distance of about [4.6] 2.8 miles

Route 64246 Beginning at a point on Route 64114 near Plummer School thence northerly through South Huntington and Sewickley Townships to a point on Route 64104 at Cowansburg in Westmoreland County a distance of about 2.3 miles]

Section 2 Said act is hereby further amended by adding thereto the following new routes

Beaver County

Route 04120 Beginning at a point on Route 204 near Route 04032 thence southeasterly in Chippewa and Fallston Townships to a point on the Fallston Borough line in Beaver County a distance of about 4.6 miles

Route 04121 Beginning at a point on Route 278 about one-half mile northeast of Ohioville thence southerly in Ohio Township to a point on the Midland Borough line in Beaver County a distance of about 2.8 miles

Bradford County

Route 08184 Beginning at a point on Route 08062 about one mile southeast of West Burlington thence northeasterly in West Burlington and Burlington Townships to a point on Route 08069 south of Burlington in Bradford County a distance of about 3.4 miles

Route 08185 Beginning at a point on Route 08184 about 1.3 miles east of Route 08062 thence northerly in West Burlington Township to a point on Route 212 in Bradford County a distance of about 0.2 of a mile

Route 08186 Beginning at a point on Route 08093 about 0.75 of a mile north of Burlington thence northerly and easterly in Burlington and Smithfield Township line in Bradford County a distance of about 2.9 miles

Route 08187 Beginning at a point on Route 08172 about one mile south of Viall Hill thence southeasterly in Terry Township to a point on Route 08010 in Bradford County a distance of about 2.7 miles

Route 08188 Beginning at a point on Route 08066 at the Athens Township-Athens Borough line thence northeasterly in Athens Township to the Athens Borough line at Pine Street in Bradford County a distance of about .3 of a mile

Route 08189 Beginning at a point on Route 20 about 0.75 of a mile north of Cedar Lodge thence southeasterly in Canton Township to the Canton Borough line at South Main Street in Bradford County a distance of about 0.1 of a mile

Cameron County

Route 12009 Beginning at a point on the north line of Emporium Borough at Oak Street thence northwesterly in Shippen Township Cameron County for a distance of 2.3 miles

Carbon County

Route 13046 Beginning at a point on Route 13014 east of Bowmanstown thence northerly and northeasterly through Lower Towamensing Township to the Parryville Borough line thence from a point on the eastern line of Parryville Borough northerly in Franklin Township for a distance of about 0.1 of a mile to a second point on the Parryville Borough line in Carbon County a distance of about 1.1 miles

Centre County

Route 14057 Beginning at a point on Route 27 near the Bellefonte Borough line thence northwesterly in Spring Township to the Bellefonte Borough line in Centre County a distance of about 0.05 of a mile

Route 14058 Beginning at a point on Route 14056 in Blanchard thence in a general southeasterly direction over Bald Eagle Creek to a point about 500 feet southeast of Eagleville Station in Liberty Township Centre County a distance of about 1.0 mile

Route 14059 Beginning at a point on Route 14014 about two thirds of a mile west of Rockspring thence southwesterly in Ferguson Township to the Huntingdon County line in Centre County a distance of about 0.6 of a mile

Chester County

Route 15231 Beginning at a point on Route 15129 near its intersection with Route 15130 thence northwesterly in Warwick Township to the Berks County line in Chester County a distance of about 2 miles

Route 15232 Beginning at a point on Route 15147 at Fontaine thence northwesterly in Honey Brook Township to the Lancaster County line in Chester County a distance of about 1.4 miles

Route 15233 Beginning at a point on Route 15220 about 0.3 of a mile north of West Grove thence northerly in London Grove Township to a point on Route 215 in Chester County a distance of about 2.1 miles

Route 15234 Beginning at a point on Route 15039 about 1.5 miles east of Clifton Mill thence easterly in Kennett Township to a point on Route 15041 in Chester County a distance of about 0.7 of a mile

Route 15235 Beginning at a point on Route 137 about one-half mile southeast of Brandywine Manor thence southerly in Brandywine Township to Route 15186 thence westerly to a point on Route 372 in Chester County a distance of about 1.6 miles

Clearfield County

Route 17118 Beginning at a point on Route 17072 near the DuBois City line thence in an easterly direction through Sandy Township to a point on Route 17016 near the Brooks School in Clearfield County a distance of about 1.6 miles

Route 17119 Beginning at a point on Route 57 just east of the Clearfield Borough line thence southwesterly on Woodland Road in Lawrence Township to the Clearfield Borough line in Clearfield County a distance of about 0.7 of a mile

Route 17120 Beginning at a point on the eastern line of Clearfield Borough at Clark Street thence in a general southeasterly direction in Lawrence Township to a point on Route 17038 in Clearfield County a distance of about 1.6 miles

Route 17121 Beginning at a point on Route 57 at Mineral Springs thence in a general southeasterly direction through Bradford and Boggs Township via Bigler to the western line of Wallaceton Borough and from the south line of Wallaceton Borough southerly and southeasterly in Boggs Township crossing Route 57 to a point on Route 57 about 1.5 miles north of West Decatur in Clearfield County a distance of about 6.4 miles

Route 17122 Beginning at a point on Route 57 near Pleasant Hill thence northwesterly through Decatur and Boggs Townships to a point on Route 57 near West Decatur in Clearfield County a distance of about 3.4 miles

Route 17123 Beginning at a point on Route 17043 about 1.0 mile southeast of Route 857 thence northeasterly through Gulich Township crossing Route 857 at Jamesville to a point on Route 276 in Clearfield County a distance of about 0.9 of a mile

Clinton County

Route 18042 Beginning at a point on the Lock Haven City-Castanea Township line thence northeast through Castanea Woodward Dunnstable and Pine Creek Townships to a point on Route 23 east of Charlton in Clinton County a distance of about 5.5 miles

Route 18043 Beginning at a point on Route 58 about 0.5 of a mile west of Lamar thence south in Porter Township to a point on Route 18006 in Clinton County a distance of about 0.30 of a mile

Route 18044 Beginning at a point on Route 18008 near the Centre-Clinton County line thence southeast in Porter Township to a point on Route 58 about 0.75 mile east of Lamar in Clinton County a distance of about 2.70 miles

Route 18045 Beginning at a point on Route 18010 about .2 of a mile north of Route 219 thence northeasterly and northwesterly crossing Route 18010 to a road intersection thence northeasterly to a point on Route 18010 in Bald Eagle Township Clinton County a distance of about 0.7 of a mile

Columbia County

Route 19116 Beginning at a point on the southern line of Centralia Borough thence southerly and southwesterly in Conyngham Township to a point on Route 19052 in Columbia County a distance of about 0.8 of a mile

Cumberland County

Route 21092 Beginning at a point on Route 708 thence southerly in East Pennsboro Township to the Camp Hill Borough line at Seventeenth Street in Cumberland County a distance of about 0.1 of a mile

Route 21093 Beginning at a point on Route 416 near Glen Allen School thence northeasterly through Upper Allen and Lower Allen Townships to a point on Route 21014 near Rossmoyne in Cumberland County a distance of about 1.7 miles

Dauphin County

Route 22077 Beginning at a point on the south line of Royalton Borough thence in a southeasterly direction in Londonderry Township to the Lancaster County line in Dauphin County a distance of about 2.7 miles

Elk County

Route 24029 Beginning at a point on Route 24009 in village of Dagus Mines and extending in a southeasterly southerly and westerly direction in Fox Township to a point in Route 24024 about 0.5 mile north of its intersection with Route 24009 in Elk County a distance of about 3.3 miles

Erie County

Route 25118 Beginning at a point on Route 25018 near the McKean-Mill Creek Township line thence in a northeasterly and easterly direction through McKean Mill Creek and Summit Townships to a point on Route 258 at its intersection with the Hershey Road thence in a northeasterly direction through Summit Township to a point on Route 351 near the Mill Creek Township line in Erie County a distance of about 3.2 miles

Route 25119 Beginning at a point on Route 86 about 1.75 miles west of Girard Borough at Schultz Corners thence in a northerly and northeasterly direction in Girard Township through Todds Corners and Elk Park Corners to the southwest line of North Girard Borough in Erie County a distance of about 1.4 miles

Fayette County

Route 26159 Beginning at a point on the Fayette City Borough line thence in a northeasterly direction in Washington Township to a point on Route 26011 near Mill Run in Fayette County a distance of about 1.45 miles

Route 26162 Beginning at a point on Route 113 about 0.3 of a mile southeast of the Brownsville Borough line thence easterly in Redstone Township to Route 26165 in Fayette County a distance of about 1.6 miles

Route 26166 Beginning at a point on Route 26151 near Independent Church thence easterly in Bullskin Township to Route 26176 in Fayette County a distance of about 0.4 of a mile

Route 26167 Beginning at a point on Route 26044 just south of Route 26046 thence southeasterly in Bullskin Township to the Springfield Township line just south of the Saltlick Township line in Fayette County a distance of about 2.5 miles

Route 26168 Beginning at a point on Route 26167 just west of the Springfield Township line thence southeasterly in Bullskin Township to a point on the Bullskin-Springfield Township line in Fayette County a distance of about 0.4 of a mile

Route 26169 Beginning at the north city line of Uniontown at Gallatin Street thence in a general northeasterly direction in North Union Township to Route 117 just east of Bethelboro in Fayette County a distance of about 3.7 miles

Route 26170 Beginning at a point on Route 26073 at Canaan School thence southeasterly in Wharton Township to a point on Route 26113 at Five-Forks in Fayette County a distance of about 2.4 miles

Route 26171 Beginning at a point on Application 2406 at Wiggins thence southeasterly and northeasterly in Wharton Township to a point on Route 26061 about 0.4 of a mile southeast of Schaffer School in Fayette County a distance of about 2.7 miles

Route 26172 Beginning at a point on Route 26068 at Nicolay thence northwesterly and northeasterly in Stewart and Springfield Townships to a point on Route 26084 about 1.8 miles west of the Somerset County line in Fayette County a distance of about 4.5 miles

Route 26173 Beginning at a point on Route 26172 in Springfield Township about 0.6 of a mile northeast of the Stewart Township line thence southeasterly to the Somerset County line in Fayette County a distance of about 0.6 of a mile

Route 26174 Beginning at a point on the north line of Fayette City Borough thence northwesterly in Washington Township to Route 26136 at Marion School in Fayette County a distance of about 0.6 of a mile

Route 26175 Beginning at a point on Route 247 about 0.45 of a mile northwest of Fairhope thence northwesterly in Washington Township to the Westmoreland County line in Fayette County a distance of about 0.3 of a mile

Route 26176 Beginning at a point on Route 26150 near the Pleasant Valley Country Club thence in a general northerly direction in Bullskin Township to a point on Route 26050 about 0.75 of a mile east of Pittstown in Fayette County a distance of about 2.6 miles

Forest County

Route 27024 Beginning at a point on Route 27002 about 0.6 of a mile southwest of the Venango-Forest County line thence in a northeasterly direction to a point on Route 511 at Stewart's Run in Harmony Township Forest County a distance of about 1.3 miles

Franklin Ciunty

Route 28078 Beginning at a point on Route 28005 about 2.8 miles southeast of St. Thomas thence northeasterly through St Thomas Township to Route 28052 in Franklin County a distance of about 1.75 miles

Route 28079 Beginning at the eastern end of Application 230 about 2 miles southeast of Marion just south of the Guilford-Antrim Township line thence in a northeasterly direction through Antrim and Guilford Townships to the intersection of Route 588 in Franklin County a distance of about 2.6 miles

Route 28080 Beginning at a point on Route 28032 east of Clay Hill and running northeasterly and north through Antrim Quincy and Guilford Townships to Route 588 at Grindstone Hill in Franklin County a distance of about 4.2 miles

Route 28081 Beginning at a point on Route 28062 at Wayne Castle and running northeasterly through Wash-

ington and Quincy Townships to intersection of Route 588 at Five Forks in Franklin County a distance of about 2.85 miles

Route 28082 Beginning at a point in St Thomas on Route 37 just west of Route 28005 thence southwesterly and southeasterly through St Thomas and Peters Townships via Rock Dale to intersect Route 28065 west of Williamson in Franklin County a distance of about 6 miles

Route 28083 Beginning at a point on Route 341 about 0.66 of a mile southwest of Markes thence southeasterly and easterly crossing the Pennsylvania Railroad to Route 28037 south of Lemasters in Franklin County a distance of about 1.3 miles

Route 28084 Beginning at a point on Route 28038 south of Gap Road thence northeasterly to Route 28002 northwest of Markes in Franklin County a distance of about 1.2 miles

Route 28085 Beginning at a point on Route 28005 about 0.85 of a mile northwest of St Thomas thence northeasterly to the St Thomas-Hamilton Township line at Route 28006 in Franklin County a distance of about 3.6 miles

Greene County

Route 30120 Beginning at a point on Route 30072 near the Franklin-Washington Township line thence in a northerly and northwesterly direction through Franklin and Washington Townships to a point on Route 325 about 1.5 miles south of Ruff Creek Greene County a distance of about 1.4 miles

Route 30121 Beginning at a point on Route 30048 about 0.5 miles west of the intersection of Route 30048 and Route 109 thence in a northwesterly direction through Morris Township to a point on Route 30070 about 2 miles south of Beulah Church in Greene County a distance of about 2.4 miles

Route 30122 Beginning at a point on Route 256 near Wiley thence in a northeasterly direction in Richhill Township through Hewitt to a point on Route 30118 about 0.5 miles northwest of Durbin in Greene County a distance of about 3.7 miles

Huntingdon County

Route 31101 Beginning at a point on Route 31051 near the Alexandria Borough-Porter Township line thence northwesterly through Porter Township to a point on Route 55 near Waterstreet in Huntingdon County a distance of about 1.14 miles

Route 31102 Beginning at a point on Route 192 near the Lone Star School thence in a southerly direction through Union Township to a point on Route 31027 near Mapleton Depot in Huntingdon County a distance of about 1.2 miles

Route 31103 Beginning at a point near the Wood-Todd Township line at the end of Application 4973 thence in a northeasterly direction through Wood and Todd Townships to a point on Route 31013 near Eagle Foundry in Huntingdon County a distance of about 1.66 miles

Route 31104 Beginning on Route 56 about four-tenths of a mile southeast of the Centre County line thence northeasterly in Franklin Township to the Centre County line in Huntingdon County a distance of about 0.3 of a mile

Indiana County

Route 32158 Beginning at a point on Route 981 near Davis School thence in a southwesterly direction in South Mahoning Township to a point on Route 189 northwest of Beyer in Indiana County a distance of about 2.5 miles

Lancaster County

Route 36179 Beginning at a point on Route 36098 north of Octorare thence easterly in Sadsbury Township to the Chester County line in Lancaster County a distance of about 0.01 of a mile

Route 36180 Beginning at a point on Route 36080 near its intersection with Route 36005 thence easterly in Drumore Township to a point on Route 36007 near Hensel in Lancaster County a distance of about 0.7 of a mile

Route 36181 Beginning at a point on Route 36092 about 0.4 of a mile south of Route 136 thence easterly in Fulton and Little Britain Townships to a point on Route 36093 in Lancaster County a distance of about 0.3 of a mile

Lawrence County

Route 37081 Beginning at a point on Route 37003 thence northerly in North Beaver Township to the south line of Bessemer Borough a distance of about 0.7 of a mile

Lehigh County

Route 39115 Beginning at a point on Route 226 thence in an easterly direction through Lynn and Heidelberg Townships to a point on Route 39063 near its intersection with Route 39110 in Lehigh County a distance of about 0.9 of a mile

Route 39116 Beginning at a point on Route 39054 at Peters Stores thence northeasterly through Washington Township to a point on Route 163 at Hoffman in Lehigh County a distance of about 2 miles

Route 39117 Beginning at a point on Route 39076 about one mile west of Colesville thence northwesterly in Upper Sancon and Salisbury Townships to a point on Route 39013 about one-half mile west of Goffs in Lehigh County a distance of about 1.6 miles

Route 39118 Beginning at a point on Route 39117 about 0.2 of a mile north of Route 39076 thence northeasterly in Upper Sancon Township to the Salisbury Township line in Lehigh County a distance of about 0.5 of a mile

Luzerne County

Route 40130 Beginning at a point on Route 40052 approximately 0.7 miles east of the Kingston-Exeter Township line thence southeasterly and southwesterly in Exeter Township to the Exeter Borough line in Luzerne County a distance of about 1.55 miles

Route 40131 Beginning at the intersection of Routes 11 and 40053 thence easterly in Dallas Township to Route 40054 in Luzerne County a distance of about 1.8 miles

Lycoming County

Route 41133 Beginning at a point on Route 41044 about 2.4 miles north of Route 41046 thence northwesterly through Loyalsock and Eldred Townships to a point on Route 41045 south of Quaker Hill and from a point on Route 41045 north of Quaker Hill northerly through Eldred Township to Route 41044 about 0.25 of a mile southeast of North Eldred School in Lycoming County a distance of about 4.4 miles

Route 41134 Beginning at a point on Route 41091 about 0.5 of a mile west of Route 41028 thence in a northwesterly direction through Woodward and Anthony Townships about .9 of a mile thence in a westerly direction to Route 41026 about 0.75 of a mile from the Woodward Township line in Lycoming County a distance of about 1.60 miles

Route 41135 Beginning at a point on Route 41091 about 1.15 miles from Route 41026 thence in a northwesterly direction to a point on Route 41134 in Lycoming County a distance of about 0.7 of a mile

Route 41136 Beginning at a point on Route 18 about .35 of a mile east of the intersection of Routes 18 and 41045 thence in a northerly direction through Loyalsock Township over Tinsman Avenue to an intersection with Lincoln Avenue Lycoming County a distance of about .52 of a mile

Route 41137 Beginning at a point on Route 41046 about 0.16 of a mile east of the intersection of Routes 41045 and 41046 thence in a northeasterly direction through Loyalsock Township to an intersection with Route 41133 in Lycoming County a distance of about 3.4 miles

Route 41138 Beginning at a point on Route 353 in the village of Brookside thence in a northwesterly direction to the Cogan House-Pine Township line thence through Pine Township in a northeasterly direction to a point on Route 106 about 2 miles northwest of the village of Brookside in Lycoming County a distance of about 2.4 miles

Route 41139 Beginning at a point on the eastern Muncy

Borough line at Penn Street thence northeasterly through Muncy Creek Township to Route 41121 in Lycoming County a distance of about 0.2 of a mile

Route 41140 Beginning at a point on Route 41061 about .5 of a mile northeast of Route 41054 thence in an easterly direction to a point on Route 41095 about 0.5 of a mile south of Lime Bluff in Muncy Creek Township Lycoming County a distance of about 1.3 miles

Mercer County

Route 43017 Beginning at a point on the south line of Mercer Borough just west of Route 43017 thence southerly in East Lackawannock Township to the village of Hope Mills in Mercer County a distance of about 2.1 miles

Mifflin County

Route 44037 Beginning at a point on Route 44029 about 0.2 of a mile north of Lewistown Borough thence northwesterly in Derry Township via Kline School to the Burnham Borough line in Mifflin County a distance of about 0.9 of a mile

Monroe County

Route 45084 Beginning at a point on the East Stroudsburg Borough line at King Street thence northerly in Stroud Township to a point on Route 45060 in Monroe County a distance of about 0.1 of a mile

Northampton County

Route 46098 Beginning at a point on Route 48067 near its intersection with Route 48048 thence easterly in East Allen and Hanover Townships to a point on Route 48046 in Northampton County a distance of about 1.2 miles

Northumberland County

Route 49112 Beginning at a point on Route 49007 about 0.1 of a mile east of the Dauphin-Northumberland County line thence northerly and westerly through Jordan and Lower Mahanoy Townships to a point on Route 336 near Route 49003 in Northumberland County a distance of about 2.5 miles

Route 49113 Beginning at a point on Route 336 about 0.1 of a mile south of Mahantango Creek thence easterly trough Little Mahanoy Township to the intersection with Route 49013 about 0.2 of a mile southeast of Hunters Station in Northumberland County a distance of about 2.6 miles

Route 49114 Beginning at a point on Route 49022 about 3.0 miles west of Augustaville thence south through Lower Augusta Township to its intersection with Route 49023 in Northumberland County a distance of about 1.6 miles

Route 49115 Beginning at a point on Route 49023 near Resler thence northeasterly through Lower Augusta and Rockefeller Township to the intersection of Route 49022 about 0.1 mile west of Augustaville in Northumberland County a distance of about 2.10 miles

Route 49116 Beginning at a point on Route 161 near Stonington thence in a general northeasterly direction to a road intersection about one-half mile south of Deibler thence easterly through Shamokin and Ralpho Townships to a point on Route 283 near Shamrock in Northumberland County a distance of about 5.9 miles

Route 49117 Beginning at a point on Route 182 in South Danville thence westerly in Gearhart Township on D & H Avenue to the Riverside Borough line in Northumberland County a distance of about 0.5 of a mile

Route 49118 Beginning at a point on Route 49053 about 0.4 miles east of its intersection of State Highway Route 18 thence in a southeasterly direction through West Chillisquaqe Township for a distance o fabout 1.8 miles thence in a northerly direction to an intersection with Route 49055 in Northumberland County a distance of about 2.2 miles

Route 49119 Beginning at a point on Route 49064 at its intersection with Application 359 in the village of Springtown thence in a southwesterly direction through Delaware Township to its intersection with Route 49098 and Route 49061 in Northumberland County a distance of about 1.10 miles

Route 49120 Beginning at a point on the Schuylkill-Northumberland County line Route 53085 thence in a general northerly direction through upper Mahanoy Township to a point on Route 49010 in the village of Lock Kill in Northumberland County a distance of about 3.1 miles

Schuylkill County

Route 53107 Beginning at a point on Route 53094 near the east line of Gordon Borough thence in an easterly direction through Butler Township to a point on Route 893 about 1.2 miles southeast of Fountain Springs in Schuylkill County a distance of about 1.1 miles

Route 53108 Beginning at a point on Route 199 about 0.7 mile west of Tower City thence in a westerly direction through Porter Township to the Dauphin County line in Schuylkill County a distance of about 0.5 of a mile

Route 53109 Beginning at a point on Route 53069 about 0.6 mile southwest of Nuremberg thence in a westerly and southwesterly direction through North Union Township to a point on Route 53091 near the Columbia County line in Schuylkill County a distance of about 3.5 miles

Route 53110 Beginning at a point on Route 53066 near the Union-East Union Township line thence in a southerly and southwesterly direction through Union Township to a point on Route 755 about 1.5 miles southwest of Erbs in Schuylkill County a distance of about 2.9 miles

Route 53111 Beginning at a point on Route 53086 about 0.9 mile south of Ashland thence in a southwesterly direction to Barry Station thence in a westerly and northerly direction through Butler and Barry Townships to a point on Route 53083 about 0.2 of a mile east of Lavelle in Schuylkill County a distance of 3.2 miles.

Snyder County

Route 54065 Beginning at a point on Route 25 about 0.2 of a mile east of the Penn-Middlecreek Township line thence in a southerly and southeasterly direction through Penn Township to a point on Route 54041 near Kantz in Snyder County a distance of about 3.10 miles

Route 54066 Beginning at a point on Route 28 at the McClure Union Cemetery thence in a westerly direction through West Beaver Township to a point on the Snyder-Mifflin County line in Snyder County a distance of about 1.30 miles

Somerset County

Route 55156 Beginning at Route 119 about 0.75 of a mile northwest of Route 55077 thence in a southwesterly direction in Quemahoning Township to a point on the northwest borough line of Stoyestown in Somerset County a distance of about 0.5 of a mile

Route 55157 Beginning on the south side of Route 50 between Somerfield and Addison thence in an easterly direction in Addison Township to the western borough line of Addison in Somerset County a distance of about 1.0 miles

Sullivan County

Route 56043 Beginning at a point on Route 321 at the intersection of Route 56005 Spur E thence easterly through Shrewsbury Township to a point on the Eagles Mere Borough line in Sullivan County a distance of about .4 of a mile

Route 56044 Beginning at a point on Route 19 in the village of Sonestown thence northerly through Davidson Township to a point on the north side of Big Run creek in Sullivan County a distance of about 1.3 miles

Route 56045 Beginning at a point on Route 610 about .2 of a mile east of Shunk thence southeasterly about 1.2 miles thence northeasterly through Fox Township to a point on Route 610 about .1 of a mile west of the intersection of Route 56032 in Sullivan County a distance of about 2.4 miles

Susquehanna County

Route 57137 Beginning at a point on Route 468 in Apolacon Township thence in a southeasterly direction to

Route 944 in Susquehanna County a distance of about 0.5 of a mile

Tioga County

Route 58116 Beginning at a point on Route 58008 about 2.33 miles north of its intersection with Route 103 thence in a northwesterly and westerly direction through Brookfield Township to a point on Route 58007 about 0.65 of a mile south of its intersection with Route 58009 in Tioga County a distance of about 3.1 miles

Route 58117 Beginning at a point on Route 59042 about 0.42 of a mile east of Charleston thence in an easterly direction through Charleston Township crossing Route 58044 to a point on Route 21 about 0.67 of a miles east of Ashley's Corners in Tioga County a distance of about 2.4 miles

Route 58118 Beginning at a point on Route 212 about 0.5 of a mile west of Route 58086 thence in a northerly direction through Sullivan Township to a point on Route 58062 about 0.1 of a mile west of Route 58067 in Tioga County a distance of about 1.0 mile

Route 58119 Beginning at a point on Route 103 about 0.12 of a mile west of intersection of Route 58050 thence in a southwesterly direction through Nelson and Farmington Townships in Tioga County for a distance of 3.0 miles

Route 58120 Beginning at a point on Route 58038 about 1.0 mile west of Route 58040 thence in a northerly and northwesterly direction through Charleston Township to a point on Route 21 about 1.0 miles northeast of Route 58038 in Tioga County a distance of about 1.3 miles

Route 58121 Beginning at a point on Route 58038 about 1.9 miles south of Route 58040 thence in a westerly and northerly direction through Charleston Township to a point on Route 58038 about 0.75 of a mile west of Route 58040 in Tioga County a distance of about 2.2 miles

Venango County

Route 60076 Beginning at a point on Route 581 about one mile north of Rockland thence westerly in Rockland Township to the village of Coal City in Venango County a distance of about 4.4 miles

Warren County

Route 61064 Beginning at the eastern terminus of Route 88 Spur in the village of Columbus thence easterly in Columbus Township to a point on Route 61018 in Warren County a distance of about 2.4 miles

Washington County

Route 62199 Beginning at a point on Route 62142 about one-half mile north of Burnsville thence in a northeasterly direction through West Finley Township to a point on Route 62137 near Good Intent in Washington County a distance of about 3.00 miles

Route 62200 Beginning at a point on Route 519 thence in a northerly direction through West Pike Run Township to the intersection of Routes 62016 and 62093 in Washington County a distance of about 1.0 miles

Route 62201 Beginning near the intersection of Routes 62107 and 62127 thence in an easterly direction through Buffalo and Canton Townships to a point on Route 62159 approximately 0.5 mile from the Washington City line in Washington County a distance of about 2.7 miles

Westmoreland County

Route 64262 Beginning at a point on Route 64039 about one mile east of Route 64053 thence northerly in Derry Township to a point on Route 64057 about .75 of a mile south of Route 68 in Westmoreland County a distance of about 2 miles

Route 64263 Beginning at a point on the southeast line of Derry Borough thence in a general easterly direction through Derry Ligonier and Fairfield Townships to a point on Route 64237 near Route 64156 in Westmoreland County a distance of about 7.2 miles

Section 3 The highways established as State highways under the provisions of this act may be taken over for construction and maintenance at any time subsequent to the final enactment of this act when the same shall become effective and shall be taken over not later than the first day of January one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reynolds,
Baker,	Fullerton,	Lyons,	Riley,
Barrett,	Gaffney,	Madden,	Robertson,
Barton,	Gallagher,	Madigan,	Rose,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Royer,
Bentzel,	Gibson,	McAtee,	Rudisill,
Boles,	Goodling,	McClester,	Salus,
Bonawitz,	Gore,	McCormack,	Scanlon,
Boney,	Grant,	McDowell,	Schuster,
Boorse,	Green,	McKinney,	Serrill,
Boory,	Greenwood,	McLanahan,	Shaffer,
Bower,	Greer,	McMillen,	Shoemaker,
Brancato,	Guthrie,	McNair,	Skale,
Breisch,	Gyger,	McNally,	Sloan,
Brice,	Haberlen,	Mihm,	Smith,
Brothers,	Hall,	Mikula,	Snider,
Brown,	Hamilton,	Miller,	Snyder,
Brunner, C. H.,	Hare,	Milliken,	Sollenberger,
Brunner, P. A.,	Haudenshield,	Mills,	Sorg,
Burns,	Heatherington,	Modell,	Stank,
Cadwalader,	Helm,	Mooney,	Stockham,
Chervenak,	Hennihan,	Moore, C. E.,	Stonier,
Chudoff,	Hering,	Moore, W. J.,	Stuart,
Cohen,	Herman,	Moran,	Swope,
Coleman,	Hersch,	Moser,	Tahl,
Cook,	Hewitt,	Munley,	Tate,
Cooper,	Hoffman,	Murray, M. L.,	Tittle,
Corrigan,	Hoggard,	Murray, P. G.,	Trachtman,
Costa,	Hoopes,	Myhan,	Trent,
Coulson,	Howells,	Nelson,	Trout,
Coyle,	Hunter,	O'Brien,	Turbett,
Cullen,	Huntley,	O'Connor,	Turner,
Dague,	James,	O'Dare,	Varallo,
Dalrymple,	Jones,	O'Donnell,	Verona,
Dennison,	Kennedy,	O'Neill,	Wachhaus,
Depuy,	Kirley,	Owens,	Wagner,
Dillon,	Kline,	Pentrack,	Waterhouse,
Dix,	Kolankiewicz,	Petrosky,	Watkins,
Dougherty,	Komorofski,	Pettigrew,	Weiss,
Duffy,	Krise,	Pickens,	Welsh,
Dye,	Kurtz,	Polaski,	Wescott,
Elder,	Lane,	Polen,	White,
Elish,	Laughner,	Powers,	Wood, L. H.,
Erb,	Lee,	Propert,	Wood, N.,
Ewing,	Leisey,	Readinger,	Worley,
Finnerty,	Leonard,	Reagan,	Wright,
Flack,	Levy,	Reese, D. P.,	Yeakel,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yester,
Foor,	Loftus,	Regan,	Fiss,
Fox,	Longo,	Reidenbach,	Speaker.
Freed,	Lopez,	Reilly,	

NAYS—1

Nagel,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 958, as follows:

An Act to further amend section two of the act approved

the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance b ythe Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act and its amendments are hereby deleted as indicated or amended to read as follows

[Beginning at the intersection of Second Street and Booth Street thence northerly on Booth Street to the intersection of Booth and Ninth Streets in the city of Chester Delaware County a distance of about 0.4 of a mile]

[Beginning at a point on the Upland Borough-Chester City line thence southerly along the Chester City-Chester Township line to an intersection with Concord Avenue on the Chester City-Chester Township line a distance of about 0.20 of a mile]

Section 2 Said act is hereby further amended by adding thereto the following new routes

Beginning at the intersection of Seventh Street and Fourth Avenue thence over Seventh Street Third Avenue and Eleventh Street to the intersection of Eleventh Street and Fourth Avenue in the city of New Kensington a distance of about 0.5 of a mile

Beginning at the intersection of South Irvin Avenue and Budd Street thence over Budd Street to the intersection of Budd and South Dock Streets in the city of Sharon Mercer County a distance of about .6 of a mile

Beginning at the intersection of State Street and South Irvin Avenue thence westerly on State Street to the Ohio State line in the city of Sharon Mercer County a distance of about .3 of a mile

Beginning at the North Union Township-Uniontown City line at Gallatin Street thence southwesterly on Gallatin Street to the intersection of Gallatin and Fayette Streets in the city of Uniontown Fayette County a distance of about 1.0 mile

Section 3 The streets established as State highways under the provisions of this act may be taken over for construction and maintenance at any time subsequent to the approval of this act but shall be taken over not later tha nthe first day of January one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boles,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered. That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 959, as follows:

An Act to further amend section two of the act approved the seventh day of May one thousand nine hundred thirty-seven (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by section two of the act approved the seventh day of May one thousand nine hundred thirty-seven (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" as amended by the act approved the tenth day of July one thousand nine hundred forty-one (P. L. 345) are hereby further amended to read as follows

Section 2 The city streets to be taken over under the provisions of this act in the cities hereinafter named shall be designated by numbers to be hereafter assigned by the Secretary of Highways and are situated and described as follows

In the City of Philadelphia

Section 2 Section two of said act as so amended is hereby further amended by adding thereto the following new routes

Beginning at the intersection of Grant and Frankford Avenues thence northwesterly over Grant Avenue to the intersection of Grant and Bustleton Avenues a distance of about three miles

Section 3 This act shall become effective on the first day of January one thousand nine hundred forty-six

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 833, entitled:

An Act creating a legislative commission to promote physical fitness through physical training athletic sports recreation camping and education imposing duties and conferring power upon such commission imposing duties upon the Department of Public Instruction and making an appropriation

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. HARE. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1089, as follows:

An Act making real estate owned by the Commonwealth or any agency thereof subject to local taxes in certain cases and providing for the payment of such taxes by the Commonwealth or the agency thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All real estate heretofore or hereafter acquired by the Commonwealth or any agency thereof which is used for any purpose other than State purposes or for the use benefit or welfare of the public shall on and after the first day of January one thousand nine hundred forty-six be subject to all taxes to which such real estate would be subject if held under private ownership Such taxes shall be payable by the Commonwealth or the proper agency thereof to the various political subdivisions entitled thereto

Section 2 Each collector of taxes for any political subdivision whose duty it is to collect taxes assessed and levied against any real estate owned by the Commonwealth and made taxable under this act shall mail a statement of such taxes to the Auditor General who shall prepare requisitions therefor and the amount thereof shall be paid to such tax collector in the usual manner The tax assessed and levied against any real estate owned by any agency of the Commonwealth shall be collected from such agency

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Heatherington,	Mills,	Sollenberger,
Burns,	Haudenshield,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 293, as follows:

An Act providing for the appointment and expenses of a commission of nine persons to study revise and codify the law relating to decedents estates and to fiduciaries and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 There is hereby created a commission consisting of nine members to study and revise and codify the law relating to decedents estates and to fiduciaries and to report the same to the General Assembly The Governor shall appoint three members of said commission said members to be persons learned in the law and at least one of whom shall be an Orphan's Court Judge of the Commonwealth three members are to be selected by the President pro tempore of the Senate from among the members of the Senate and three members are to be selected by the Speaker of the House from among the members of the House of Representatives

Section 2 The members of the commission shall receive no compensation for their services but shall be reimbursed for all expenses necessarily incurred in the performance of their duties

Section 3 The Governor shall designate the chairman of the commission The commission may appoint such as-

sistants as it shall think best at such reasonable compensations as it shall determine

Section 4 To carry out the purposes of this act the sum of twenty thousand dollars or so much thereof as may be necessary is hereby specifically appropriated to the commission for the payment of the expenses of the members and for the payment of the compensation and expenses deemed necessary and proper by the commission Payments from said appropriation shall be made on requisitions of the chairman of the commission by warrant of the Auditor General on the State Treasurer

Section 5 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood L. H.,
Ewing,	Leisey,	Propert,	Wood N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 734, as follows:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims where the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgment thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any county city borough incorporated town township school district poor district or county institution district has heretofore failed to file in the office of the prothonotary of the county any tax claim or municipal claim assessed against any property within the time limit required by law for such filing whereby the lien of such tax or municipal claim is lost or has heretofore filed any tax claim or municipal claim assessed against any property and in such claim has described the property against which the claim was assessed only by the name of the owner and the distance from a given point or has heretofore filed in the office of the prothonotary of the proper county any tax or municipal claim and the county city borough incorporated town township school district poor district or county institution district has not within the period of five years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment or has not done so in time or in the case of a tax or municipal claim has within said period of five years filed a suggestion of nonpayment and an averment of default or whenever any writ of scire facias has been issued to reduce any such claim to judgment and by reason of defense or any other court proceedings or by reason of failure to file a praecipe on time judgment has not been entered within the period of five years after the date on which such writ was issued or whenever any such tax or municipal claim has been reduced to judgment and the county city borough incorporated town township school district poor district or county institution district has not within the period of five years after the date on which such judgment was entered or within five years after the date on which such judgment was last revived filed a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same then in any such case any such county city borough incorporated town township school district poor district or county institution district may within one year after the effective date of this act file such tax or municipal claim or amend such claim so as to properly describe the property against which the claim is assessed or issue or reissue its praecipe for a writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in case a writ of scire facias has been issued but the same has not been reduced to judgment within five years from the date of issuance issue its praecipe for an alias writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in the case of a tax or municipal claim where no judgment has been entered file a suggestion of nonpayment and an averment of default or in case judgment has been entered on a tax or municipal claim either file a suggestion of nonpayment and an averment of default or issue its praecipe for a writ of scire facias on any such judgment and pro-

ceed to judgment in the manner provided by law to obtain judgments of revival and such claim or judgment so entered or revived shall be a valid claim or judgment and be a lien upon the real estate upon which it was assessed or upon which it was a lien at the time the claim was filed or the judgment was entered and said claim or judgment may be revived or further revived and collected as other claims or judgments upon tax or municipal claims are revived and collected Provided however That the lien of any such claim or judgment shall not attach or reattach against any real estate transferred to any purchaser before such claim is filed or during the time when the lien of any such tax or municipal claim or judgment was lost nor shall the lien of any such claim or judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the county city borough incorporated town township school district poor district or county institution district to file such claim or to properly describe the property against which the claim was assessed or to sue out the writ of scire facias or file a suggestion of nonpayment and an averment of default within the five year period or was entered of record during the time the lien of such tax or municipal claim or judgment was lost nor shall any such lien so revived impair or affect the priority of the lien of any mortgage or other lien which was entered prior to the tax or municipal claim or which gained priority during the time such lien was not revived or was not effective

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Verona,
Dennison,	Kennedy,	O'Donnell,	Varallo,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Ewing,	Lee,	Powers,	Wood, L. R.,
Erb,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 25, as follows:

An Act to assist young men and women of the Commonwealth to obtain a higher education providing for competitive examinations placing certain duties upon the Department of Public Instruction and repealing certain laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of assisting young men and women of the Commonwealth to obtain a higher education the Commonwealth will award competitive four year scholarships fifteen hundred to be awarded each year for undergraduate study leading to a bachelor's degree which scholarships shall be usable in any college or university in the Commonwealth approved by the State Council of Education provided the holders of such scholarships shall be acceptable to the colleges or universities they desire to attend These scholarships shall be valid in any accredited graduate or professional school in the Commonwealth to which the holders of the same may elect to transfer with the approval of the Department of Public Instruction

Section 2 These scholarships shall be available to citizens of Pennsylvania who have been residents within the Commonwealth for a period of one year prior to the taking of the examination herein provided for and are graduates of secondary schools accredited by the Department of Public Instruction or who possess an education which in the opinion of the Department of Public Instruction is equivalent to that of a graduate of an accredited secondary school of the Commonwealth of Pennsylvania and who shall not at the time of the examination have been in attendance at any college or university

Section 3 Each scholarship shall have a value not exceeding three hundred fifty dollars ($350) for tuition instruction necessary textbooks laboratory and academic fees for a college year of two sixteen-week terms or its equivalent but not to exceed fourteen hundred dollars ($1400) for the full college course The scholarships shall be used for tuition and other above mentioned academic fees regularly charged to students but shall not include charges for social activities and intercollegiate athletics and not more than fifty percent of the same may be used for room and board in any one academic year A person receiving a scholarship under this act shall not be entitled to receive a scholarship under any other act

Section 4 Appointment to such scholarships shall be made by the Department of Public Instruction and persons entitled to such appointment shall be determined by competitive examinations to be conducted under the supervision of the Department of Public Instruction No distinction shall be made by reason of sex race color or

creed in awarding these scholarships Due notice of examinations to be held under the provisions of this act shall be given in such manner as the Department of Public Instruction may prescribe

Section 5 Scholarships shall be proportionately allotted to the counties according to their respective populations as shall have been determined by the last preceding United States decennial census but each county of this Commonwealth shall receive at least one scholarship each year

Section 6 The Department of Public Instruction shall have authority and its duty shall be to make reasonable rules and regulations concerning the competitive examinations for scholarships and the granting retention and termination of scholarships as well as educational qualifications necessary for admittance to the competitive examinations such examinations shall not be limited to scholastic subjects but shall also be based on scholarship attainment general aptitude and future outlook of the applicant

Section 7 The Act approved the eighteenth day of July one thousand nine hundred nineteen (P. L. 1044) is hereby repealed but this repeal shall not affect any scholarship heretofore awarded under and by authority of said act

Section 8 This act shall become effective immediately upon final enactment and shall continue in effect until after the awarding of the scholarships in the year one thousand nine hundred fifty-one but all scholarships awarded will continue to their termination

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ROOT. May I interrogate either one of the sponsors of this bill?

The SPEAKER pro tempore. Will one of the sponsors permit himself to be interrogated?

Mr. CADWALADER. I shall, Mr. Speaker.

Mr. ROOT. Will the gentleman turn to page 3 of the bill and kindly explain to the House the purpose of the amendment, lines 22 to 24?

Mr. CADWALADER. This is not my amendment, Mr. Speaker. It was put in by the Committee. My idea of what we meant to do, instead of giving a man a scholarship for scholastic attainment, they pick someone who might be a good athlete or a good leader among men.

Mr. ROOT. Will the gentleman from Montgomery tell me whether he is in favor of this amendment?

Mr. CADWALADER. Do I think it is a proper amendment?

Mr. ROOT. Yes, Mr. Speaker.

Mr. CADWALADER. I took it as a perfectly good amendment, yes.

Mr. ROOT. I thank the gentleman. Mr. Speaker, the bill has a sound and a meritorious purpose, but in view of these amendments which I hope the Members of this House will read, it says

> Examinations shall not be limited to scholastic subjects but shall be based on scholarship attainments, general aptitude and future outlook of the applicant.

Mr. Speaker, this opens the door wide to all sorts of political munipulations, and the man who will operate the awarding of this scholarship under this amendment, if he does not like the face of the applicant or the future outlook of the applicant or his general aptitude he does not have to pass that applicant.

Each and everyone of us who are acquainted with scholarship examinations heretofore know that the written examination was the only test, that is the only proper test, and why this amendment was inserted to permit these munipulations is beyond my understanding. I believe this bill in its present form should be either amended or defeated

Mr. TAHL. Mr. Speaker, may I interrogate the gentleman from Montgomery, Mr. Cadwalader, the sponsor of this bill.

The SPEAKER pro tempore. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. CADWALADER. I shall, Mr. Speaker.

Mr. TAHL. Will the gentleman explain what he means by "shall also be based on scholarship attainments?"

Mr. CADWALADER. Mr. Speaker, I would think that would merely mean a man that stands high and also a good leader among his own friends in school.

Mr. TAHL. And what does "scholarship attainment" mean?

Mr. CADWALADER. I would say a man who attains high scholarship.

Mr. TAHL. Mr. Speaker, does not that mean a man that has a high rating in his class?

Mr. CADWALADER. A high standing, yes.

Mr. TAHL. Then why is that needed when the examinations are on the basis of those who get high marks, should get the scholarship? Why do you add this to the bill.

Mr. CADWALADER. I do not say that I did, Mr. Speaker.

Mr. TAHL. Then does the gentleman think it is superfulous?

Mr. CADWALADER. Wait just a minute. The reason we agreed to have that amendment in there is simply because if a man stands high in his class in college or school, is also a good athlete, a good leader among his own class, I think we will get a better type.

Mr. TAHL. Well now, what does the gentleman mean by a better type?

Mr. CADWALADER. You get a higher standard of man.

Mr. TAHL. How is it to be determined who is of a higher type and who is not expect by the marks that he has attained? Isn't that the way to determine the standing of a man, by the marks he has received from his school? Isn't it the way to determine the standing of a man by his scholaric mark that he received from the school?

Mr. CADWALADER. I wouldn't say so, Mr. Speaker.

Mr. TAHL. What does the gentleman think should determine the man's standing other than his records in the schools?

Mr. CADWALADER. I think you would want good marks, and if he is somewhat of an athlete that would go a long way.

Mr. TAHL. And how are you going to determine that from examinations?

Mr. CADWALADER. I am not going to determine that.

Mr. TAHL. How is anyone going to determine that? Who is the person who is going to determine all these activities and the things that you want to determine?

Mr. CADWALADER. I think that is very easy.

Mr. TAHL. Will the gentleman please explain how?

Mr. CADWALADER. Mr. Speaker, I do not think anybody can explain it. That is common sense.

Mr. TAHL. Then will the gentleman tell us?

Mr. CADWALADER. I don't think anybody can.

Mr. TAHL. Will the gentleman explain how anybody can determine the future outlook of an applicant?

Mr. CADWALADER. I don't think you can determine it absolutely, but you use your judgment when you pick them.

Mr. TAHL. In other words you are going to let somebody decide the things that nobody else can decide?

Mr. CADWALADER. May I say to the gentleman that you cannot decide these things by rule or law; you have to leave it to somebody's judgment.

Mr. TAHL. Whose judgment are you going to leave it to? In other words you are going to have it decided without any proper measure of examination; is that right or isn't it?

Mr. CADWALADER. Mr. Speaker, scholarships will be awarded on the basis of examination and general aptitude tests.

Mr. TAHL. And what is an aptitude test? How are you going to measure that by any examination?

Mr. CADWALLADER. I am not going to measure it.

Mr. TAHL. How is any person who is going to give the examination going to measure the one who is given an aptitude test?

Mr. CADWALADER. Common sense, Mr. Speaker.

Mr. TAHL. Isn't the system actually based on the idea to keep a pupil out of the school by using the aptitude test?

Mr. CADWALADER. I would not say so, Mr. Speaker.

Mr. Sollenberger said he would like to say a few things, and I yield to him.

The SPEAKER pro tempore. Will the gentleman from Blair permit himself to be interrogated?

Mr. SOLLENBERGER. I shall, Mr. Speaker.

Mr. TAHL. Mr. Speaker, I will put the same questions to him that I put to the gentleman from Montgomery. Will the gentleman explain them?

Mr. SOLLENBERGER. I will answer the gentleman's questions, Mr. Speaker.

Mr. TAHL. Will the gentleman kindly explain how anyone can tell the future outlook of an applicant.

Mr. SOLLENBERGER. Mr. Speaker, I presume that ninety to ninety-five percent of the secondary schools in Pennsylvania have their records of the activities of the children anywhere from the sixth grade through and including the twelfth grade. In those records it shows aptitude of the pupil, the inclination of the pupil, both from the standpoint of their I. Q. or intelligence quotient and from their desire to walk in a certain road in life.

In other words, in aptitude tests you test the pupil to find out whether he would be good material for an engineer or a doctor or a lawyer or a teacher or a laborer or any activity in life. We have many, many aptitude tests, and they are now rather accurate.

Mr. TAHL. Mr. Speaker, is the gentleman then going to reply upon the records of the school?

Mr. SOLLENBERGER. Not necesarily. The college, under this bill, would have the right, of course, to interpert the remarks made by the supervising principal or the superintendent which are sent to the college, and of course, they naturally have their right to choose or reject; that is true.

Mr. TAHL. In other words, the candidate will have to be lucky to get the scholarship, isn't that right?

Mr. SOLLENBERGER. No, Mr. Speaker, I would think that is not correct. The answer to the entire amendment is this, and to this question, that it is possible for a boy or girl to be highly intelligent but would not be worthy of a scholarship from two angles, first the parents might be quite wealthy, and we ought not to use the scholarships for the wealthy; secondly, the boy or the girl might not be the type of person to go to college to take up certain work because of the general conduct and the record that is found in the office of the superintendent or supervising principal, and that is money spent by the State which should not be spent.

Mr. TAHL. In other words, you are giving wide discretion to the person who is going to conduct these examinations to determine whether or not a certain candidate should or should not get the scholarship, despite the fact that he might have attained a high average in examinations, isn't that correct?

Mr. SOLLENBERGER. No, not necessarily. I think you will find that the final examination would have practically the same result as the scholarship, but then the other two records would also be considered by the college or by the secondary school that is examining the applicant.

Mr. TAHL. Is the gentleman aware that at the present time the University of Pennsylvania is holding competitive examinations for various scholarships? Is he aware of that?

Mr. SOLLENBERGER. Yes, Mr. Speaker.

Mr. TAHL. Do any of the rules of those examinations provide anything like the amendments in this bill.

Mr. SOLLENBERGER. To give the gentleman a direct answer, Mr. Speaker, I could not do that, but there is not a week that I myself do not write out a recommendation for boys and girls of our high schools, and I assure the gentleman the most intelligent are not chosen by any means, because the recommendation does not always go in that line. We are trying to get high class citizens as well as highly educated pupils in these positions.

Mr. TAHL. Mr. Speaker, I thought that when the State is going to spend this money it is going to give a chance to the poor boys or girls who have the ability to pass the examinations, who have the brains to study in college. I did not think this bill was going to be a football of politics or anything else. If you want to spend the money of the State and set up some dictator or some arbitrary person to handle these scholarships and hand them out because he has a friend here or there, go ahead and do it. I will never vote for this kind of a bill. This should be a bill to give every boy and girl a fair chance, not to set up certain contigencies where a certain boy or girl could be turned down just because you do not like the face or the boy's name.

Mr. STOCKHAM. I think that the position that the gentleman from Philadelphia has just taken is not the point and the intent of this amendment. It is intended, as the committee believed when these subjects were discussed and studied at much length, that such an amendment as this gave an opportunity to the average intelli-

gent school boy or girl an opportunity as against the brilliant child who would attain directly by scholastic attainments that scholarship.

May I point out to this House that at Fort Monmouth, where the Federal Government trains soldiers for specific work, that they have a course that operates first for eleven weeks. Those men who pass that course in eleven weeks then are sent on; those who do not are allowed twelve weeks, and those who have not attained it then go on to thirteen weeks. Now, what is the purpose of that sort of set up on the part of the army? Frankly this, one man is able to grasp and to hold in eleven weeks that subject matter and has accomplished all that is needed to make him perfect or to perfect him in that work, while another man takes twelve and another may take thirteen, and it is something on that principle and that basis that such thoughts as have been built into this amendment give the average child as against the brilliant child an equal opportunity.

Mr. LANE. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Cadwalader.

The SPEAKER pro tempore. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. CADWALADER. I shall.

Mr. LANE. Mr. Speaker, I would like to ask the gentleman if under the provisions of this bill a winner of the scholarship award can use any portion of this award for the purpose of attending a State Teachers College.

Mr. CADWALADER. That is correct, Mr. Speaker.

Mr. LANE. I thank the gentleman. I am going to vote for the bill.

Mr. CHUDOFF. Mr. Speaker, I would like to interrogate the gentleman from Blair, Mr. Sollenberger.

The SPEAKER pro tempore. Will the gentleman from Blair permit himself to be interrogated?

Mr. SOLLENBERGER. I shall.

Mr. CHUDOFF. I would like to ask the gentleman from Blair whether or not a boy or girl would be prevented from going to a professional school like the Philadelphia School of Pharmacy or the Pennsylvania State College of Optometry directly through one of these scholarships?

Mr. SOLLENBERGER. Mr. Speaker, in reply to the gentleman if that part of the school gives a baccalaureate degree that boy or girl may enter any one of these colleges.

Mr. CHUDOFF. Under this bill would it be possible for a boy or girl to go directly to a professional school that did not give a Doctor's Degree without attending college first?

Mr. SOLLENBERGER. No, I think not. It must be a school that gives a baccalaureate degree.

Mr. CHUDOFF. I should like to know from the gentleman from Blair whether or not the committee feels it is fair to compel a boy or girl to go to a school and get a Doctor's degree when they desire to study for a subject not giving a degree.

Mr. SOLLENBERGER. Mr. Speaker, the committee discussed that rather extensively, and from the information we received or that we gathered, we felt that this ought to be confined definitely to those universities and colleges that give the baccalaureate degree.

Mr. CHUDOFF. I should like to know further from the gentleman from Blair, Mr. Speaker, the reason why the committee felt that way, if there was a reason.

Mr. SOLLENBERGER. Mr. Speaker, the various schools that give a baccalaureate degree require high school graduates of the equivalent thereof for entrance, and some of the other schools that were mentioned do not require that. This will keep the scholarship on a high plane by keeping it among graduates of secondary schools and only entrants into schools with the baccalaureate degree.

Mr. CHUDOFF. Mr. Speaker, I believe in one of the speeches the Governor made to the Legislature he stated that he would like to see a bill of this type passed. I feel that it is good legislation and it is a worthwhile thing for boys and girls of the Commonwealth. Nevertheless, these amendments appear to be rather confusing, and I do not think it is fair to the boy or girl who wishes to study a profession in a school that does not give a baccalaureate degree to be prevented from doing so by this bill. I believe this objection probably could be straightened out by a discussion with the proponents of the amendments.

MOTION TO POSTPONE

Mr. CHUDOFF. I move, Mr. Speaker, that this bill be placed on the final passage postponed calendar.

On the question,

Will the House agree to the motion?

Mr. CADWALADER. Mr. Speaker, I oppose this motion. The time is getting short now. If you are going to do anything with the bill we have got to do it now. I object to any postponement.

On the question recurring,

Will the House agree to the motion?

It was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. FREED. Mr. Speaker, I would like to interrogate the gentleman from Blair, Mr. Sollenberger.

The SPEAKER pro tempore. Will the gentleman from Blair permit himself to be interrogated?

Mr. SOLLENBERGER. I shall.

Mr. FREED. Mr. Speaker, will this amendment allow school teachers to give the proper average to the pupils instead of forcing the marks?

Mr. SOLLENBERGER. Mr. Speaker, the inference in that statement of course has to be questioned. I am not or do not have any brief for the school teachers, but I would say that that is a far-fetched thought, that a teacher in one town is going to give marks that the child does not deserve, either higher or lower, when all the town or township high schools in the entire county will be taking the examination. That would not be practical to try to cheat for a child in your own schools because there may be a dozen others or even more in the same county that would be higher than those children. Those marks would not affect that when it comes to these examinations.

Mr. FREED. Do I interpret that, that athletics will give them a credit as well as scholastic standing? Would athletics give them a credit in this particular amendment?

Mr. SOLLENBERGER. No. Mr. Speaker, not so far as your scholastic standing is concerned, but that would be true so far as the valuation of the entire three phases of the amendment are concerned, but should not and would not have overwhelming control.

Mr. FREED. In the opinion of the gentleman, does he believe that the teachers are in favor of this particular amendment?

Mr. SOLLENBERGER. Of course, Mr. Speaker, I can only speak for one, and there are sixty thousand one hundred forty-six others according to the 1943 record which I could not speak for. If the gentleman wants to know my personal opinion as to whether the teachers would do that or not I would have to say no. I feel teachers are not that unfair.

Mr. FREED. That is all, Mr. Speaker.

I believe that by this amendment your teachers would be worthy of a lot of things back home in their classrooms as they have been. My knowledge tells me from the times I have attended different school board and school district meetings they are being compelled to do things that they don't like to do, and this amendment relieves them from that. For that reason I am going to vote for this bill.

Mr. SKALE. Mr. Speaker, I feel that this amendment destroys the competitive feature of this bill. By that I mean the competitive feature as it was originally intended by this bill.

I have listened attentively to the interrogations, and I find that the proponents have labored hard to try to defend these amendments, but I feel they have not convinced me at least that this amendment would carry out the original intention of a worthy competitive bill for the persons for whom this type of legislation was intended. It does not make any difference to me whether the student is poor or rich or whether he is athletically inclined or not; the purpose of this bill is to give higher education to those who can properly qualify from an educational standpoint.

This amendment almost entirely relieves the burden of scholastic attainment by way of education and permits a wide discretion by the person to whom this is entrusted, whether or not the applicant is worthy of a scholarship. As was probably pointed out by the gentleman from Philadelphia, Mr. Root, and the gentleman from Philadelphia, Mr. Tahl, if the examining board does not like the looks of the individual, does not like his appearance at the time he appears before the board for the test, he can be disqualified even though he attained a very high educational standard. I say that because I know of instances where institutions have refused a top-notch student because of this tricky clause called "aptitude attainment." This bill was written so that the scholarship would be granted and determined by competitive examination based on educational standards. Now we find the sneaker amendment inserted at this time which would eiminate almost entirely the basis of educational standards and scholastic attainment. The student who rates high educationally and low athletically could very well be refused a scholarship under this amendment. It may be that the proponents of this amendment and this bill, the way it stands now, will argue no, but I say to you from actual contact with applicants who have attempted to obtain admission into institutions where these tricky clauses were thrown into their faces were denied admission. I say to you ladies and gentlemen of the House, if we pass this bill with this type of an amendment then we are committing a fraud upon the worthy students who really want higher education.

I heard the gentleman from Blair, Mr. Sollenberger, say that this bill would tend to guide the applicant into the various professions. I say to the Members of the House that this bill is not intended to guide any applicant to any particular type of education or field or profession. It does not make any difference if a laborer wants higher education, because the purpose of this bill is to grant higher education if he has the ability and the knowledge to pass competitive examination based solely on educational standards and not also on athletics and aptitude. This clause reads "and future outlook of the applicant." That is made a part of the entire section and it cannot be separated. The language must be taken and read in its entirety and not separately, and if the examiner does not happen to agree with the applicant's future outlook then good-bye applicant. I say to the membership of this House that the bill put before us is bad, and if you pass it you are committing a fraud on the very people whom you wish to help. I ask and plead with the proponents of this bill to pass this bill over and give an opportunity to those peope who are interested in this bill to put it in proper shape. and I am sure that then we will all be for it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Andrews,	Freed,	Longo,	Regan,
Baker,	Frost,	Lopez,	Reidenbach,
Barrett,	Fullerton,	Lovett,	Reilly,
Barton,	Gaffney,	Lyons,	Reynolds,
Baumunk,	Gallagher,	Madden,	Riley,
Bentley,	Gardner,	Madigan,	Robertson,
Bentzel,	Getchey,	Mahany,	Rose,
Boies,	Gibson,	Matthews,	Royer,
Bonawitz,	Goodling,	McAtee,	Rudisill,
Boney,	Gore,	McClester,	Scanlon,
Boorse,	Grant,	McCormack,	Schuster,
Boory,	Green,	McDowell,	Serrill,
Bower,	Greenwood,	McKinney,	Shaffer,
Brancato,	Greer,	McLanahan,	Shoemaker,
Breisch,	Guthrie,	McMillen,	Sloan,
Brice,	Gyger,	McNair,	Smith,
Brothers,	Haberlen,	McNally,	Snider,
Brown,	Hall,	Milim,	Snyder,
Brunner, C. H.,	Hamilton,	Mikula,	Sollenberger,
Brunner, P. A.,	Hare,	Miller,	Sorg,
Burns,	Haudenshield,	Milliken,	Stank,
Cadwalader,	Heatherington,	Mills,	Stockham,
Chervenak,	Helm,	Mooney,	Stonier,
Cohen,	Hennihan,	Moore, C. E.,	Stuart,
Coleman,	Hering,	Moore, W. J.,	Swope,
Cook,	Herman,	Moran,	Tate,
Cooper,	Hersch,	Moser,	Tittle,
Corrigan,	Hewitt,	Munley,	Trachtman,
Costa,	Hoffman,	Murray, M. L.,	Trent,
Coulson,	Hoggard,	Murray, P. G.,	Trout,
Coyle,	Hoopes,	Myhan,	Turbett,
Cullen,	Howells,	Nelson,	Turner,
Dague,	Hunter,	O'Brien,	Varallo,
Dalrymple,	Huntley,	O'Connor,	Verona,
Dennison,	James,	O'Dare,	Wachhaus,
Depuy,	Jones,	O'Donnell,	Wagner,
Dillon,	Kennedy,	O'Neill,	Waterhouse,
Dix,	Kirley,	Owens,	Watkins,
Dougherty,	Kline,	Pentrack,	Weiss,
Duffy,	Kolankiewicz,	Petrosky,	Welsh,
Dye,	Komorofski,	Pettigrew,	Wescott,
Elder,	Krise,	Pickens,	White,
Elish,	Kurtz,	Polaski,	Wood, L. H.,
Erb,	Lane,	Polen,	Wood, N.,
Ewing,	Laughner,	Powers,	Worley,
Finnerty,	Lee,	Propert,	Wright,
Flack,	Leisey,	Readinger,	Yeakel,
Fleming,	Leonard,	Reagan,	Yester,
Foor,	Lichtenwalter,	Reese, D. P.,	Fiss,
Fox,	Loftus,	Reese, R. E.,	Speaker.

NAYS—8

Chudoff,	Modell,	Root,	Skale,
Levy,	Nagel,	Salus,	Tahl,

NOT VOTING—0

The majority required by the Constiution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. CHUDOFF offered the following reasons for his vote:

I vote against this bill not because the purpose of the bill is not a good one, but I do feel that the bar to allow the student to go to a professional or technical school of his choice is not fair to the student.

I also feel that the provision which allows a scholarship to a boy or girl without a real scholastic competitive examination, might allow politics to enter in the awarding of a scholarship.

Mr. SKALE offered the following reason for his vote:

I desire to be recorded as voting "No" on this bill. The Bill in its original form without the amendment on page 3 was sufficient to carry out the purpose and intent. This amendment, however, destroys that intent.

This Bill is based on competitive educational standards but the amendment changes it to include athletics, "aptitude and future outlook of the applicant."

The phrases "general aptitude" and future outlook of the applicant are so broad in their application that an applicant whose general appearance does not appeal to the Examining Board can be turned down even though he is otherwise a brilliant student.

The Bill without the amendment would be a good bill and I would vote for it. In its present form it is a mockery and a fraul upon the very people we want to help.

THE SPEAKER (Ira T. Fiss) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Philadelphia, Mr. Scanlon, for presiding.

SENATE BILL No. 502 TAKEN FROM TABLE

Mr. LICHTENWALTER. Mr. Speaker, I move Senate Bill No. 502, Printer's No. 294, together with the amendments which were laid on the table April 30, 1945, bill on second reading, be taken from the table.

The motion was agreed to.

Agreeably to order,

The House resumed the second reading and consideration of Senate Bill No. 502, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of cities parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace offiers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by revising and changing the provisions of said act relating to the times of registering electors and comparing and correcting the general and district registers

The first section was read.

On the question,

Will the House agree to the section?

Mr. CHUDOFF offered the following amendments:

Amend Sec. 1 (Sec. 17), page 3, line 26, by striking out the words "municipal or".

Amend Sec. 1 (Sec. 17), page 3, line 27, by striking out the light face bracket before the word "the".

Amend Sec. 1 (Sec. 17), page 3, line 29, by striking out the light face bracket after the word "the".

Amend Sec. 1 (Sec. 17), page 4, line 1, by striking out the light face brackets before the word "holding" and after the word "elections".

Amend Sec. 1 (Sec. 17), page 4, lines 20 and 21, by striking out the words "or municipal".

Amend Sec. 1 (Sec. 17), page 4, line 22, by striking out the light face bracket before the word "and" where it appears the first time.

Amend Sec. 1 (Sec. 17), page 4, line 23, by striking out the light face bracket after the word "election".

Amend Sec. 1 (Sec. 34), page 5, line 10, by striking out the light face bracket before the word "and".

Amend Sec. 1 (Sec. 34), page 5, line 11, by striking out the light face bracket after the word "election".

On the question,

Will the House agree to the amendments?

Mr. LICHTENWALTER. Mr. Speaker, I rise to oppose the amendments and ask that the Members of the House vote against the amendments offered by the gentleman from Philadelphia.

Mr. CHUDOFF. Mr. Speaker, I should like to interrogate the Chairman of the Elections Committee, the gentleman from Erie, Mr. Dalrymple.

The SPEAKER. Will the gentlefrom from Erie permit himself to be interrogated?

Mr. DALRYMPLE. I shall.

Mr. CHUDOFF. Mr. Speaker, I should like to know from the gentleman from Erie, Mr. Dalrymple, as to whether or not this bill, Senate Bill 502, affects Philadelphia only.

Mr. DALRYMPLE. Yes, it does, Mr. Speaker.

Mr. CHUDOFF. I should like to know from the gentleman from Erie as to whether or not under this bill in its present form without amendments the last day for registering will be fifty days before an election?

Mr. DALRYMPLE. That is right, Mr. Speaker.

Mr. CHUDOFF. I should like to know whether or not the gentleman knows that when primaries are held in the fall of the year for municipal elections sometimes fifty days do not intervene between the primary and municipal elections.

Mr. DALRYMPLE. The genteman will find that this is a duration measure and the primaries are held in June. The gentleman will find that if he checks the bill.

Mr. CHUDOFF. Does this bill provide that it will only be for the duration?

Mr. DALRYMPLE. That is right, Mr. Speaker.

Mr. CHUDOFF. For the June primaries?

Mr. DALRYMPLE. That is right.

Mr. CHUDOFF. I should like to know from the gentleman as to whether or not the County Commissioners Association of Pennsylvania is not trying to have the election law provide for a June primary after the war?

Mr. DALRYMPLE. Yes, they did, Mr. Speaker.

Mr. CHUDOFF. How will that effect the question of thirty-five days?

Mr. DALRYMPLE. I do not think that you would find that in the bill if the gentleman would read the bill. I do not think that that portion is in the bill.

Mr. CHUDOFF. I thank the gentleman.

Mr. Speaker, this bill is one of a series of amendments to the permanent registration law. In Pennsylvania, in all counties but Philadelphia the county commissioners take care of registration of electors. In Philadelphia we have a separate and distinct registration commission. I believe, Mr. Speaker, the purpose of this separate registration commission is due to the fact that there are more voters in Philadelphia than any other place in the Commonwealth, and they set up this commission because they felt that there are problems confronting the registration commission in Philadelphia that do not affect any other registration commission in the Commonwealth.

We feel that fifty days is necessary for the purpose of putting the registration records in order in both the Governors and the Presidential elections. However in a municipal election not as many people register to vote as they do in the Governor or Presidential election, and due to the fact that many of our voters are working in the war plants and finding it difficult to get time off to go either to the registration place in city hall or to the registration place in the field they should have at least fifteen days more to give them an opportunity to register there vote.

We feel if this bill is passed without amendment it will definitely take away a service that they should have. Under the circumstances I think if a war time measure is being passed it should be for the convenience of the public and not make it more difficult to register. Therefore, I ask the members of the House to vote for these amendments.

On the question recurring,

Will the House agree to the amendments?

They were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

QUESTION OF INFORMATION

Mr. O'BRIEN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. O'BRIEN. Will the Speaker inform the House what is required to take a bill off the table?

The SPEAKER. A motion is required.

Mr. O'BRIEN. How many votes are necessary?

The SPEAKER. A majority vote is necessary to take from the table.

Mr. O'BRIEN. Are not one hundred five votes necessary to take a bill from the table?

The SPEAKER. A majority vote is required to take the bill from the table.

Mr. O'BRIEN. That is one hundred five votes?

The SPEAKER. That is not necessary. A majority vote of those voting is required to take a bill from the table.

Mr. O'BRIEN. Does the Speaker say that a constitutional majority is not necessary.

The SPEAKER. That is correct.

Mr. O'BRIEN. Is it necessary that a majority of the Members be present?

The SPEAKER. A quorum must be present.

Mr. O'BRIEN. How do you determine a quorum without a roll call?

The SPEAKER. We have had roll calls all afternoon that indicate a quorum in the House.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 574, entitled:

An Act to amend section three of the act approved the fourth day of June one thousand nine hundred and fifteen (P. L. 828) entitled "An act to provide revenue by imposing a State tax upon sales or agreements to sell or memoranda of sales of stock and upon deliveries or transfers of shares or certificates of stock in domestic and foreign corporations copartnership associations and joint-stock associations providing the manner of collecting such tax and prescribing penalties" by providing an alternative method of collection of such tax

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 577, entitled:

An Act to amend section seven hundred eight and to further amend clause (f) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the time limitation for tagging big game controlling the removal and transportation of big game requiring report of such killing and providing penalties

The first section was read.

On the question,

Will the House agree to the section?

Mr. RAY L. RILEY offered the following amendment:

Amend Sec. 1 (Sec. 708), page 3, line 2, by striking out the word "deer".

Amend Sec. 1 (Sec. 708). page 3, line 3, by inserting after the word "male" the word: "deer".

They were agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 641, Printer's No. 483,

was passed over at the request of Mr. MAHANY.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 106, entitled:

An Act to further amend sections two hundred twenty, and two hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters, and the boundary lakes, and boundary rivers of the Commonwealth," increasing the resident fishing license fee; and limiting the use of the money derived from such increase

And said bill hving been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 717, entitled:

An Act authorizing the playing of certain sports on Sunday after certain hours where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. WHITE offered the following amendments:

Amend Section 2, page 1, line 6, by inserting after the part word "ing" the following: "or basket ball".

Amend Sec. 2, page 1, line 7, by inserting after the word "hockey" the following: "or basket ball."

Amend Sec. 2, page 1, line 8, by inserting after the part word "ing" the following: "or a place for the playing of basket ball."

Amend Sec. 2, page 2, line 6, by inserting after the word "skating" the following: "or basket ball."

Amend Sec. 2, page 2, line 7, by inserting after the word "hockey" the following "or basket ball."

Amend Sec. 2, page 2, line 8, by inserting after the word "skating" the following "or a place for the playing of basket ball."

Amend Sec. 2, page 2, lines 14 and 15, by striking out the words "the holding of ice skating ice skating exhibitions and the playing of ice hockey" and the inserting in lieu thereof: "the playing of such games or the giving or holding of such exhibitions."

On the question,

Will the House agree to the amendments?

Mr. LICHTENWALTER. Mr. Speaker, I rise to oppose these amendments and ask that they be voted down.

On the question recurring,

Will the House agree to the amendments?

They were not agreed to.

AMENDMENTS WITHDRAWN

Mr. WHITE. Speaker, I withdraw all my other amendments to this bill.

On the question recurring,

Will the House agree to the section?

Mr. HEATHERINGTON offered the following amendments:

Amend sec. 2, page 2, line 2, by inserting after the word "same" the following "or to conduct or operate a bowling alley or alleys."

Amend sec. 2, page 2, line 11, by inserting after the word "same" the following: "or to conduct or operate a bowling alley or alleys."

Amend sec. 2, page 2, line 15, by inserting after the word "hockey" the following: "or the operation of bowling alleys."

On the question,

Will the House agree to the amendments?

Mr. HEATHERINGTON. Mr. Speaker, I really think that to me and to a lot of members Sunday bowling is just as important to the House as hockey is to the Senate, and I ask for a roll call on the amendment to include Sunday bowling in Senate Bill 717.

PARLIAMENTARY INQUIRY

Mr. COHEN. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. COHEN. Do the rules of the House providing against a Member's voting who has a personal interest in a measure apply on a roll call vote for an amendment, and do the rules prohibit him from voting on a roll call on an amendment.

The SPEAKER. The Chair will read Rule 72 of the House:

> A member who has a personal or private interest in any measure or bill proposed or pending before the House will disclose that fact to the House and shall not vote thereon, as required by the Constitution, Article III, Section 33.

Mr. COHEN. Mr. Speaker, may I then instruct the Clerk not to record my vote either way because I have a personal interest in the measure before the House.

The SPEAKER. The gentleman will not be recorded, having stated that he has a personal interest.

Mr. ELDER. Mr. Speaker, I ask the Members of the House to vote down this amendment.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Mr. Heatherington and Mr. Cullen and were as follows:

YEAS—66

Andrews,	Dougherty,	Leonard,	Pentrack,
Baker,	Duffy.	Lopez,	Pettigrew,
Barrett.	Finnerty.	Lovett.	Polaski,
Bentzel,	Gaffney,	Matthews,	Powers,
Boies.	Gallagher,	McNally,	Reidenbach,
Boney,	Gore,	Mihm,	Reynolds,
Boory.	Grant,	Mikula,	Root,
Brancato,	Hamilton,	Mooney,	Scanlon,
Brown.	Heatherington,	Moore, W. J.,	Schuster,
Brunner, P. A.,	Hennihan,	Moran,	Shaffer,
Burns,	Herman,	Murray, M. L.,	Skale,
Cooper.	Hersch,	Myhan,	Snider,
Corrigan,	Hunter,	Nagel,	Weiss,
Coyle,	Huntley,	O'Brien,	Welsh,

Cullen,	Jones,	O'Connor,	White,
Dalrymple,	Komorofski,	Owens,	Yester,
Dillon,	Laughner,		

NAYS—109

Barton,	Fullerton,	Madden,	Serrill,
Baumunk,	Gardner,	Madigan,	Shoemaker,
Bentley,	Getchey,	Mahany,	Sloan,
Bonawitz,	Gibson,	McAtee,	Smith,
Boorse,	Goodling,	McClester,	Snyder,
Bower,	Greenwood,	McCormack,	Sollenberger,
Breisch,	Greer,	McDowell,	Sorg,
Brice,	Guthrie,	McKinney,	Stockham,
Brothers,	Gyger,	McLanahan,	Stonier,
Brunner, C. H.,	Haberlen,	McMillen,	Stuart,
Cadwalader,	Hall,	Miller,	Swope,
Chervenak,	Hare,	Milliken,	Tahl,
Coleman,	Haudenshield,	Moore, C. E.,	Tate,
Cook,	Helm,	Moser,	Tittle,
Coulson,	Hewitt,	Murray, P. G.,	Trout,
Dennison,	Hoffman,	Nelson,	Turbett,
Depuy,	Hoopes,	O'Dare,	Turner,
Dix,	Howells,	O'Donnell,	Wachhaus,
Dye,	James,	Pickens,	Wagner,
Elder,	Kennedy,	Propert,	Waterhouse,
Elish,	Kirley,	Reagan,	Watkins,
Flack,	Krise,	Reese, D P.,	Wescott,
Fleming,	Kurtz,	Reilly,	Wood, L. H.,
Foor,	Lee,	Riley,	Wood, N.,
Fox,	Leisey,	Robertson,	Worley,
Freed,	Lichtenwalter,	Royer,	Wright,
Frost,	Lyons,	Salus,	Yeakel,
			Fiss, Speaker.

NOT VOTING—32

Chudoff,	Hoggard,	Mills,	Regan,
Cohen,	Kline,	Modell,	Rose,
Costa,	Kolankiewicz,	Munley,	Rudisill,
Dague,	Lane,	O'Neill,	Stank,
Erb,	Levy,	Petrosky,	Trachtman,
Ewing,	Loftus,	Polen,	Trent,
Green,	Longo,	Readinger,	Varallo,
Hering,	McNair,	Reese, R. E.,	Verona,

So the question was determined in the negative and the amendments were not agreed to.

AMENDMENTS WITHDRAWN

Mr. HEATHERINGTON. Mr. Speaker I desire to withdraw the remainder of my amendments to this bill.

The section was agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Messrs. O'BRIEN and SCANLON offered the following amendments:

Amend Sec. 3, page 3, line 5, by striking out the words and figures "two per centum (2%)", and inserting in lieu thereof: "twenty per centum (20%)."

On the question,

Will the House agree to the amendments?

Mr. LICHTENWALTER. Mr. Speaker, I ask that the House vote against the amendments.

Mr. O'BRIEN. Mr. Speaker, I just want to point out for the information of the House that the referendum on Sunday movies is now twenty per cent, and most of the referendums are along those lines. In the interest of consistency I think the Members of the House should accept these amendments.

On the question recurring,

Will the House agree to the amendments?

The SPEAKER declared the noes appeared to have it.

Whereupon, a division was called for, fifty-six Members having voted in the affirmative and eight-two in the negative, the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

AMENDMENTS WITHDRAWN

Mr. O'BRIEN. Mr. Speaker I desire to withdraw the remainder of the amendments to section 5.

The fourth section was read and agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

MOTION TO RECOMMIT

Mr. HEATHERINGTON. Mr. Speaker, I move that this bill be recommitted to the Committee on Law and Order for the purpose of further study.

On the question,

Will the House agree to the motion?

Mr. ELDER. Mr. Speaker, I object to that motion and ask that the Members vote it down.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I rise to a parliametnary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. Is a motion to recommit debatable, Mr. Speaker.

The SPEAKER. The motion is debatable within the limits of the motion, of course.

Mr. ANDREWS. Mr. Speaker, this bill because of its peculiar, if not devious history deserves the scrutiny of the House Law and Order Committee, which I understand it has not had. The trail of this bill goes back to the Senate where a measure of this character was referred to the Committee on Forests and Water, Game and Fish, to pass upon a municipal problem. I say that this measure has had a peculiar history and deserves the scrutiny of the House Law and Order Committee because it has borne to this time a charmed life. It was referred to the Committee on Forests and Waters, Game and Fish on April 17, and such was the compulsion, the strange compulsion behind this measure that it emerged from the Committee on Forests and Waters, Game and Fish on April 18. The Fish Committee gets the Hockey Bill on the 17. The distinguished Senate gets a Hockey Bill on the 18. And, it comes over to our own chaste chamber. And does it go to the Law and Order Committee? It does not. Where should a bill affecting the morality of a community, and the Clergy say this bill affects the morality of a community, go if not to the Law and Order Committee? The Clergymen who have written to me, as they have doubtless written to you, have written in protest against the speed with which this marvelous bill, referred to Fish and Game in the beginning, has made its way through both Chambers. They feel and I feel that somewhere along the line those interested in what the Clergy have to say, what the people that are interested in Sunday observance have to say—I do not agree with all of them, but I respect them enough to accord them a hearing, and I would not think of putting a bill that does affect them into Game and Forest and Waters and Fish.

This bill belongs back in your Law and Order Committee because it has had a trail of slime. This bill is worth twenty-five thousand dollars to some party's campaign fund and it is not my party. That is why the haste—there has been so much haste—and that is why this bill should go back to your own Law and Order Committee to be given proper consideration.

Mr. ELDER. Mr. Speaker, the gentleman from Cambria, Mr. Andrews, made the statement that this bill might affect somebody's campaign fund to the extent of twenty-five thousand dollars———

POINT OF ORDER

Mr. HEATHERINGTON. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny will state it.

Mr. HEATHERINGTON. What business are we under now?

The SPEAKER. A motion to recommit.

Mr. HEATHERINGTON. Or a roll call?

The SPEAKER. A motion to recommit. The roll call has not been started. The gentleman from Lycoming is in order. He may proceed.

Mr. ELDER. Mr. Speaker, I ask the Members of the House to vote down the motion to recommit this bill.

Mr. HEATHERINGTON. Mr. Speaker, to make sure of the record I ask that the roll be verified.

The yeas and nays were required by Mr. Andrews and Mr. Cullen, and were as follows:

Messrs. Heatherington, Andrews and Lovett asked for a verification of the roll.

The roll was verifieed and was as follows:

YEAS—76

Andrews,	Getchey,	McKinney,	Robertson,
Barrett,	Goodling,	McMillen,	Rudisill,
Bentzel,	Gore,	McNair,	Schuster,
Boies,	Greenwood,	Miller,	Skale,
Bonawitz,	Greer,	Milliken,	Sloan,
Boney,	Hamilton,	Mooney,	Snider,
Boory,	Heatherington,	Moore, W. J.,	Snyder,
Brothers,	Hennihan,	Murray, M. L.,	Sollenberger,
Chervenak,	Hoopes,	Myhan,	Stockham,
Coyle,	Hunter,	Nagel,	Stuart,
Cullen,	James,	O'Brien,	Swope,
Dougherty,	Jones,	O'Donnell,	Trent,
Duffy,	Krise,	Owens,	Waterhouse,
Elish,	Kurtz,	Pentrack,	Wescott,
Finnerty,	Lovett,	Pettigrew,	Wood, N.,
Foor	Madigan,	Pickens,	Worley,
Fullerton,	Matthews,	Polaski,	Wright,
Gaffney,	McClester,	Readinger,	Yeakel,
Gallagher,	McDowell,	Reidenbach,	Fiss, Speaker.

NAYS—80

Baker,	Dye,	Leonard,	Reilly,
Bentley,	Elder,	Levy,	Reynolds,
Boorse,	Fleming,	Lichtenwalter,	Riley,
Bower,	Fox,	Loftus,	Root,
Brancato,	Freed,	Lyons,	Royer,
Brice,	Frost,	Madden,	Salus,
Brown,	Gardner,	Mahany,	Serrill,
Brunner, C. H.,	Gibson,	McCormack,	Shaffer,
Burns,	Grant,	McNally,	Shoemaker,
Cadwalader,	Guthrie,	Mihm,	Smith,
Cohen,	Hall,	Mikula,	Sorg,
Coleman,	Haudenshield,	Moran,	Stonier,
Cook,	Helm,	Moser,	Tahl,
Cooper,	Hersch,	Munley,	Tate,
Corrigan,	Hewitt,	Murray, P. G.,	Tittle,
Costa,	Howells,	O'Connor,	Trout,
Coulson,	Kirley,	O'Dare,	Turner,
Dennison,	Kline,	Powers,	Watkins,
Depuy,	Kolankiewicz,	Propert,	Weiss,
Dillon,	Laughner,	Reese, D. P.,	Wood, L. H.,
			Yester,

NOT VOTING—51

Barton,	Haberlen,	Lopez,	Regan,
Baumunk,	Hare,	McAtee,	Rose,
Breisch,	Hering,	McLanahan,	Scanlon,
Brunner, P. A.,	Herman,	Mills,	Stank,
Chudoff,	Hoffman,	Modell,	Trachtman,
Dague,	Hoggard,	Moore, C. E.,	Turbett,
Dalrymple,	Huntley,	Nelson,	Varallo,
Dix,	Kennedy,	O'Neill,	Verona,
Erb,	Komorofski,	Petrosky,	Wachhaus,
Ewing,	Lane,	Polen,	Wagner,
Flack,	Lee,	Reagan,	Welsh,
Green,	Leisey,	Reese, R. E.,	White,
Gyger,	Longo,		

So the question was determined in the negative and the motion was not agreed to.

(During the verification of the roll).

Mr. HUNTLEY. Mr. Speaker, I voted present.

The SPEAKER. The gentleman cannot vote present. The gentleman is required to vote for or against the motion.

Mr. HUNTLEY. I don't know how to vote, Mr. Speaker. I think it ought to come to the Law and Order Committee, but I don't want to vote it there, to my Committee.

The SPEAKER. How does the gentleman vote?

Mr. HUNTLEY. Aye.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The sixth, seventh, eighth and ninth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 103.

An Act making an appropriation to the Department of Property and Supplies for additions repairs and improvements to the buildings and grounds of the Pennsylvania Soldiers and Sailors Home at Erie.

Referred to the Committee on Appropriations.

SENATE BILL No. 175.

An Act to further amend sections four ten twelve sixteen seventeen and twenty and to amend section fifteen of the act approved the fourteenth day of June one thousand nine hundred twenty-three (P. L. 710) entitled "An act allowing and regulating boxing and sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by further regulating boxing sparring and wrestling matches and exhibitions.

Referred to the Committee on State Government.

SENATE BILL No. 296.

An Act providing that taxes levied by political subdivisions of the Commonwealth on real estate of service persons shall not bear interest or be subject to penalties; and providing for abatement of certain accrued interest and penalties

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 410.

An Act relating to and regulating the care and maintenance of children away from their parents providing for the certification and licensing of child welfare organizations and foster homes imposing duties and conferring powers upon the Department of Welfare imposing duties upon juvenile courts prohibiting certain advertising and prescribing penalties.

Referred to the Committee on Welfare.

SENATE BILL No. 528.

An Act to further amend section fourteen of the act approved the thirty-first day of March one thousand eight hundred seventy-six (P. L. 13) entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" by eliminating the salary of county surveyors in counties having less than two hundred fifty thousand and more than one hundred fifty thousand inhabitants.

Referred to the Committee on Counties.

SENATE BILL No. 623.

An Act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 668.

An Act to further amend clause (a) of section five hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting petitions for refunds to be made within three years of the final judgment of a court of competent jurisdiction holding an act to be unconstitutional or erroneously interpreted.

Referred to the Committee on Judiciary General.

SENATE BILL No. 674.

An Act to further amend section thirty of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to livestock poultry and game birds by dogs and for livestock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" increasing the maximum amounts of payments by the State in certain cases.

Referred to the Committee on Agriculture.

SENATE BILL No. 702.

An Act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name style or designation unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring non-resident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence requiring county commissioners at the expense of the county to provide books or other means of reproduction for the entry of such applications requiring the cancellation of such application on the withdrawal from the business providing methods therefor fixing the fees of the Secretary of the Commonwealth and the prothonotary and providing penalties.

Referred to the Committee on Judiciary General.

SENATE BILL No. 723.

An Act to amend subsection (a) and further amend subsection (b) of section nine of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the

board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board of investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further regulating judicial review.

Referred to the Committee on State Government.

SENATE BILL No. 724.

An Act to further amend subsection (b) of section seven of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the rights of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by making further provisions for designation and selection of representatives for purposes of collective bargaining.

Referred to the Committee on State Government.

SENATE BILL No. 725.

An Act to amend clause (f) of subsection (1) of section six of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further defining and limiting unfair labor practices.

Referred to the Committee on State Government.

SENATE BILL No. 740.

An Act to further amend clause (c) of section seven of the act approved the first day of June one thousand nine hundred and thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by limiting investigations made to determine representatives in certain cases.

Referred to the Committee on State Government.

SENATE BILL No. 750.

An Act authorizing the Department of Welfare with the approval of the Governor to establish additional institutions or to relocate present institutions for the care and treatment of persons afflicted with mental disorders or for the detention of persons sentenced by the courts authorizing the Department of Property and Supplies to acquire by purchase or condemnation certain sites for such institutions and to improve or erect buildings thereon providing for the administration of relocated or new institutions and empowering the Board of Commissioners of Public Grounds and Buildings to dispose of institutions no longer used.

Referred to the Committee on State Government.

SENATE BILL No. 437.

An Act empowering authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania providing the procedure therefor providing for the operation of such bridges as free bridges after acquisition and making an appropriation.

Referred to the Committee on Highways.

SENATE BILL No. 438.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund" as reenacted and amended by adding to section five a new clause making the moneys in the Motor License Fund available for the acquisition of toll bridges located wholly within Pennsylvania.

Referred to the Committee on Highways.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 385, entitled:

An Act to amend paragraph two of subdivision (b), and to add a new paragraph thirteen to subdivision (c) of section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing domestic stock and mutual fire and marine and casualty insurance companies to make insurance against all risk of loss of or damage to personal property

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. KLINE offered the following amendment:

Amend Sec. 2 (Sec. 202), page 4, line 6, by inserting a dark face bracket after the word "hazard".

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 604, entitled:

An Act providing for and regulating the contractural powers of school districts during the period of the present wars in which the United States is engaged and until six months after proclamation by the President of the United States that hostilities in such wars have ceased.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 656, Printer's No. 516 and

Senate Bill No. 657, Printer's No. 515,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 616, entitled:

An Act to amend section two thousand four and to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto"; permitting additional hours of service by policemen and firemen for the duration of the present war and providing for overtime pay for such work

The first section was read.

On the question,

Will the House agree to the section?

Mr. COHEN offered the following amendment:

Amend Sec. 1 (sec. 2004), page 2, line 15, by inserting after the word "service" the following: "at the same rate as paid for regular service".

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. COHEN offered the following amendment:

Amend sec. 2 (sec. 2103), page 3, line 25, by inserting after the word "service" the following:: "at the same rate as paid for regular service".

It was agreed to.

The section was agreed to as amended.

Mr. KRISE offered the following amendment adding a new section:

Amend the bill, page 4, by inserting after line 17, the following: "Section 3. The provisions of this act shall become effective immediately upon final enactment."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 757, entitled:

An Act to further reenact and amend the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 563) entitled "An act to add section two thousand two and one tenth to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establsh and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' providing for cooperation of State Teachers Colleges at the request of the State Council of Defense with other agencies in furthering national defense programs and activities" extending the effective period thereof substituting the Department of Public Instruction and the Governor for the State Council of Education and placing additional duties and powers upon the trustees of State Teachers Colleges

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 658, Printer's No. 518, and

Senate Bill No. 718, Printer's No. 517,

were passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 717, entitled:

An Act further amending and supplementing the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State department boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by adding to Article III Section three hundred two thereof a new subsection to be designated as (sixteen) empowering every business corporation to make contributions out of its income in any taxable year for public and charitable purposes to an amount which does not exceed fifteen per centum (15%) of the net income of such business corporation for such taxable year as returned by it to the Federal Government for income tax purposes and ratifying contributions heretofore made

On the question,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. SORG. Mr. Speaker, I move that the vote by which House Bill No. 717, Printer's No. 500, was agreed to on third reading be reconsidered.

Mr. LICHTENWALTER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Elk, Mr. Sorg vote on the motion?

Mr. SORG. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Lehigh, Mr. Lichtenwalter, vote on the motion?

Mr. LICHTENWALTER. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring.

Will the House agree to the bill on third reading?

Mr. SORG. Mr. Speaker, I ask unanimous consent to offer amendments as this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend the title to the act by striking out with bold-faced brackets the following: "[to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year as returned by it to the Federal Government for income tax purposes];" and inserting in lieu thereof the following: "to the extent authorized, approved or ratified by the by-laws of such corporation or by resolution of its shareholders."

Amend the last line of the title by striking out with bold-face brackets after the word "ratifying" the following: "[contributions heretofore made]," and inserting in lieu thereof the following: "certain contributions."

Amend Section 1, page 4, line 9 by striking out with bold-faced brackets after the word "legislation" the following: "[to an amount in]."

Amend Section 1, page 4, by striking out with bold-faced brackets lines 10, 11 and 12.

Amend Section 1, page 4, line 13 by striking out with bold-faced brackets at the beginning of the line, before the word "All" the following: "[Government for income tax purposes]" and inserting in lieu thereof the following: "to the extent in the aggregate authorized, approved or ratified by the by-laws of the corporation or by resolution of its shareholders."

Amend Section 1, page 4, line 13 by inserting at the end of the line after the word "made" the following: "heretofore or."

Amend Section 1, page 4, line 14 by inserting after the word "the" and before the word "passage" the following: "next annual meeting of the shareholders held after the."

Amend Section 1, page 4, line 16 by striking out with bold-faced backets after the word "purposes" and before the word "prescribed" the following: "[and within the limitations]."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 732, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commisions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" creating in the Department of Welfare boards of trustees for certain penal correctional and delinquent defective institutions defining their powers and duties and changing the powers and duties of certain other penal correctional and defective delinquent institutions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As much as applies to the Department of Welfare of section two hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and

reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-sixth day of March one thousand nine hundred forty-five (Act No 35) is hereby further amended to read as follows

Section 202 Department Administrative Boards Commissions and Officers The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective departments mentioned in the preceding section as follows

* * * * *

In the Department of Welfare

State Council for the Blind
Board of Trustees of Eastern State Penitentiary which upon the establishment of the Medium Security Prison at Graterford shall thereafter be known as the Board of Trustees at Graterford
Board of Trustees of Western State Penitentiary
[Board of Trustees of Pennsylvania Industrial School which upon the completion of the present Pennsylvania Industrial School at Huntingdon for the reception care maintenance detention employmet and training of defective delinquents shall thereafter be known as the] Board of Trustees of Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon shall thereafter be known as the Board of Trustees at Huntingdon
Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania
Board of Trustees at Rockview
Board of Trustees of the Pennsylvania Training Schools for Girls
Board of Trustees of State Industrial Home for Women
Board of Trustees of Pennsylvania Training School at Morganza
Board of Trustees of Pennsylvania Training School at Kis-Lyn Luzerne County Pennsylvania
Board of Trustees of Allentown State Hospital
Board of Trustees of Danville State Hospital
Board of Trustees of Farview State Hospital
Board of Trustees of Harrisburg State Hospital
Board of Trustees of Norristown State Hospital
Board of Trustees of Warren State Hospital
Board of Trustees of Wernersville State Hospital
Board of Trustees of Torrance State Hospital
Board of Trustees of Ashland State Hospital
Board of Trustees of Blossburg State Hospital
Board of Trustees of Allentown State Hospital
Board of Trustees of Coaldale State Hospital
Board of Trustees of Connellsville State Hospital
Board of Trustees of Hazleton State Hospital
Board of Trustees of Locust Mountain State Hospital
Board of Trustees of Nanticoke State Hospital
Board of Trustees of Philipsburg State Hospital
Board of Trustees of Scranton State Hospital
Board of Trustees of Shamokin State Hospital
Board of Trustees of Laurelton State Village
Board of Trustees of Pennhurst State School
Board of Trustees of Polk State School
Board of Trustees of Selinsgrove State Colony for Epileptics

Section 2 Section four hundred one of said act as last amended by the act approved the twenty-sixth day of March one thousand nine hundred forty-five (Act No 35) is hereby further amended to read as follows

Section 401 Boards of Trustees of State Institutions The Boards of trustees of each of the State institutions hereinafter mentioned shall consist of nine members and the head of the department having supervision over the institution ex officio

The terms of the members of each such board shall be four years and until their successors are qualified

Five members of any such board shall constitute a quorum

Each such board shall annually elect a president and vice-president from among its members and a secretary and treasurer who need not be members of the board The secretary and treasurer may be the same person

This section shall apply to
Board of Trustees of Thaddeus Stevens Industrial School
Board of Trustees of Pennsylvania State Oral School for the Deaf
Board of Trustees of Pennsylvania Soldiers' Orphan School
Board of Trustees of West Chester State Teachers' College
Board of Trustees of Millersville State Teachers' College
Board of Trustees of Kutztown State Teachers' College
Board of Trustees of East Stroudsburg State Teachers' College
Board of Trustees of Mansfield State Teachers' College
Board of Trustees of Bloomsburg State Teachers' College
Board of Trustees of Shippensburg State Teachers' College
Board of Trustees of Lock Haven State Teachers' College
Board of Trustees of Indiana State Teachers' College
Board of Trustees of California State Teachers' College
Board of Trustees of Slippery Rock State Teachers' College
Board of Trustees of Edinboro State Teachers' College
Board of Trustees of Clarion State Teachers' College
Board of Trustees of Cheyney Training School for Teachers
Board of Trustees of Pennsylvania Soldiers' and Sailors' Home
Board of Trustees of Eastern State Penitentiary which upon the establishment of the Medium Security Prison at Graterford shall thereafter be known as the Board of Trustees at Graterford
Board of Trustees of Western State Penitentiary
[Board of Trustees of Pennsylvania Industrial School which upon the completion of the present Pennsylvania Industrial School at Huntingdon for the reception care maintenance detention employment and training of defective delinquents shall thereafter be known as the] Board of Trustees of Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon shall thereafter be known as the Board of Trustees at Huntingdon
Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania
Board of Trustees at Rockview
Board of Trustees of the Pennsylvania Training School for Girls
Board of Trustees of State Industrial Home for Women
Board of Trustees of Pennsylvania Training School at Morganza

Board of Trustees of Pennsylvania Training School at Kis-Lyn Luzerne County Pennsylvania
Board of Trustees of Allentown State Hospital
Board of Trustees of Danville State Hospital
Board of Trustees of Farview State Hospital
Board of Trustees of Harrisburg State Hospital
Board of Trustees of Norristown State Hospital
Board of Trustees of Warren State Hospital
Board of Trustees of Wernersville State Hospital
Board of Trustees of Torrance State Hospital
Board of Trustees of Ashland State Hospital
Board of Trustees of Blossburg State Hospital
Board of Trustees of Coadale State Hospital
Board of Trustees of Connellsville State Hospital
Board of Trustees of Hazleton State Hospital
Board of Trustees of Locust Mountain State Hospital
Board of Trustees of Nanticoke State Hospital
Board of Trutsees of Philipsburg State Hospital
Board of Trustees of Scranton State Hospital
Board of Trustees of Shamokin State Hospital
Board of Trustees of Laurelton State Village
Board of Trustees of Pennhurst State School
Board of Trustees of Polk State School
Board of Trustees of Selinsgrove State Colony for Epileptics
Board of trustees of such institutions as are acquired by the Commonwealth from any county city or institution district and are used as State mental hospitals under the provisions of act number twenty-one approved the twenty-ninth day of September one thousand nine hundred thirty-eight

Provided That from and after the third Tuesday of January one thousand nine hundred and forty-three the terms of the first three members to be appointed by the Governor to each of the following boards of trustees shall expire on the third Tuesday of January one thousand nine hundred and forty-five and the terms of the next three members to be appointed shall expire on the third Tuesday of January one thousand nine hundred and forty-seven and the terms of the next three members shall expire on the third Tuesday of January one thousand nine hundred and forty-nine the successors to each of the above mentioned members shall be appointed for terms of six years and all appointments thereafter shall be for terms of six years except those to fill vacancies created prior to the end of any term which shall be only for the duration of the unexpired term

Board of Trustees of Thaddeus Stevens Industrial School
Board of Trustees of Pennsylvania State Oral School for the Deaf
Board of Trustees of Pennsylvania Soldiers' Orphan School
Board of Trustees of West Chester State Teachers' College
Board of Trustees of Millersville State Teachers' College
Board of Trustees of Kutztown State Teachers' College
Board of Trustees of East Stroudsburg State Teachers' College
Board of Trustees of Mansfield State Teachers' College
Board of Trustees of Bloomsburg State Teachers' College
Board of Trustees of Shippensburg State Teachers' College
Boar dof Trustees of Lock Haven State Teachers' College
Board of Trustees of Indiana State Teachers' College
Board of Trustees of California State Teachers' College
Board of Trustees of Slippery Rock State Teachers' College
Board of Trustees of Edinboro State Teachers' College
Board of Trustees of Clarion State Teachers' College
Board of Trustees of Cheyney Training School for Teachers

Section 3 Section two thousand three hundred eighteen of said act as last amended by the act approved the twenty-sixth day of March one thousand nine hundred forty-five (Act No 35) is hereby further amended to read as follows

Section 2318 Boards of Trustees of State Institutions The board of trustees of each State institution within the Department of Welfare shall have general direction and control of the property and management of such institution It shall have the power and its duty shall be

(a) Subject to the approval of the Governor to elect a superintendent or warden of the institution who shall subject to the authority of the board administer the institution in all its departments

(b) On nomination by the superintendent or warden from time to time to appoint such officers and employes as may be necessary

(c) To fix the salaries of its employes in conformity with the standards established by the Executive Board

(d) Subject to the approval of the Secretary of Welfare to make such by-laws rules and regulations for the management of the institutions as it may deem wise

The boards of trustees of the several State institutions shall exercise the foregoing powers in the management of the following institutions

Board of Trustees of Eastern State Penitentiary of Eastern State Penitentiary at Philadelphia
Board of Trustees at Graterford of the Maximum Security Prison at Graterford and the Medium Security Prison at Graterford
Board of Trustees of Western State Penitentiary of Western State Penitentiary at Pittsburgh and of the State Penitentiary at Rockview only until the Pennsylvania Industrial School is established at Rockview or until the Pennsylvania Institution for Delinquent Defectives is established at Rockview
Board of Trustees at Rockview of the Minimum Security Prison at Rockview
The Pennsylvania Industrial School at Rockview
The Pennsylvania Institution for Delinquent Defectives at Rockview
Board of Trustees of [Pennsylvania Industrial School of Pennsylvania Industrial Reformatory to be known as Pennsylvania Industrial School at Huntingdon until its completion as an institution for the reception care maintenance detention employment and training of defective delinquents and thereafter to be known as the] Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon to be known as the Board of Trustees at Huntingdon for the Medium Security Prison at Huntingdon
Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania
Board of Trustees of the Pennsylvania Training School for Girls of the Pennsylvania Training School for Girls
Board of Trustees of State Industrial Home for Women of State Industrial Home for Women at Muncy
Board of Trustees of Pennsylvania Training School at Morganza of Pennsylvania Training School at Morganza
Board of Trustees of Pennsylvania Training School at Kis-Lyn of the Pennsylvania Training School at Kis-Lyn in Luzerne County Pennsylvania
Board of Trustees of Allentown State Hospital of Homeopathic State Hospital for the Insane at Allentown
Board of Trustees of Danville State Hospital of State Hospital for the Insane at Danville Pennsylvania
Board of Trustees of Farview State Hospital of State Hospital for the Criminal Insane at Farview
Board of Trustees of Harrisburg State Hospital of Harrisburg State Hospital at Harrisburg
Board of Trustees of Norristown State Hospital of

State Hospital for the Insane of the Southeastern District of Pennsylvania at Norristown
Board of Trustees of Warren State Hospital of State Hospital for the Insane at Warren Pennsylvania
Board of Trustees of Wernernsville State Hospital of State Asylum for the Chronic Insane of Pennsylvania at South Mountain
Board of Trustees of Torrance State Hospital of Western State Hospital for the Insane at Torrance
Board of Trustees of Ashland State Hospital of State Hospital for Injured Persons of the Anthracite Coal Regions of Pennsylvania at Ashland
Board of Trustees of Blossburg State Hospital at Cottage State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania at Blossburg
Board of Trustees of Coaldale State Hospital of State Hospital of Coaldale Schuylkill County
Board of Trustees of Connellsville State Hospital of Cottage State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania at Connellsville
Board of Trustees of Hazleton State Hospital of State Hospital of the Middle Coal Field of Pennsylvania at Hazleton
Board of Trustees of Nanticoke State Hospital of State Hospital of Luzerne County at Nanticoke
Board of Trustees of Philipsburg State Hospital of Cottage State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania at Philipsburg
Board of Trustees of Scranton State Hospital of State Hospital of the Northern Anthracite Coal Region of Pennsylvania at Scranton
Board of Trustees of Shamokin State Hospital of State Hospital of the Trevorton Shamokin and Mount Carmel Coal Fields of Pennsylvania at Shamokin
Board of Trustees of Locust Mountain State Hospital of Locust Mountain State Hospital at Shenandoah
Board of Trustees of Laurelton State Village of Pennsylvania Village for Feeble-Minded Women at Laurelton
Board of Trustees of Pennhurst State School of State Institution for the Feeble-Minded and Epileptic of Eastern Pennsylvania at Pennhurst
Board of Trustees of Polk State School of State Institution for the Feeble-Minded of Western Pennsylvania at Polk
Board of Trustees of Selinsgrove State Colony for Epileptics of the State Colony for Epileptics at Selinsgrove

The foregoing powers shall also be exercised by the respective board of trustees of institutions acquired by the Commonwealth from any county city or institution district for use as State mental hospitals under the provisions of act number twenty-one approved the twenty-ninth day of September one thousand nine hundred thirty-eight

Section 4 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Ewing,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Oredered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order

The House proceeded to the consideration on final passage of Senate Bill No. 459, as follows:

An Act to amend section six of the act approved the twelfth day of June one thousand eight hundred seventy-eight (P. L. 196) entitled "An act to consolidate revise and amend the penal laws of this commonwealth by fixing the time for the commencement and prosecution of indictments for certain felonies committed by certain persons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six of the act approved the twelfth day of June one thousand eight hundred seventy-eight (P. L. 196) entitled "An act to consolidate revise and amend the penal laws of this commonwealth" is hereby amended to read as follows

Section 6 That indictments for felonies as misdemeanors committed by any officer director receiver superintendent manager broker attorney agent employe or member of any bank body corporate or public company municipal or quasi-municipal corporation may be commenced and prosecuted at any time within six years from the time the alleged offense shall have been committed The provisions of this section shall not be construed so as

to apply to indictments for any felony or misdemeanor other than those as to which any of the foregoing relationships to a bank body corporate or public company or municipal or quasi-municipal corporation is an essential element of the crime

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS 207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalt	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS 0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Oredered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. BENTLEY,

The House resumed the consideration on final passage of House Bill No. 853, as follows:

An Act to further amend section four hundred two of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by further providing for the assessment and valuation of buildings under construction repair or reconstruction in counties of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred two of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" as amended by the act approved the sixteenth day of May one thousand nine hundred thirty-nine (P. L. 143) is hereby further amended to read as follows

Section 402 Valuation of Property It shall be the duty of the several elected and appointed assessors and in townships of the first class of the assessors assistant township assessors and assistant triennial assessors to assess rate and value all objects of taxation whether for county city township town school institution district poor or borough purposes according to the actual value thereof and at such rates and prices for which the same would separately bona fide sell In arriving at such value the price at which any property may actually have been sold shall be considered but shall not be controlling Instead such selling price estimated or actual shall be subject to revision by increase or decrease to accomplish equalization with other similar property within the taxing district

In determining the value of real estate in counties of the second class for the year one thousand nine hundred forty-five and thereafter no building in the process of construction shall be valued or assessed for any purpose and no building being repaired or reconstructed shall have its prior valuation increased by reason thereof until such construction repairs or reconstruction shall have been completed or is so near completion that such building has been or could be placed in actual use or occupancy

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question recurring,

Shall the bill pass finally?

Mr. SHAFFER. Mr. Speaker, I wish to interrogate the sponsor of this bill, the gentleman from Allegheny, Mr. Bentley.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. BENTLEY. I shall.

Mr. SHAFFER. Will the gentleman from Allegheny

explain to the Membership of the House in a few words this particular amendment and the purpose of it?

Mr. BENTLEY. This bill, Mr. Speaker, is an amendment to the County Assessment Law, affecting, however, only the County of Allegheny. It provides that in determining the value or assessment on any particular property, to the extent that there is construction going on on that property or repairs to the buildings located on the property, the increase in taxes shall not be considered in determining the market price or the assessment for taxation purposes.

In other words this is the situation in Allegheny County, and I am advised it is the only County in the state where this is done, the assessors in Allegheny County in going out and making assessments on property will come to a home in progress of construction. For example, it might be fifty percent completed. In levying taxes and in assessing values on that property the assessors will place a value on the land and then take fifty percent of the complete building and place an assessed valuation on that. The taxes therefore are imposed on the uncompleted building, and the object of this bill is to foster and sponsor building in Allegheny County. The small home owner will frequently find in buying a piece of property there is an assessment, a tax which has had to be included in that of perhaps one hundred dollars. All that this bill does is that until the building is substantially complete it shall not be assessed for tax purposes. We feel in the long run the assessed valuation will be raised although perhaps immediately there might be a slight loss, but in looking at the thing in the long view we feel that this municipal plight that is affecting so many municipalities will be obviated by giving this incentive to the people to build.

Mr. SHAFFER. The gentleman states that this amendment only affects Counties of the second class, is that right?

Mr. BENTLEY. That is correct, Mr. Speaker.

Mr. SHAFFER. Now will the gentleman tell me why if this bill is so good, why it is not good for counties of other classes?

Mr. BENTLEY. Mr. Speaker, I think I might have covered that in my first remark, but I will be brief. I understand that the assessors in Allegheny County are the only assessors who have seen fit to levy assessments on uncompleted buildings and dwellings. I understand that assessors in other parts of the State do not levy assessments under those conditions. However, if they do, still we feel that this is a good thing for Allegheny County, and if any other counties want to do this, although I am advised that they do not, then let them come in and present a bill, but at least for the present let us not discard a benefit for Allegheny County because the other counties do not want it.

Mr. SHAFFER. I thank the gentleman.

Mr. Speaker, it is only natural that the membership of this House finds itself filled with milk and honey and generosity. Too often we have a tendency to rescind and wipe off the books certain sources of revenue to the various municipalities. At the same time we also passed legislation increasing the cost of government of that particular municipality. We increased the services which they are required to perform. This bill is one of those bills which seeks to give a tax exemption in Allegheny County in a certain type of situation, which the gentleman from Allegheny has so ably explained. The law now is of course that taxes are levied the first of January of each year. The assessor goes around once a year, in the summer or in the fall and assesses the building as he finds it then. The law now probably favors some people, and on some it works perhaps to a little disadvantage.

I do not want to take much time, but I will give just a quick illustration: the assessment is set for one year and the building is only fifty per cent completed. The building might be one hundred per cent completed one month later, but that fifty per cent assessment remains on the books for the entire year, so that building stands to benefit by it and of course the reverse is true. I do not have the exact figures how much it will affect Allegheny County, but I know it will be a substantial amount, because we do not pass bills to exempt nothing, we pass bills to exempt some substantial income, and if we continue to pass bills exempting on the one hand and on the other hand passing legislation that lays heavier burdens and increasing the cost of government, we can only end up in one place, and that is that we are going to be embarrassed. It seems to me on that theory that this amendment is not necessary and therefore it is bad because it exempts certain properties and cuts down the revenue to the county of Allegheny.

Mr. BENTLEY. Mr. Speaker, I think I can safely say that my record in this House and the remarks that I made indicate that I am fully aware of the fact that in Allegheny County we have a falling assessment base, and I would be indeed inconsistent if not worse if I were to come here on one hand and ask for increased revenue for the County and City and on the other hand attempt to take away that revenue by legislation such as this, but I believe in the long view of this thing and the view that every thinking man in this House will take, is that this bill will provide an impetus to building, it will give a shot in the arm to building. It says to the prospective home owner "We'll give you a break." What will be the ultimate result of that? There will be increased building, there will be increased assessments in Allegheny County, and in the long view there will be a more valuable and a broader assessment base if we can offer this inducement to build in Allegheny County and the City of Pittsburgh. It is on that basis alone that I offer this bill to the House and ask the support of the Members.

Mr. HEATHERINGTON. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Bentley.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. BENTLEY. I shall.

Mr. HEATHERINGTON. In the downtown district today Kaufmann's have the largest department store building which is taxed. If this bill passed and they went into court and showed that the building was not completed, would the County Commissioners have the right to tax?

Mr. BENTLEY. Mr. Speaker, the bill provides that if a building is substantially complete then it is subject to tax. Now on a proposition such as that I say that if we can offer an inducement to Kaufmann's or any other

large corporation to build by saying to them "Until you get this building into productive use it will not be subject to tax" then I say that Allegheny County will be well off. Perhaps they will have to take the fifty per cent off the rolls for the year, but for the next forty or fifty years they are going to have a building there which will be subject to assessment, and perhaps many a person and many a corporation will be induced to build if this inducement is offered to them. In that way I say that the county will be benefited, although immediately it might appear that there would be a slight loss.

Mr. HEATHERINGTON. I am only going to take about two minutes, Mr. Speaker, because in my opinion this bill will take care of the large corporations and the large buildings in the City of Pittsburgh, which means that the people in the boroughs and townships will have to make up the assessments in the county that are saved by those corporations, and I ask all the Members to vote no on this bill.

Mr. BENTLEY. Mr. Speaker, I would ask the gentlemany from Allegheny whether or not the majority of building is going on within the limits of the City of Pittsburgh or without, that is in the county proper, and I refer particularly to the small builder.

Mr. HEATHERINGTON. The small homes are on the outside of Pittsburgh.

Mr. BENTLEY. That is all, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—29

Bentley,	Fleming,	Hewitt,	McKinney,
Boory,	Foor,	Hoffman,	McMillen,
Brown,	Fullerton,	James,	McNair,
Cooper,	Gardner,	Laughner,	Salus,
Costa,	Gyger,	Leisey,	Snyder,
Dennison,	Haudenshield,	McCormack,	Stuart,
Depuy,	Helm,	McDowell,	Tahl,
Ewing,			

NAYS—90

Andrews,	Heatherington,	Mikula,	Schuster,
Baker,	Hoopes,	Miller,	Shaffer,
Barrett,	Howells,	Mooney,	Skale,
Bentzel,	Hunter,	Moore, C. E.,	Smith,
Bonawitz,	Huntley,	Moore, W. J.,	Snider,
Brunner, C. H.,	Jones,	Moran,	Sollenberger,
Brunner, P. A.,	Kennedy,	Moser,	Sorg,
Burns,	Kirley,	Murray, M. L.,	Stonier,
Chervenak,	Kline,	Murray, P. G.,	Swope,
Cohen,	Krise,	Nagel,	Tittle,
Coleman,	Kurtz,	O'Dare,	Trachtman,
Corrigan,	Lane,	O'Donnell,	Trout,
Cullen,	Leonard,	Pentrack,	Varallo,
Elder,	Lichtenwalter,	Powers,	Weiss,
Fox,	Lovett,	Propert,	Welsh,
Freed,	Madden,	Reese, R. E.,	Wescott,
Frost,	Madigan,	Reidenbach,	Wood, N.,
Gaffney,	Mahany,	Reynolds,	Worley,
Gibson,	Matthews,	Riley,	Wright,
Goodling,	McClester,	Robertson,	Yester,
Grant,	McLanahan,	Root,	Fiss,
Green,	McNally,	Royer,	Speaker.
Hall,	Mihm,	Rudisill,	

NOT VOTING—88

Barton,	Elish,	Loftus,	Reese, D. P.,
Baumunk,	Erb,	Longo,	Regan,
Boies,	Finnerty,	Lopez,	Reilly,
Boney,	Flack,	Lyons,	Rose,
Boorse,	Gallagher,	McAtee,	Scanlon,
Bower,	Getchey,	Milliken,	Serrill,
Brancato,	Gore,	Mills,	Shoemaker
Breisch,	Greenwood,	Modell,	Sloan,
Brice,	Greer,	Munley,	Stank,
Brothers,	Guthrie,	Myhan,	Stockham,
Cadwalader,	Haberlen,	Nelson,	Tate,
Chudoff,	Hamilton,	O'Brien,	Trent,
Cook,	Hare,	O'Connor,	Turbett,
Coulson,	Hennihan,	O'Neill,	Turner,
Coyle,	Hering,	Owens,	Verona,
Dague,	Herman,	Petrosky,	Wachhaus,
Dalrymple,	Hersch,	Pettigrew,	Wagner,
Dillon,	Hoggard,	Pickens,	Waterhouse,
Dix,	Kolankiewicz,	Polaski,	Watkins,
Dougherty,	Komorofski,	Polen,	White,
Duffy,	Lee,	Readinger,	Wood, L. H.,
Dye,	Levy,	Reagan,	Yeakel,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 465, as follows:

An Act to further amend section one of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by defining the word "vehicle"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" as amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 684) is hereby further amended to read as follows

Section 1 Be it enacted &c That the term "solid fuel" when used in this act shall mean anthracite semi-anthracite bituminous semi-bituminous or lignite coal briquettes boulets coke gas-house coke petroleum coke carbon charcoal or any other natural manufactured or patented fuel not sold by liquid or metered measure

The term "person" when used in this act shall be construed to include any individual partnership unincorporated association corporation association agent firm representative or employe thereof

The term "licensed weighmaster" when used in this act shall include a person licensed to weigh solid fuel by this Commonwealth or by a bordering state issuing such licenses and recognizing licenses and weigh certificates issued by such licensees in this Commonwealth

The word "department" when used in this act shall mean the Department of Internal Affairs of the Commonwealth

The word "weighmaster" when used in this act shall mean a weighmaster licensed under this act by the Department of Internal Affairs

The word "purchaser" when used in this act shall mean (a) the ultimate consumer to whom the solid fuel is delivered for the purpose of consumption (b) coal yard or dealer to whom solid fuel is delivered for the purpose of unloading for storage or resale where coal must be weighed before resale

The word "vehicle" when used in this act shall be construed to include the skid or other similar portable device upon which a lot of solid fuel may be placed

prior to weighing and on which said lot of fuel shall remain continuously thereafter until delivered to the purchaser thereof Provided however That the use of such skids or other similar portable devices shall be subject to approval of the Secretary of Internal Affairs and Provided further That when such skids or other portable devices are used for the delivery of solid fuel it shall not be necessary to weigh the truck tractor trailer or other moving equipment upon which such skids or other portable devices may be transported

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Cullen,	Hunter,	Nelson,	Trout,
Coyle,	Huntley,	O'Brien,	Turbett,
Cullen,	James,	O'Connor,	Turner,
Dague,	Jones,	O'Dare,	Varallo,
Dalrymple,	Kennedy,	O'Donnell,	Verona,
Dennison,	Kirley,	O'Neill,	Wachhaus,
Depuy,	Kline,	Owens,	Wagner,
Dillon,	Kolankiewicz,	Pentrack,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Loftus,	Reese, R. E.,	Yester,
Foor,	Longo,	Regan,	Fiss,
Fox,	Lopez,	Reidenbach,	Speaker.
Freed,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 293, as follows:

An Act to amend section one of the act approved the seventeenth day of May one thousand nine hundred twenty-nine (P. L. 1798 Number 591) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation" increasing the amount which the counties will receive from the State for forest reserves

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the seventeenth day of May one thousand nine hundred twenty-nine (P. L. 1798) Number 591) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation" is hereby amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act all lands heretofore or hereafter acquired by the Commonwealth or by the Government of the United States for forest reserves or for the purpose of preserving and perpetuating any portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and which by existing laws are now exempt from taxation and all lands and property heretofore or hereafter acquired for the purpose of conservation of water or to prevent flood conditions upon which a tax is imposed by existing laws payable by the Commonwealth shall hereafter be subject to an annual charge of [one cent] two cents per acre for the benefit of the county in which said lands are located two cents per acre for the benefit of the schools in the respective school districts in which such lands are located and two cents per acre for the benefit of the roads in the township where such lands are located which charge shall be payable by the Commonwealth The annual charge payable by the Commonwealth on land acquired by the Government of the United States for forest reserves is to continue only until the receipts of money by treasurers and road supervisors of the said counties and school districts and townships in which national forest reserves are located provided for in act of April twenty-seventh one thousand nine hundred twenty-five P. L. 324 shall equal or exceed the amount paid by the Commonwealth in lieu of taxes

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,

Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	M vell,	Scanlon,
Boorse,	Green,	M en,	Schuster,
Boory,	Greenwood,	Mc ney,	Serrill,
Bower,	Greer,	McLanahan,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 452, as follows:

An Act to add section two thousand three hundred twenty-two to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by imposing upon the Department of Welfare the duty to investigate the subject of crime prevention and to stimulate develop and coordinate crime prevention activities in this Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article twenty-three of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding thereto after section two thousand three hundred twenty-one a new section to read as follows

Section 2322 Crime Prevention The Department of Welfare shall have the power and its duty shall be

(a) To investigate the general subject of crime prevention in all of its phases with particular attention to the subject of the economic value to the Commonwealth of crime prevention

(b) To stimulate the various state departments to develop their facilities and methols to control the factors entering into delinquency and crime

(c) To visit study and evaluate conditions in communities throughout the Commonwealth and advise local agencies as to organization and development of needed programs

(d) To collate interpret and publicize statistics and reports relating to the problem of juvenile delinquency and crime

(e) To prepare and sponsor legislation bearing upon the many specific problems incident to crime prevention

(f) To take such other steps as may be necessary to procure such information and data as may be deemed helpful reduce and prevent crime

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greenwood,	McMillen,	Serrill,
Bower,	Greer,	McNair,	Shaffer,

Brancato,	Guthrie,	McNally,	Shoemaker,
Breisch,	Gyger,	Mihm,	Skale,
Brice,	Haberlen,	Mikula,	Sloan,
Brothers,	Hall,	Miller,	Smith,
Brown,	Hamilton,	Milliken,	Snider,
Brunner, C. H.,	Hare,	Mills,	Snyder,
Brunner, P. A.,	Haudenshield,	Modell,	Sollenberger,
Burns,	Heatherington,	Mooney,	Sorg,
Cadwalader,	Helm,	Moore, C. E.,	Stank,
Chervenak,	Hennihan,	Moore, W. J.,	Stockham,
Chudoff,	Hering,	Moran,	Stonier,
Cohen,	Herman,	Moser,	Stuart,
Coleman,	Hersch,	Munley,	Swope,
Cook,	Hewitt,	Murray, M. L.,	Tahl,
Cooper,	Hoffman,	Murray, P. G.,	Tate,
Corrigan,	Hoggard,	Myhan,	Tittle,
Costa,	Hoopes,	Nagel,	Trachtman,
Coulson,	Howells,	Nelson,	Trent,
Coyle,	Hunter,	O'Brien,	Trout,
Cullen,	Huntley,	O'Connor,	Turbett,
Dague,	James,	O'Dare,	Turner,
Dalrymple,	Jones,	O'Donnell,	Varallo,
Dennison,	Kennedy,	O'Neill,	Verona,
Depuy,	Kirley,	Owens,	Wachhaus,
Dillon,	Kline,	Pentrack,	Wagner,
Dix,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Komorofski,	Pettigrew,	Watkins,
Duffy,	Krise,	Pickens,	Weiss,
Dye,	Kurtz,	Polaski,	Welsh,
Elder,	Lane,	Polen,	Wescott,
Elish,	Laughner,	Powers,	White,
Erb,	Lee,	Propert,	Wood, L. H.,
Ewing,	Leisey,	Readinger,	Wood, N.,
Finnerty,	Leonard,	Reagan,	Worley,
Flack,	Levy,	Reese, D. P.,	Wright,
Fleming,	Lichtenwalter,	Reese, R. E.,	Yeakel,
Foor,	Loftus,	Regan,	Yester,
Fox,	Longo,	Reidenbach,	Fiss,
Freed,	Lopez,		Speaker.

NAYS—1

McKinney,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the esame to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 446, Printer's No. 282

Senate Bill No. 483, Printer's No. 199

Senate Bill No. 37, Printer's No. 77

Senate Bill No. 413, Printer's No. 301 and

Senate Bill No. 625, Printer's No. 298

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 476, as follows:

An Act to amend section five hundred ninety of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by extending provisions of act to include memorials erected to commemorate services of women who have been members of organizations officially connected with the armed forces of the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred ninety of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 590 Monuments and Memorials to War Veterans The board of commissioners may appropriate money for and provide for the erection of monuments or merorials commemorating the services of [soldiers sailors and marines] any person who has served in the armed forces of the United States or in any women's organization officially connected therewith during any part of the war in which the United States is now engaged or in any war in which the United States has been or may hereafter be engaged The style and character of such monuments or memorials shall be approved by the State Art Commission

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reilly,
Baker,	Gaffney,	Madden,	Reynolds,
Barrett,	Gallagher,	Madigan,	Riley,
Barton,	Gardner,	Mahany,	Robertson,
Baumunk,	Getchey,	Matthews,	Root,
Bentley,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Chervenak,	Hering,	Moore, W. J.,	Stockham,
Chudoff,	Herman,	Moran,	Stonier,
Cohen,	Hersch,	Moser,	Stuart,
Coleman,	Hewitt,	Munley,	Swope,
Cook	Hoffman,	Murray, M. L.,	Tahl,
Cooper,	Hoggard,	Murray, P. G.,	Tate,
Corrigan,	Hoopes,	Myhan,	Tittle,
Costa,	Howells,	Nagel,	Trachtman,
Coulson,	Hunter,	Nelson,	Trent,
Coyle,	Huntley,	O'Brien,	Trout,
Cullen,	James,	O'Connor,	Turbett,
Dague,	Jones,	O'Dare,	Turner,
Dalrymple,	Kennedy,	O'Donnell,	Varallo,
Dennison,	Kirley,	O'Neill,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	Pentrack,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Loftus,	Reese, R. E.,	Yeakel,
Foor,	Longo,	Regan,	Yester,
Fox,	Lopez,	Reidenbach,	Fiss,
Freed,	Lovett,		Speaker.
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 538, entitled:

An Act to amend section eight of the act approved the eighth day of May one thousand nine hundred forty-four (Act No. 2) entitled "A supplement to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled 'An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections'" by further regulating the disposition of military files.

On the question,

Will the House agree to the bill on third reading?

Mr. COHEN. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 8), page 2, lines 22, by inserting after the word "election" "except the county board of any city of the first class"

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 539, as follows:

An Act to amend section nine of the act approved the fifth day of May one thousand nine hundred forty-four (Act No. 1) entitled "A Supplement to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled 'An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections'" further regulating the disposition of military files.

On the question,

Will the House agree to the bill on third reading?

Mr. COHEN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend bill, page 2, line 1, by inserting before the word "Section" "Section 1."

Amend Sec. 9, page 2, line 15, by inserting after the word "election" "except the county board in any city of the first class".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

Senate Bill No. 208, Printer's No. 303, and

Senate Bill No. 209, Printer's No. 302,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 644, as follows:

An Act to further amend section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing for the payment of interest in certain claims

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Be it enacted &c That section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" as last amended by the act approved the second day of June one thou-

sand nine hundred thirty-seven (P. L. 1212) and by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2609) is hereby further amended to read as follows

Section 9 Claims for taxes water rents or rates lighting rates and sewer rates must be filed in the court of common pleas of the county in which the property is situated on or before the last day of the third calendar year after that in which the taxes or rates are first payable and other municipal claims must be filed in said court within six months from the time the work was done in front of the particular property where the charge against the property is assessed or made at the time the work is authorized within six months after the completion of the improvement where the assessment is made by the municipality upon all the properties after the completion of the improvement and within six months after confirmation by the court where confirmation is required the certificate of the surveyor engineer or other officer supervising the improvement filed in the proper office being conclusive of the time of completion thereof but he being personally liable to anyone injured by any false statement therein Where a borough lies in more than one county any such claim filed by such borough may be filed in each of such counties In case the real estate benefited by the improvement is sold before the municipal claim is filed the date of completion in said certificate shall determine the liability for the payment of the claim as between buyer and seller unless otherwise agreed upon or as above set forth The legal rate of interest shall be collectible on all municipal claims from the date of the completion of the work after it is filed as a lien and on claims for taxes water rents or rates lighting rates or sewer rates from the date of the filing of the lien therefor

Claims for taxes may be in the form of written or typewritten lists showing the names of the taxables and descriptions of the properties against which said claims are filed together with the amount of the taxes due such municipality Such lists may be filed on behalf of a single municipality or they may cover the unpaid taxes due any two or more municipalities whose taxes are collected by the same tax collector provided the amounts due each municipality are separately shown All tax claims heretofore filed in such form are hereby ratified confirmed and made valid subsisting liens as of the date of their original filing

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boies,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boyer,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 684, entitled:

An Act authorizing and empowering any corporation for profit, heretofore or hereafter organized under any general or special law of this Commonwealth, by action of its board of directors, to make contributions, out of its income in any taxable year, for public and charitable purposes, to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year, as returned by it to the Federal Government for income tax purposes, and ratifying contributions heretofore made.

On the question,

Will the House agree to the bill on third reading?

Mr. SORG. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend the title to the act by striking out with bold-faced brackets the following: "[to an amount which does not exceed fifteen per centum (15%) of the net income of such corporation for such taxable year as returned by it to the Federal Government for income tax purposes]" and inserting in lieu thereof the following: "to the extent authorized, approved or ratified by the by-laws of such corporation or by resolution of its shareholders."

Amend the title by striking out with bold-faced brackets after the word "ratifying" the following: "[contributions heretofore made]" and inserting in lieu thereof the following: "certain contributions".

Amend Section 1, page 1, line 3 by striking out with bold-faced brackets after the word "Commonwealth" and before the word "and" the following: "[by]" and inserting in lieu thereof the following: "be".

Amend Section 1, page 2, lines 28 and 29 by striking out with bold-faced brackets the following: "[to an amount in the aggregate which does not exceed fifteen per centum (15%) of the net income of such]".

Amend Section 1, page 3, lines 1 and 2 by striking out with bold-faced brackets the following: "[corporation for such taxable year as returned by it to the Federal Government for income tax purposes]" and inserting in lieu thereof the following: "to the extent in the aggregate authorized, approved or ratified by the by-laws of the corporation or by resolution of its share-holders".

Amend Section 1, page 3, line 3 by inserting after the word "made" and before the word "at" the following: "heretofore or".

Amend Section 1, page 3, line 3 by inserting at the end of the line after the word "the" the following: "next annual meeting of the shareholders held after the".

Amend Section 1, page 3, line 5 by striking out with bold-faced brackets, after the word "purposes" the following: "[and within]".

Amend Section 1, page 3, line 6 by striking out with bold-faced brackets before the word "prescribed" the following: "[the limitations]".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 118, as follows:

An Act authorizing the Secretary of Property and Supplies to sell and convey a lot or piece of land in the borough of Edinboro Erie County Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell and convey for such consideration as may be agreed upon and to make and execute a deed conveying a lot or piece of ground in the borough of Edinboro County of Erie Pennsylvania being bounded and described as follows:

Beginning at a post in the North margin of South Street or West Normal Street at the Southeast corner of land of I R Reeder thence Northwardly along the East line of said Reeder's land to a post in the South line of land of J R Steadman thence Eastwardly along the South line of J R Steadman fifty (50) feet to the West line of lot of Mrs Estella Washburn thence Southwardly along the said West line of Mrs Estella Washburn's land parallel with the West line above described to a post in the North margin of South Street or West Normal Street thence Westwardly along the North margin of said street fifty (50) feet to the place of beginning containing about forty (40) perches of land being West half of land conveyed to Henry Steadman deceased by Nancy M and I N Taylor Being the site of old septic tanks before the Borough Sewage System was installed Being a part of the property which the Trustees of the State Normal School of the Twelfth District of Pennsylvania a corporation of Edinboro Erie County by deed dated December 30 1913 recorded in the Recorder's Office for the County of Erie in Deed Book No 206 page 137 sold and conveyed to the Commonwealth of Pennsylvania

The deed of conveyance shall be prepared by the Attorney General and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reynolds,
Baker,	Gaffney,	Madden,	Riley,
Barrett,	Gallagher,	Madigan,	Robertson,
Barton,	Gardner,	Mahany,	Root,
Baumunk,	Getchey,	Matthews,	Rose,
Bentley,	Gibson,	McAtee,	Royer,
Bentzel,	Goodling,	McClester,	Rudisill,
Boies,	Gore,	McCormack,	Salus,
Bonawitz,	Grant,	McDowell,	Scanlon,
Boney,	Green,	McKinney,	Schuster,
Boorse,	Greenwood,	McLanahan,	Serrill,
Boory,	Greer,	McMillen,	Shaffer,
Bower,	Guthrie,	McNair,	Shoemaker,
Brancato,	Gyger,	McNally,	Skale,
Breisch,	Haberlen,	Mihm,	Sloan,
Brice,	Hall,	Mikula,	Smith,
Brothers,	Hamilton,	Miller,	Snider,
Brown,	Hare,	Milliken,	Snyder,
Brunner, C. H.,	Haudenshield,	Mills,	Sollenberger,
Brunner, P. A.,	Heatherington,	Modell,	Sorg,
Burns,	Helm,	Mooney,	Stank,
Cadwalader,	Hennihan,	Moore, C. E.,	Stockham,
Chervenak,	Hering,	Moore, W. J.,	Stonier,
Chudoff,	Herman,	Moran,	Stuart,
Cohen,	Hersch,	Moser,	Swope,
Coleman,	Hewitt,	Munley,	Tahl,
Cook,	Hoffman,	Murray, M. L.,	Tate,
Cooper,	Hoggard,	Murray, P. G.,	Tittle,
Corrigan,	Hoopes,	Myhan,	Trachtman,
Costa,	Howells,	Nagel,	Trent,
Coulson,	Hunter,	Nelson,	Trout,
Coyle,	Huntley,	O'Brien,	Turbett,
Cullen,	James,	O'Connor,	Turner,
Dague,	Jones,	O'Dare,	Varallo,
Dalrymple,	Kennedy,	O'Donnell,	Verona,
Dennison,	Kirley,	O'Neill,	Wachhaus,
Depuy,	Kline,	Owens,	Wagner,
Dillon,	Kolankiewicz,	Pentrack,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Loftus,	Reese, R. E.,	Yester,
Foor,	Longo,	Regan,	Fiss,
Fox,	Lopez,	Reidenbach,	Speaker.
Freed,	Lovett,	Reilly,	
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 426, as follows:

An Act to further amend subsection (b) of section four hundred fifteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by increasing the amount of group life insurance covering certain borrowers and purchasers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section four hundred fifteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as last amended by the act approved the sixteenth day of May one thousand nine hundred thirty-nine (P. L. 144) is hereby further amended to read as follows

Section 415 * * * * *

(b) The following forms of life insurance are hereby declared to be group life insurance within the meaning of this act (1) Life insurance covering the members of one or more companies batteries troops battalions divisions or other units of the National Guard or naval militia of any State written under a policy issued to the commanding general of the National Guard or commanding officer of the naval militia as the case may be who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of the unit of the National Guard or naval militia not less than seventy-five per centum of the members of such unit may be so insured (2) life insurance covering the members of one or more troops or other units of the State troopers or State police of any State written under a policy issued to the commanding officer of the State troopers or State police who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of a unit of the State troopers or State police not less than seventy-five per centum of the members of such a unit may be so insured (3) life insurance covering the members of any labor union or organization of police employed by any municipal county or State authority or any organization or association of State employes or public school teachers or nurses written under a policy issued to such union or organization which shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the union or organization or by the union or organization and its members jointly and insuring its members for the amounts of insurance based upon some plan which will preclude individual selection for the benefit of persons other than the union or organization or the officials of either Provided however That when the premium is to be paid by the union or organization and its members jointly and the benefits are offered to all eligible members not less than seventy-five per centum of such members may be so insured Provided further That when members apply and pay for additional amounts of insurance a smaller percentage of members may be insured for such additional amounts if they pass satisfactory medical examinations and (4) life insurance covering only the lives of members of a group of persons for not more than [one] two thousand five hundred dollars on any one life numbering not less than one hundred new entrants to the group yearly who become borrowers from one lending institution including subsidiary or affiliated companies under agreement to repay the sum borrowed in instalments or who become purchasers of securities merchandise or other property from one vendor under agreement to repay the sum borrowed or to pay the balance of the price of the securities merchandise or other property purchased in instalments in either event to the extent of their indebtedness to said lending institution or vendor but not to exceed [one] two thousand five hundred dollars on any one life written under a policy which may be issued upon the application of and made payable to the lending institution or vendor or other creditor to whom such vendor may have transferred title to the indebtedness as beneficiary the premium on such policy to be payable by the borrower lending institution vendor or other creditor

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and neys were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reynolds,
Baker	Gaffney,	Madden,	Riley,
Barrett,	Gallagher,	Madigan,	Robertson,
Barton,	Gardner,	Mahany,	Root,
Baumunk,	Getchey,	Matthews,	Rose,
Bentley,	Gibson,	McAtee,	Royer,
Bentzel,	Goodling,	McClester,	Rudisill,
Boies,	Gore,	McCormack,	Salus,
Bonawitz,	Grant,	McDowell,	Scanlon,
Boney,	Green,	McKinney,	Schuster,
Boorse,	Greenwood,	McLanahan,	Serrill,
Boory,	Greer,	McMillen,	Shaffer,
Bower	Guthrie,	McNair,	Shoemaker,
Brancato,	Gyger,	McNally,	Skale,
Breisch,	Haberlen,	Mihm,	Sloan,
Brice,	Hall,	Mikula,	Smith,
Brothers,	Hamilton,	Miller,	Snider,
Brown	Hare,	Milliken,	Snyder,
Brunner, C. H.,	Haudenshield,	Mills,	Sollenberger
Brunner, P. A.,	Heatherington,	Modell,	Sorg,
Burns,	Helm	Mooney,	Stank,
Cadwalader,	Hennihan,	Moore, C. E.,	Stockham,
Chervenak,	Hering,	Moore, W. J.,	Stonier,
Chkoff,	Herman,	Moran,	Stuart,
Cohen,	Hersch,	Moser,	Swope,
Coleman,	Hewitt,	Munley,	Tahl,
Cook	Hoffman,	Murray, M. L.,	Tate,
Cooper,	Hoggard,	Murray, P. G.,	Tittle,
Corrigan,	Hoopes,	Myhan,	Trachtman,
Costa,	Howells,	Nagel,	Trent,
Coulson,	Hunter,	Nelson,	Trout,
Coyle,	Huntley,	O'Brien,	Turbett,
Cullen,	James,	O'Connor,	Turner,
Dague,	Jones,	O'Dare,	Varallo,
Dalrymple,	Kennedy,	O'Donnell,	Verona,
Dennison,	Kirley,	O'Neill,	Wachhaus,
Depuy,	Kline,	Owens,	Wagner,
Dillon,	Kolankiewicz,	Pentrack,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,			

Fleming,	Lichtenwalter,	Reese, D P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed	Lopez,	Reidenbach,	Speaker.
Frost,	Lovett,	Reilly,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 527, as follows:

An Act providing for the indexing of the Legislative Journal and fixing the sum allowed therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Librarian of the Senate shall appoint a competent person or persons to index the Legislative Journal and for the payment of the same the sum of two thousand dollars ($2,000) shall be allowed

Section 2 Section six of the act approved the twelfth day of July one thousand nine hundred nineteen (P. L. 941) entitled "An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution providing for the preparation printing and binding of the Journals of the Senate and House of Representatives authorizing the appointment of official reporters expert typewriters clerks and other employes and providing for their compensation and mileage providing for the making of an appendix and index the printing of wrappers or envelopes for mailing the Legislative Journal and repealing all acts or parts of acts inconsistent herewith" is hereby repealed in so far as inconsistent with or supplied hereby

All other acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constiution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reilly,
Baker,	Gaffney,	Madden,	Reynolds,
Barrett,	Gallagher,	Madigan,	Riley,
Barton,	Gardner,	Mahany,	Robertson,
Baumunk,	Getchey,	Matthews,	Root,
Bentley,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Chervenak,	Hering,	Moore, W. J.,	Stockham,
Chudoff,	Herman,	Moran,	Stonier,
Cohen,	Hersch,	Moser,	Stuart,
Coleman,	Hewitt,	Munley,	Swope,
Cook,	Hoffman,	Murray, M. L.,	Tahl,
Cooper,	Hoggard,	Murray, P. G.,	Tate,
Corrigan,	Hoopes,	Myhan,	Tittle,
Costa,	Howells,	Nagel,	Trachtman,
Coulson,	Hunter,	Nelson,	Trent,
Coyle,	Huntley,	O'Brien,	Trout,
Cullen,	James,	O'Connor,	Turbett,
Dague,	Jones,	O'Dare,	Turner,
Dalrymple,	Kennedy,	O'Donnell,	Varallo,
Dennison,	Kirley,	O'Neill,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	Pentrack,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Loftus,	Reese, R. E.,	Yeakel,
Foor,	Longo,	Regan,	Yester,
Fox,	Lopez,	Reidenbach,	Fiss,
Freed,	Lovett,		Speaker.
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 537, Printer's No. 370, and

Senate Bill No. 590, Printer's No. 315,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 621, as follows:

An Act to further amend paragraph (d) and to amend paragraph (f) of section one thousand two hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and he method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further regulating the employment dismissal suspension demotion and retirement of professional employes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Paragraph (d) of section one thousand two hundred five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violaion thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent herewith" as last amended by the act ap-

proved the twentieth day of June one thousand nine hundred thirty-nine (P. L. 482) is hereby further amended to read as follows

(d) [Before any professional employe having attained a status of permanent tenure is dismissed or refused reelection by the board of school directors (or board of public education) the secretary of the school district shall furnish such professional employe with a detailed written statement of the charges upon which his or her dismissal or refusal of reelection is based together with a written notice signed by the president and attested by the secretary of the board of school directors of a time and place when and where such professional employe will be given an opportunity to be heard either in person or by counsel or both before the board of school directors (or board of public education)] Before any professional employe having attained a status of permanent tenure is dismissed by the board of school directors (or board of public education) such board of school directors (or board of public education) shall furnish such professional employe with a detailed written statement of the charges upon which his or her proposed dismissal is based and shall conduct a hearing A written notice signed by he president and attested by the secretary of the board of school directors shall be forwarded by registered mail to the professional employe setting forth the time and place when and where such professional employe will be given an opportunity to be heard either in person or by counsel or both before the board of school directors and setting forth a detailed statement of the charges as hereinbefore provided Such hearing shall not be sooner than tten (10) days nor later than fifteen (15) days after such written notice At such hearing all testimony offered including that of complainants and their witnesses as well as that of the accused professional employe and his or her witnesses shall be recorded by a competent disinterested public stenographer whose services shall be furnished by the school district at its expense Any such hearing may be postponed continued or adjourned by agreement by the persons charged and the board of school directors (or board of public education)

Section 2 Paragraph (f) of section one thousand two hundred five of said act is hereby amended to read as follows

(f) After fully hearing the charges or complaints and hearing all witnesses produced by the board and the person against whom the charges are pending and after full impartial and unbiased consideration thereof the board of school directors (or board of public education) shall by a two-thirds vote of all the members thereof to be recorded by roll call determine whether or not such charges or complaints have been sustained and whether the evidence substantiates such charges and complaints and in accordance with such determination shall discharge [demote or refuse to reelect] such professional employe or shall retain such professional employe [or] and dismiss the complaint

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reilly,
Baker,	Gaffney,	Madden,	Reynolds,
Barrett,	Gallagher,	Madigan,	Riley,
Barton,	Gardner,	Mahany,	Robertson,
Baumunk,	Getchey,	Matthews,	Root,
Bentley,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Chervenak,	Hering,	Moore, W. J.,	Stockham,
Chudoff,	Herman,	Moran,	Stonier,
Cohen,	Hersch,	Moser,	Stuart,
Coleman,	Hewitt,	Munley,	Swope,
Cook,	Hoffman,	Murray, M. L.,	Tahl,
Cooper,	Hoggard,	Murray, P. G.,	Tate,
Corrigan,	Hoopes,	Myhan,	Tittle,
Costa,	Howells,	Nagel,	Trachtman,
Coulson,	Hunter,	Nelson,	Trent,
Coyle,	Huntley,	O'Brien,	Trout,
Cullen,	James,	O'Connor,	Turbett,
Dague,	Jones,	O'Dare,	Turner,
Dalrymple,	Kennedy,	O'Donnell,	Varallo,
Dennison,	Kirley,	O'Neill,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	Pentrack,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack,	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Loftus,	Reese, R. E.,	Yeakel,
Foor,	Longo,	Regan,	Yester,
Fox,	Lopez,	Reidenbach,	Fiss,
Freed,	Lovett,		Speaker.
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 675, Printer's No. 375,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 714, as follows:

An Act to amend sections eight nine and thirteen of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxa-

tion constituting such bonds legal investments in certain instances prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing additional purposes for which turnpike revenue bonds may be issued regulating the sale and use of the proceeds thereof and regulating the issuance of turnpike revenue refunding bonds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections eight nine and thirteen of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at or near Irwin in Westmoreland County providing for the creation of the Pennsylvania Turnpike Commission and conferring powers and imposing duties on said commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such bonds exempt from taxation constituting such bonds legal investments in certain instances prescribing conditions upon which such turnpike shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" are hereby amended to read as follows

Section 8 The commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of turnpike revenue bonds of the Commonwealth for the purpose of paying the cost as hereinabove defined of the turnpike which resolution shall recite an estimate of such cost The principal and interest of such bonds shall be payable solely from the special fund herein provided for such payment The bonds shall be dated shall bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually shall mature at such time or times not exceeding forty years from their date or dates as may be determined by the commission and may be made redeemable before maturity at the option of the commission at such price or prices and under such terms and conditions as may be fixed by the commisison prior to the issuance of the bonds Provided however That the amount of premium on any bonds shall not cause the yield to be more than six per centum per annum from the date of such bonds to the date of their redemption The bonds may be issued in series with varying provisions as to rates of interest maturity and other provisions not inconsistent with this act but all bonds of whatever series shall share ratably in the tolls hereinafter pledged as security therefor The principal and interest of such bonds may be made payable in any lawful medium The Commission shall determine the form of the bonds including any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereof which may be at any bank or trust company within or without the Commonwealth The bonds shall be signed by the Governor and by the chairman of the commission and the official seal of the commission shall be affixed thereto and attested by the secretary and treasurer of the commission and any coupons attached thereto shall bear the facsimile signature of the chairman of the commission In case any officer whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds such signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery All turnpike revenue bonds issued under the provisions of this act shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the negotiable instruments law of the Commonwealth The bonds may be issued in coupon or in registered form or both as the commisison may determine and provision may be made for the registration of any coupon bond as to principal alone and also as to both principal and interest and registered and coupon bonds shall be interchangeable The commission may sell such bonds in such manner and for such price as it may determine to be for the best interests of the Commonwealth but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than six per centum per annum computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values The proceeds of such bonds shall be used solely for the payment of the cost of the turnpike and shall be disbursed upon requisition of the chairman of the commission under such restrictions if any as the resolution authorizing the issuance of the bonds or the trust indenture hereinafter mentioned may provide If the proceeds of such bonds by error of calculation or otherwise shall be less than the cost of the turnpike additional bonds may in like manner be issued to provide the amount of such deficit and unless otherwise provided in the resolution authorizing the issuance of the bonds or in the trust indenture shall be deemed to be of the same issue and shall be entitled to payment from the same fund without preference or priority of the bonds first issued If the proceeds of the bonds shall exceed the cost of the turnpike the surplus shall be paid into the fund hereinafter provided for the payment of principal and interest of such bonds Prior to the preparation of definitive bonds the commission may under like restrictions issue temporary bonds with or without coupons exchangeable for definitive bonds upon the issuance of the latter The commission may also provide for the replacement of any bond which shall become mutilated or be destroyed or lost Such turnpike revenue bonds may be issued without any other proceedings or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this act

Anything in this act to the contrary notwithstanding the commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of turnpike revenue bonds of the Commonwealth not only for the purpose of paying the cost as hereinbefore defined of the turnpike but for any other purpose including during the existing war emergency the payment of interest and sinking fund requirements on any bonds issued under the provisions of this act Provided however That if any bonds are at any time outstanding under any trust indenture no additional bonds as herein provided shall be issued unless such additional bonds are issued in accordance with the provisions of such trust indenture or of any amendment or supplement to such trust indenture made in accordance with the terms thereof The commission is further authorized to sell such bonds in such manner and for such price as is hereinbefore authorized and the proceeds of such bonds shall be used solely for the purpose for which such bonds are authorized and shall be disbursed upon requisition of the chairman of the commission under such restrictions if any as the resolution authorizing the issuance of the bonds or such trust indenture may provide All bonds so issued and the rights of the holders thereof shall otherwise in every respect be governed by the provisions of this act

Such bonds are hereby made securities in which all State and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings banks trust companies saving and loan associations investment companies and other persons

carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth may properly and legally invest any funds incuding capital belonging to them or within their control and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the Commonwealth for any purpose for which the deposit of bonds or other obligations of the Commonwealth is now or may hereafter be authorized by law

Section 9 All moneys received from any bonds issued pursuant to this act shall be applied solely [to the payment of the cost of the turnpike or to the appurtenant fund] to the purpose for which such bonds are issued as provided in the resolution authorizing the issuance thereof and there shall be and hereby is created and granted a lien upon such moneys until so applied in favor of holders of such bonds or the trustee hereinafter provided for in respect of such bonds

Section 13 The commission is hereby authorized to provide by resolution for the issuance of turnpike revenue refunding bonds of the Commonwealth for the purpose of refunding any turnpike, revenue bonds issued under the provisions of this act and then outstanding either by voluntary exchange with the holders of such outstanding bonds or to provide funds to redeem and retire such outstanding bonds with accrued interest and any premium payable thereon at maturity or at any call date The issuance of such turnpike revenue refunding bonds the maturities and other details thereof the rights of the holders thereof and the duties of the Commonwealth and of the commission in respect to the same shall be governed by the foregoing provisions of this act insofar as the same may be applicable [and by the following provisions

(a) No turnpike revenue refunding bonds shall be delivered unless delivered in exchange for turnpike revenue bonds to be refunded thereby except in the amount necessary to provide for the payment of matured or redeemable turnpike revenue bonds or turnpike revenue bonds maturing or redeemable within three months including any redemption premium thereon]

[(b) No turnpike revenue refunding bonds shall be issued unless issued to refund turnpike revenue bonds which have matured or will mature within three months or unless the interest rate of the turnpike revenue refunding bonds shall be at least one-fourth of one per centum less than the interest rate borne by the turnpike revenue bonds to be refunded] Provided however That no turnpike revenue refunding bonds shall be issued and delivered under the provisions of this section unless the bonds to be refunded thereby shall mature within three months or unless the interest rate of the turnpike revenue refunding bonds shall be at least one-fourth of one per centum less than the interest rate borne by the turnpike revenue bonds to be refunded

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reynolds,
Baker,	Gaffney,	Madden,	Riley,
Barrett,	Gallagher,	Madigan,	Robertson,
Barton,	Gardner,	Mahany,	Root,
Baumunk,	Getchey,	Matthews,	Rose,
Bentley,	Gibson,	McAtee,	Royer,
Bentzel,	Goodling,	McClester,	Rudisill,
Boles,	Gore,	McCormack,	Salus,
Bonawitz,	Grant,	McDowell,	Scanlon,
Boney,	Green,	McKinney,	Schuster,
Boorse,	Greenwood,	McLanahan,	Serrill,
Boory,	Greer,	McMillen,	Shaffer,
Bower,	Guthrie,	McNair,	Shoemaker,
Brancato,	Gyger,	McNally,	Skale,
Breisch,	Haberlen,	Mihm,	Sloan,
Brice,	Hall,	Mikula,	Smith,
Brothers,	Hamilton,	Miller	Snider,
Brown,	Hare,	Milliken,	Snyder,
Brunner, C. H.,	Haudenshield,	Mills,	Sollenberger,
Brunner, P. A.,	Heatherington,	Modell,	Sorg,
Burns,	Helm,	Mooney,	Stank,
Cadwalader,	Hennihan,	Moore, C. E.,	Stockham,
Chervenak,	Hering,	Moore, W. J.,	Stonier,
Chudoff,	Herman,	Moran,	Stuart,
Cohen,	Hersch,	Moser,	Swope,
Coleman,	Hewitt,	Munley,	Tahl,
Cook,	Hoffman,	Murray, M. L.,	Tate,
Cooper,	Hoggard,	Murray, P. G.,	Tittle,
Corrigan,	Hoopes,	Myhan,	Trachtman,
Costa,	Howells,	Nagel,	Trent,
Coulson,	Hunter,	Nelson,	Trout,
Coyle,	Huntley,	O'Brien,	Turbett,
Cullen,	James,	O'Connor,	Turner,
Dague,	Jones,	O'Dare,	Varallo,
Dalrymple,	Kennedy,	O'Donnell,	Verona,
Dennison,	Kirley,	O'Neill,	Wachhaus,
Depuy,	Kline,	Owens,	Wagner
Dillon,	Kolankiewicz,	Pentrack,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Fleming,	Loftus,	Reese, R. E.,	Yester,
Foor,	Longo,	Regan,	Fiss,
Fox,	Lopez,	Reidenbach,	Speaker.
Freed,	Lovett,	Reilly,	
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 721, Printer's No. 416,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 722, as follows:

An Act to amend the act approved the fifteenth day of March one thousand eight hundred ninety-nine (P. L. 8) entitled "An act to regulate the manner in which appropriations to educational penal reformatory charitable benevolent or eleemosynary institutions shall be paid" by further regulating appropriations made to land grant colleges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the fifteenth day of March one thousand eight hundred ninety-nine (P. L. 8) entitled "An act to regulate the manner in which appropriations to educational penal reformatory charitable benevolent or eleemospnary institutions shall be paid" is hereby

amended by adding at the end thereof a new section to read as follows

Section 3 The provisions of this act shall not apply to appropriations made to land grant colleges in order to carry into effect the Act of Congress approved July second one thousand eight hundred and sixty-two granting public land to the several states for educational purposes and subsequent Act of Congress related thereto and the Act of the Legislature of Pennsylvania approved April first one thousand eight hundred sixty-three and subsequent Acts of the Legislature of Pennsylvania accepting the provisions and conditions of said Acts of Congress and pledging the faith of the State to carry the same into effect provided however that land grant colleges shall be entitled to funds appropriated only upon presentation by them of certified payrolls and vouchers showing expenditures in accordance with the appropriations

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boles,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coyle,	Howells,	Nagel,	Trent,
Coulson,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers,	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D. P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BIILLS PASSED OVER

There being no objection

Senate Bill No. 319, Printer's No. 192,
Senate Bill No. 320, Printer's No. 193,
Senate Bill No. 321, Printer's No. 194,
Senate Bill No. 322, Printer's No. 195 and
Senate Bill No. 323, Printer's No. 196,

were passed over at the request of the SPEAKER.

COMMITTEE REPORTS

Mr. DILLON from the Committee on Professional Licensure reported as committed Senate Bill No. 387, entitled:

An Act to further amend section fourteen of the act approved the nineteenth day of March one thousand nine hundred nine (P. L. 46) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" by further regulating grounds for refusal revocation or suspension of the right to practice as osteopaths in the State of Pennsylvania

Mr. TAHL from the Committee on Elections reported as committed Senate Bill No. 578, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen, and section nine hundred seventy-eight point one of the act, approved third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by eliminating certain filing fees required by said act.

Mr. MORAN from the Committee on Boroughs reported as committed Senate Bill No. 643, entitled:

An Act validating certain borough ordinances which were inadvertently recorded beyond the statutory period.

Mr. FINNERTY from the Committee on Professional Licensure reported as amended Senate Bill No. 373, entitled:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589), entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by further regulating

the practice of barbering and the registration of barber shops managers and owners of barber shops barbers teachers of barbering students and apprentices

Mr. ROYER from the Committee on Motor Vehicles reported as amended Senate Bill No. 667, entitled:

An Act to further amend clauses six, seven, twenty and twenty-three of section two of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," exempting from the provisions thereof motor vehicles engaged in the transportation of wood used in the manufacture of charcoal and wood chemicals.

BILLS ON FIRST READING

By unanimous consent the following bills were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 387, entitled:

An Act to further amend section fourteen of the act approved the nineteenth day of March, one thousand nine hundred nine (P. L. 46), entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act," by further regulating grounds for refusal, revocation, or suspension of the right to practice as osteopaths in the State of Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 578, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen and section nine hundred seventy-eight point one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by eliminating certain filing fees required by said act

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 643, entitled:

An Act validating certain borough ordinances which were inadvertently recorded beyond the statutory period.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 78.

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) entitled as amended "An act to provide revenue for State purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation" by excepting and excluding therefrom the obligations of municipal corporations by exempting scrip bonds certificates and evidences of indebtedness held in certain employes pension trusts and held under certain circumstances for the benefit of non-residents of this Commonwealth and by making further provision for the assessment collection and the making of payment of and report concerning the tax imposed by the act

With the information that the Senate has passed the same with an amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend Section 1, page 10, line 11, by striking out after the word "the" the word "normal" and inserting in lieu thereof the word "nominal".

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reilly,
Baker,	Gaffney,	Madden,	Reynolds,
Barrett,	Gallagher,	Madigan,	Riley,
Barton,	Gardner,	Mahany,	Robertson,
Baumunk,	Getchey,	Matthews,	Root,
Bentley,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boles,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Greenwood,	McKinney,	Scanlon,
Boorse,	Green,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Mills,	Snider,
Brunner, C. H.,	Haudenshield,	Milliken,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Chervenak,	Hering,	Moore, W. J.,	Stockham,
Chudoff,	Herman,	Moran,	Stonier,
Cohen,	Hersch,	Moser,	Stuart,
Coleman,	Hewitt,	Munley,	Swope,
Cook,	Hoffman,	Murray, M. L.,	Tahl,
Cooper,	Hoggard,	Murray, P. G.,	Tate,
Corrigan,	Hoopes,	Myhan,	Tittle,
Costa,	Howells,	Nagel,	Trachtman,
Coulson,	Hunter,	Nelson,	Trent,
Coyle,	Huntley,	O'Brien,	Trout,
Cullen,	James,	O'Connor,	Turbett,
Dague,	Jones,	O'Dare,	Turner,
Dalrymple,	Kennedy,	O'Donnell,	Varallo,
Dennison,	Kirley,	O'Neill,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	Pentrack,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack,	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Loftus,	Reese, R. E.,	Yeakel,
Foor,	Longo,	Regan,	Yester,
Fox,	Lopez,	Reidenbach,	Fiss,
Freed,	Lovett,		Speaker.
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 135.

An Act fixing the salaries of State Mine Inspectors under the jurisdiction of the Department of Mines in this Commonwealth and the expenses incident to this office.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 2, by striking out the heavy faced bracket before the word "shall"; also in line 9, by striking out the heavy faced bracket after the word "has" and the words "who have".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reynolds,
Baker,	Gaffney,	Madden,	Riley,
Barrett,	Gallagher,	Madigan,	Robertson,
Barton,	Gardner,	Mahany,	Root,
Baumunk,	Getchey,	Matthews,	Rose,
Bentley,	Gibson,	McAtee,	Royer,
Bentzel,	Goodling,	McClester,	Rudisill,
Boles,	Gore,	McCormack,	Salus,
Bonawitz,	Grant,	McDowell,	Scanlon,
Boney,	Green,	McKinney,	Schuster,
Boorse,	Greenwood,	McLanahan,	Serrill,
Boory,	Greer,	McMillen,	Shaffer,
Bower,	Guthrie,	McNair,	Shoemaker,
Brancato,	Gyger,	McNally,	Skale,
Breisch,	Haberlen,	Mihm,	Sloan,
Brice,	Hall,	Mikula,	Smith,
Brothers,	Hamilton,	Miller,	Snider,
Brown,	Hare,	Milliken,	Snyder,
Brunner, C. H.,	Haudenshield,	Mills,	Sollenberger,
Brunner, P. A.,	Heatherington,	Modell,	Sorg,
Burns,	Helm,	Mooney,	Stank,
Cadwalader,	Hennihan,	Moore, C. E.,	Stockham,
Chervenak,	Hering,	Moore, W. J.,	Stonier,
Chudoff,	Herman,	Moran,	Stuart,
Cohen,	Hersch,	Moser,	Swope,
Coleman,	Hewitt,	Munley,	Tahl,
Cook,	Hoffman,	Murray, M. L.,	Tate,
Cooper,	Hoggard,	Murray, P. G.,	Tittle,
Corrigan,	Hoopes,	Myhan,	Trachtman,
Costa,	Howells,	Nagel,	Trent,
Coulson,	Hunter,	Nelson,	Trout,
Coyle,	Huntley,	O'Brien,	Turbett,
Cullen,	James,	O'Connor,	Turner,
Dague,	Jones,	O'Dare,	Varallo,
Dalrymple,	Kennedy,	O'Donnell,	Verona,
Dennison,	Kirley,	O'Neill,	Wachhaus,
Depuy,	Kline,	Owens,	Wagner,
Dillon,	Kolankiewicz,	Pentrack,	Waterhouse,
Dix,	Komorofski,	Petrosky,	Watkins,
Dougherty,	Krise,	Pettigrew,	Weiss,
Duffy,	Kurtz,	Pickens,	Welsh,
Dye,	Lane,	Polaski,	Wescott,
Elder,	Laughner,	Polen,	White,
Elish,	Lee,	Powers,	Wood, L. H.,
Erb,	Leisey,	Propert,	Wood, N.,
Ewing,	Leonard,	Readinger,	Worley,
Finnerty,	Levy,	Reagan,	Wright,
Flack,	Lichtenwalter,	Reese, D P.,	Yeakel,
Fleming,	Loftus,	Reese, R. E.,	Yester,
Foor,	Longo,	Regan,	Fiss,
Fox,	Lopez,	Reidenbach,	Speaker.
Freed,	Lovett,	Reilly,	
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 211.

An Act providing for and regulating the appointment promotion and reduction in rank suspension and removal of paid operators of fire apparatus in boroughs incorporated towns and townships of the first class creating a civil service commission in each borough incorporated town and township of the first class defining the duties of such civil service commission imposing certain duties and expenses on boroughs incorporated towns and townships of the first class imposing penalties and repealing inconsistent laws

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, by inserting the following as a new Section 1:

"Section 1 The appointment promotion and reduction in rank suspension and removal of paid operators of fire apparatus in boroughs incorporated towns and townships of the first class shall be regulated by this act only in boroughs incorporated towns and townships of the first class having two paid operators of fire apparatus if a civil service commission created under the Act approved the fifth day of June one thousand nine hundred forty-one (P. L. 84) has been appointed or in boroughs incorporated towns and townships of the first class having three or more paid operators of fire apparatus if no civil service commission under the Act approved the fifth day of June one thousand nine hundred forty-one (P. L. 84) has been appointed"

also in line 1, by inserting after the figure "1" the letter "(a)"; also in same line by deleting the underscoring under the words "Appointments Etc As Operators Of Fire Apparatus In Boroughs Incorporated Towns and Townships Of The First Class".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Frost,	Lovett,	Reilly,
Baker,	Fullerton,	Lyons,	Reynolds,
Barrett,	Gaffney,	Madden,	Riley,
Barton,	Gallagher,	Madigan,	Robertson,
Baumunk,	Gardner,	Mahany,	Root,
Bentley,	Getchey,	Matthews,	Rose,
Bentzel,	Gibson,	McAtee,	Royer,
Boles,	Goodling,	McClester,	Rudisill,
Bonawitz,	Gore,	McCormack,	Salus,
Boney,	Grant,	McDowell,	Scanlon,
Boorse,	Green,	McKinney,	Schuster,
Boory,	Greenwood,	McLanahan,	Serrill,
Bower,	Greer,	McMillen,	Shaffer,
Brancato,	Guthrie,	McNair,	Shoemaker,
Breisch,	Gyger,	McNally,	Skale,
Brice,	Haberlen,	Mihm,	Sloan,
Brothers,	Hall,	Mikula,	Smith,
Brown,	Hamilton,	Miller,	Snider,
Brunner, C. H.,	Hare,	Milliken,	Snyder,
Brunner, P. A.,	Haudenshield,	Mills,	Sollenberger,
Burns,	Heatherington,	Modell,	Sorg,
Cadwalader,	Helm,	Mooney,	Stank,
Chervenak,	Hennihan,	Moore, C. E.,	Stockham,
Chudoff,	Hering,	Moore, W. J.,	Stonier,
Cohen,	Herman,	Moran,	Stuart,
Coleman,	Hersch,	Moser,	Swope,
Cook,	Hewitt,	Munley,	Tahl,
Cooper,	Hoffman,	Murray, M. L.,	Tate,
Corrigan,	Hoggard,	Murray, P. G.,	Tittle,
Costa,	Hoopes,	Myhan,	Trachtman,
Coulson,	Howells,	Nagel,	Trent,
Coyle,	Hunter,	Nelson,	Trout,
Cullen,	Huntley,	O'Brien,	Turbett,
Dague,	James,	O'Connor,	Turner,
Dalrymple,	Jones,	O'Dare,	Varallo,
Dennison,	Kennedy,	O'Donnell,	Verona,
Depuy,	Kirley,	O'Neill,	Wachhaus,
Dillon,	Kline,	Owens,	Wagner,
Dix,	Kolankiewicz,	Pentrack,	Waterhouse,
Dougherty,	Komorofski,	Petrosky,	Watkins,
Duffy,	Krise,	Pettigrew,	Weiss,
Dye,	Kurtz,	Pickens,	Welsh,
Elder,	Lane,	Polaski,	Wescott,
Elish,	Laughner,	Polen,	White,
Erb,	Lee,	Powers	Wood, L. H.,
Ewing,	Leisey,	Propert,	Wood, N.,
Finnerty,	Leonard,	Readinger,	Worley,
Flack,	Levy,	Reagan,	Wright,
Fleming,	Lichtenwalter,	Reese, D P.,	Yeakel,
Foor,	Loftus,	Reese, R. E.,	Yester,
Fox,	Longo,	Regan,	Fiss,
Freed,	Lopez,	Reidenbach,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1017.

An Act to protect the public health and safety by requiring registration with and the securing of permits from the State Board of Pharmacy by persons copartnerships associations and corporations engaged in the manufacture or production of drugs and medical supplies regulating the manufacture of drugs and medical supplies as herein defined prohibiting the manufacture possession or sale of adulterated or misbranded drugs and medical supplies prescribing permits providing for inspections and the suspension and revocation of permits conferring powers on the State Board of Pharmacy and courts and providing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 2, by striking out after the word "of" the word "permits" and inserting in lieu thereof the words "certificates of registration"; also in line 9, by striking out after the word "prescribing" the word "permits" and inserting in lieu thereof the words "certificates of registration"; also in lines 10 and 11 the striking out of the word "permit" and inserting in lieu thereof the words "certificates of registration".

Amend Section 2, page 3, line 6, by striking out after the figure "2" the word "Permits" and inserting in lieu thereof the word "Registration"; also in line 8, by striking out after the word "a" the word "permit" and inserting in lieu thereof the words "certificate of registration".

Amend Section 4, page 3, line 22, by striking out after the word "for" the word "Permits" and inserting in lieu thereof the word "Registration"; also in same line by striking out after the word "Fees" the word "Permit" and inserting in lieu thereof the word "Registration"; also in line 23, by striking out after the word "for" the word "permits" and inserting in lieu thereof the words "a certificate of registration"; also in line 28, by striking out after the word "rate" the word "permit" and inserting the words "certificate of registration"; also in line 29, by striking out after the syllable "facture" the word "Permits" and inserting in lieu thereof the words "Certificate of registration"; also on page 4, line 2, by striking out after the word "manufacutre" the word "Permits" and inserting in lieu thereof the words "Certificate of registration"; also in same line by striking out after the word "a" the word "permit" and inserting in lieu thereof the word "registration" also in line 5, by striking out after the word "for" the word "permits" and inserting in lieu thereof the word "registration"; also in line 6, by striking out after the word "or" the word "permittee" and inserting in lieu thereof the words "person to whom a certificate of registration has been issued"; also in line 9, by striking out after the word "existing" the word "permit" and inserting in lieu thereof the words "certificate of registration"; also in line 13, by striking out after the word "a" the word "permit" and inserting in lieu thereof the words "certificate of registration".

Amend Section 9, page 7, line 9, by striking out after the word "a" the word "permit" and inserting in lieu thereof the words "certificate of registration";

Amend Section 10, page 7, line 15, by striking out after the word "of" the word "Permit" and inserting in lieu thereof the words "Certificate of Registration"; also in line 17, by striking out after the word "any" the word "permit" and inserting in lieu thereof the words "certificate of registration"; also in line 24, by inserting after the word "herein" the following:

"Any person to whom a certificate of registration has been issued aggrieved by the action of the State Board of Pharmacy in suspending or revoking a certificate of registration may appeal from the action of the board by petition to the Court of Common Pleas of Dauphin County Such appeals must be taken within thirty days after such suspension or revocation No appeal shall act as a supersedeas".

Amend Section 11, page 8, line 3, by striking out after the word "which" the word "permits" and inserting in lieu thereof the words "certificate of registration".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Andrews,	Fullerton,	Lyons,	Reilly,
Baker,	Gaffney,	Madden,	Reynolds,
Barrett,	Gallagher,	Madigan,	Riley,
Barton,	Gardner,	Mahany,	Robertson,
Baumunk,	Getchey,	Matthews,	Root,
Bentley,	Gibson,	McAtee,	Rose,
Bentzel,	Goodling,	McClester,	Royer,
Boies,	Gore,	McCormack,	Rudisill,
Bonawitz,	Grant,	McDowell,	Salus,
Boney,	Green,	McKinney,	Scanlon,
Boorse,	Greenwood,	McLanahan,	Schuster,
Boory,	Greer,	McMillen,	Serrill,
Bower,	Guthrie,	McNair,	Shaffer,
Brancato,	Gyger,	McNally,	Shoemaker,
Breisch,	Haberlen,	Mihm,	Skale,
Brice,	Hall,	Mikula,	Sloan,
Brothers,	Hamilton,	Miller,	Smith,
Brown,	Hare,	Milliken,	Snider,
Brunner, C. H.,	Haudenshield,	Mills,	Snyder,
Brunner, P. A.,	Heatherington,	Modell,	Sollenberger,
Burns,	Helm,	Mooney,	Sorg,
Cadwalader,	Hennihan,	Moore, C. E.,	Stank,
Chervenak,	Hering,	Moore, W. J.,	Stockham,
Chudoff,	Herman,	Moran,	Stonier,
Cohen,	Hersch,	Moser,	Stuart,
Coleman,	Hewitt,	Munley,	Swope,
Cook,	Hoffman,	Murray, M. L.,	Tahl,
Cooper,	Hoggard,	Murray, P. G.,	Tate,
Corrigan,	Hoopes,	Myhan,	Tittle,
Costa,	Howells,	Nagel,	Trachtman,
Coulson,	Hunter,	Nelson,	Trent,
Coyle,	Huntley,	O'Brien,	Trout,
Cullen,	James,	O'Connor,	Turbett,
Dague,	Jones,	O'Dare,	Turner,
Dalrymple,	Kennedy,	O'Donnell,	Varallo,
Dennison,	Kirley,	O'Neill,	Verona,
Depuy,	Kline,	Owens,	Wachhaus,
Dillon,	Kolankiewicz,	Pentrack,	Wagner,
Dix,	Komorofski,	Petrosky,	Waterhouse,
Dougherty,	Krise,	Pettigrew,	Watkins,
Duffy,	Kurtz,	Pickens,	Weiss,
Dye,	Lane,	Polaski,	Welsh,
Elder,	Laughner,	Polen,	Wescott,
Elish,	Lee,	Powers,	White,
Erb,	Leisey,	Propert,	Wood, L. H.,
Ewing,	Leonard,	Readinger,	Wood, N.,
Finnerty,	Levy,	Reagan,	Worley,
Flack,	Lichtenwalter,	Reese, D. P.,	Wright,
Fleming,	Loftus,	Reese, R. E.,	Yeakel,
Foor,	Longo,	Regan,	Yester,
Fox,	Lopez,	Reidenbach,	Fiss,
Freed,	Lovett,		Speaker.
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 805.

An Act to amend Article VIII of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful to injure tap or make unauthorized connections with telegraph and telephone facilities to receive or send communications by means of such unauthorized connections or to induce such actions by another and providing penalties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 6, by striking out after the word "unauthorized" the word "connection" and inserting in lieu thereof the word "connections".

Amend Section 1, page 2, line 5, by inserting after the word "Whoever" the words "wilfully and maliciously"; also in line 12, by striking out after the word "means" the word "knowingly" and inserting in lieu thereof the words "wilfully and maliciously"; also in line 18, by striking out after the word "or" the word "receive" and inserting in lieu thereof the word "receives".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. CHARLES H. BRUNNER, Jr. Mr. Speaker, I move that the House do non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE ADOPTS CONFERENCE COMMITTEE REPORT ON HOUSE BILL No. 527

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 527.

An Act to amend section four thousand three hundred one of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by further regulating the administration of the police pension fund

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 29.

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further extending the time for present employes as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service

HOUSE BILL No. 122.

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by exempting and excluding therefrom all public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities by exempting personal property held in certain employee pension trusts and personal property held under certain circumstances for the benefit of non-residents of this Commonwealth and by exempting annuities and shares of stock of corporations liable to a gross premium tax and shares of stock of corporations relieved of the capital stock tax

HOUSE BILL No. 763.

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 936) entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate and fixing the fees for such services" by providing for the appointment of a custodian of delinquent tax records elimination of fees and relieving the receiver of taxes of the liability for the accuracy of tax memoranda

HOUSE BILL No. 1036.

An Act relating to the rate of pay for policemen firemen and park guards in cities of the first class providing for a system whereby policemen firemen and park guards of cities of the first class who shall enter or who shall have entered the military service during the present hostilities shall be paid upon honorable discharge and re-entry into the police fire or park guard service at the same rate of pay as if they had actually served on the police force fire bureau or park guard force of cities of the first class during the years months or days they were in the military service

HOUSE BILL No. 1172.

An Act to further amend the first six paragraphs of section four hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the membership of the Pennsylvania Aeronautics Commission

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 29.

An Act to further amend clause one of section three and section twelve of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by

further extending the time for present employes as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service

HOUSE BILL No. 122.

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legsilation which provided for raising revenue for State purposes" by exempting and excluding therefrom all public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities by exempting personal property held in certain employee pension trusts and personal property held under certain circumstances for the benefit of nonresidents of this Commonwealth and by exempting annuities and shares of stock of corporations liable to a gross premium tax and shares of stock of corporations relieved of the capital stock tax

HOUSE BILL No. 763.

An Act to amend section one of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 936) entitled "An act authorizing receivers of taxes in and for cities of the first class to furnish certificates of taxes and claims which are liens on real estate and fixing the fees for such services" by providing for the appointment of a custodian of delinquent tax records elimination of fees and relieving the receiver of taxes of the liability for the accuracy of tax memoranda

HOUSE BILL No. 1036.

An Act relating to the rate of pay for policemen firemen and park guards in cities of the first class providing for a system whereby policemen firemen and park guards of cities of the first class who shall enter or who shall have entered the military service during the present hostilities shall be paid upon honorable discharge and re-entry into the police fire or park guard service at the same rate of pay as if they had actually served on the police force fire bureau or park guard force of cities of the first class during the years months or days they were in the military service

HOUSE BILL No. 1172.

An Act to further amend the first six paragraphs of section four hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the membership of the Pennsylvania Aeronautics Commission

HOUSE BILL No. 527.

An Act to amend section four thousand three hundred one of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto," by further regulating the administration of the police pension fund.

SENATE BILL No. 59.

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing rest periods, sick leave, hospital and medical expenses, and extra compensation in certain cases for police in counties of the second class"

SENATE BILL No. 284.

An Act to amend section one of the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 270) entitled "An act appropriating moneys received from the Federal Government for housing and maintaining naval military or other personnel at the Soldiers' and Sailors' Home at Erie to the Department of Military Affairs for the maintenance and operation of said home" by including moneys received for the housing and maintaining of certain discharged service men

SENATE BILL No. 341.

An Act to repeal except as to counties of the first class clause (b) 1 of section one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 415) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom"

SENATE BILL No. 342.

An Act to amend section two hundred thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" requiring each register of wills to give a joint and several bond approved by the judges of the orphans' court and by the Governor

SENATE BILL No. 360.

An Act to amend the title and section two of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 340) entitled "An act empowering cities of the third class boroughs incorporated towns and townships to co-operate with each other through joint agreements in the exercise of their governmental powers duties and functions relating to the public health recreation zoning and municipal planning" by extending the power of municipalities to co-operate in the exercise of their governmental powers duties and functions

SENATE BILL No. 425.

An Act authorizing individual co-fiduciaries in certain cases to consent to holding of investments in the name

of their corporate co-fiduciaries' nominee and validating such consents heretofore given

SENATE BILL No. 488.

An Act to amend Section 3 of the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" by making further provision concerning the revocation of credits given by a bank for items drawn on or payable at such bank

SENATE BILL No. 493.

An Act to repeal the special acts approved the twelfth day of March one thousand eight hundred sixty-six (P. L. 171) and the fourteenth day of February one thousand eight hundred sixty-seven (P. L. 207) relating to the fees of the sheriff prothonotary register recorder clerk of courts and district attorney in Washington County

SENATE BILL No. 526.

A Supplement to the act approved the fourth day of June one thousand nine hundred forty-three (Appropriation Acts page 59) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-three' providing a deficiency for indexing the Legislative Journal

SENATE BILL No. 631.

An Act to further amend section one thousand eleven of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporation acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and revealing certain acts and parts of acts" by providing that hereafter any claim for the amount of any deficiency in the funds property or investments of an estate of which the institution was fiduciary or any surcharge with respect to such estate shall have the same rank and priority upon liquidation by the secretary as receiver as is given to deposits and other claims enumerated in the third category set forth in said section

SENATE BILL No. 663.

An Act to further amend section one of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" defining "County Employe" to include persons employed by independent poor districts

SENATE BILL No. 693.

An Act to further amend subsection (b) of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" providing for payment of filing fees by cash in certain cases

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 2, 89, 136, 155, 329, 330, 361, 448, 449, 534, 823 and 1095

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2, Printer's No. 537, entitled "An Act to amend section seven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 899) entitled 'An act regulating public bathing swimming pools public bath houses public and private natatoriums turkish bath houses all places hired for any form of bathing or swimming and all related appurtenances fixing license fees providing in matters of sanitation cleanliness and safety for supervision by the Department of Health and prescribing penalties for violations' by eliminating certain annual fees."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 89, Printer's No. 350, entitled "An act making an appropriation from the State Workmen's Insurance Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund."

EDWARD MARTIN.

April 26, 1946.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 136, Printer's No. 419, entitled "An Act to amend section one of the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 190) entitled 'An act authorizing in certain cases the renewal of old motor vehicle operators' licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith, without a learner's permit,

examination or additional fee; and while in such service the operation of motor vehicles without renewal of operators' license; and the temporary suspension of existing laws requiring the same,' by providing that honorably discharged veterans may make application for renewal of old motor vehicle operators' licenses for a period of one year from the date of honorable discharge in certain cases and authorizing such applications also to be certified by, and sworn to before, a notary public."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 155, Printer's No. 351, entitled "An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 329, Printer's No. 584, entitled "An Act to further amend section three hundred one and section three hundred three and to amend section three hundred four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended 'An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws' by further regulating the computation of the reserve liability of life insurance companies deficiency reserve requirements and the acceptance of valuations made by other states."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 330, Printer's No. 456, entitled "An Act to further amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by amending section four hundred ten (410) thereof relating to uniform policy provisions by adding thereto section four hundred ten A (410A) relating to non-forfeiture benefits and cash surrender values required in life insurance policies and by amending section four hundred twenty C (420C) thereof relating to uniform industrial policy provisions."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 361, Printer's No. 64, entitled "An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the Fortieth Ward City of Philadelphia Commonwealth of Pennsylvania known as the Naval Ammunition Depot of Fort Mifflin Pennsylvania and ceding jurisdiction to the United States."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 448, Printer's No. 536, entitled "An Act to add section nineteen and two-tenths to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled 'An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties' by providing for the admission of assessors into membership of such retirement systems."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 449, Printer's No. 610, entitled "An Act relating to settlements abolishing settlement and residence as a factor in eligibility for receiving public assistance or liability of the Commonwealth or any political subdivision thereof for granting assistance and repealing inconsistent legislation."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 534, Printer's No. 124, entitled "An Act to amend subtitle (j) and sections six hundred sixty and six hundred sixty-one of article eight of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by making certain provisions now applicable to parks in second class counties only applicable to parks in all classes of counties."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 823, Printer's No. 358, entitled "An Act to further amend subsection (1) of section six of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled 'An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties' further regulating the return of part of the weighmaster's license fee to cities and counties."

EDWARD MARTIN.

May 1, 1945.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1095, Printer's No. 348, entitled "An Act to amend section one thousand one hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' requiring the Pennsylvania Game Commission to pay bounties to public employees."

EDWARD MARTIN.

SENATE MESSAGES

RESOLUTIONS FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 24. 1945.

Whereas, it has come to the attention of the members of the General Assembly of the Commonwealth of Pennsylvania that the oldest school of applied art in America. the Moore Institute of Art, located in Philadelphia, has recently ended the hundredth year of its exsitence as a valuable constituent of the educational facilities offered by the Commonwealth of Pennsylvania; and

Whereas, the said Moore Institute of Art has become the largest school of art exclusively for women, known to be in operation anywhere in the world, and the training offered young women in design has supplied to the manufacturers of America trained talent of inestimable value in many fields, be it therefore

Resolved, (if the House of Representatives concur) that the General Assembly of Pennsylvania extends its congratulations to the officers, directors and faculty of the Moore Institute of Art, located in Philadelphia, and its wishes for the Institute's continued success in the second century of its existence, and be it further

Resolved, That copies of this resolution, properly authenticated, be forwarded to the Moore Institute of Art, and to the Honorable Edwin O. Lewis, its President, as a token of the General Assembly's appreciation of the excellent work performed by the Institute.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate of Pennsylvania, March 12, 1945.

Whereas, The establishing of a permanent peace for the whole world is the earnest prayer of all civilized mankind; and

Whereas, It is the unanimous and just opnion of all conscientious people that those who bore the brunt of the fighting in this war should also have a prominent voice in the making of the peace; therefore be it

Resolved (if the House of Representatives concur), That the Senate and House of Representatives of the 1945 Session of the Pennsylvania State Legislature, hereby memorializes the Congress of the United States of America, to require that in any peace conference which is to decide the final adjustments for the future world peace, that each branch of the fighting forces of the Nation shall be represented at the said peace conference and each branch of the fighting forces to be appointed by members of said forces, who have been actively engaged at the various fronts and on the seas; and be it further

Resolved, That each member so representing his or her branch of the service shall have full voice and vote in any and all final decisions; and be it further

Resolved, That a copy of this resolution, signed by the President of the Senate, the Speaker of the House of Representatives and the Governor of the Commonwealth of Pennsylvania, be transmitted to the President of the United States, the Secretary of State of the United States, the President of the Senate of the United States, and the Speaker of the House of Representatives of the Congress of the United States.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 775.

An Act making an appropriation out of the Motor License Fund to the Joint State Government Commission of the General Assembly to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions and an equitable basis for State aid to local governments for highway purposes authorizing consultation with research organization of recognized national standing and defining its powers and duties.

Referred to the Committee on Appropriations.

ADDITIONAL SPONSOR

Mr. DENNISON asked and obtained unanimous consent to add an additional name as sponsor on House Bill No. 1287. The name of Mr. Watkins was added.

RESOLUTION INTRODUCED AND REFERRED

By Mr. MAHANY. (Concurrent) RESOLUTION No. 63.

In the House of Representatives, May 1, 1945.

Resolved, That the General Assembly of the Commonwealth of Pennsylvania hereby requests the Joint State Government Commission to make a thorough investigation and study of the conditions, practice and laws of this Commonwealth, relating to child welfare, and to children, especially to those which relate to the dependent, defective delinquent, neglected, incorrigible or illegitimate children, or to their treatment, care maintenance, custody, control or protection and reformation, and to report to the General Assembly not later than March 1, 1947, the result of such study and investigation, and to accompany such report with its recommendations as to any legislation necessary to carry out such recommendations.

For those purposes the Joint State Government Commission of the General Assembly shall have the power to compel the appearances of witnesses and the produc-

tion of books, papers, and records, and to issue proper subpoenas for the attendance of witnesses and the production of books, papers, records, and any and all other writings deemed necessary for the fulfillment of the duties prescribed by this resolution.

Referred to the Committee on Rules.

ADJOURNMENT

Mr. FROST. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 2, 1945, at 2 p. m.

The motion was agreed to, and (at 7:47 p. m.) the House adjourned.

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